

November 9, 2006

The Carroll County Board of Supervisors held their regular monthly meeting on Thursday, November 9, 2006 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: Glenna Myers, Chairman
 W. Jeff Evans, Vice-Chairman
 L. J. Jones
 Joseph H. Early, III
 Ralph J. "Bob" Martin, Jr.
 David V. Hutchins
 Gary Larrowe, County Administrator
 Ronald L. Newman, Assistant Administrator
 Bradley Dalton, County Attorney

Mrs. Myers called the meeting to Order at 9:45 a.m. and asked Mr. Larrowe to lead in prayer and the pledge of allegiance.

DISCUSSION OF MINUTES

Mr. Early stated that on page 17 in the discussion concerning the Comprehensive Plan the minutes should read "had taken" and not "had took".

Mr. Hutchins stated that on page 2 concerning the vote for Chairman the minutes should read that "Mrs. Myers Abstained" and not "Mrs. Myers voted No."

DISCUSSION OF CLAIMS

Mr. Early asked who Tarheel Paper Company was.

Ms. Libby Lineberry replied this was for janitorial supplies such as paper towels and toilet tissue.

Mr. Early asked where they were located.

Ms. Lineberry replied Roanoke.

Mr. Early told that he just wanted to make sure the County was doing business with local companies where possible. He then asked who Total Communications was.

Mr. Larrowe told that this was for telephone service.

Mr. Hutchins told that he had noticed there were invoices from Embark and Total Communications and that he wondered why there was a need for two vendors for telephone service.

November 9, 2006

Mr. Larrowe told that the telephone system had been changed about two years ago. He told that up to that point Sprint had been the sole provider but with the change all the communications in the building including the telephones, the server, and the connections are leased through Total Communications and that the lines going from the building including the T-1 lines and dedicated lines were through Embark.

Mr. Hutchins asked if it would be more economical to have one provider.

Mr. Larrowe told that the system had been re-bid but with waiting for the technology for a voice over IP system it was a mute point until the system within the building was upgraded.

Mr. Evans told that with explanation he was going to make a motion to withhold all but Carroll County's portion of the electrical and telephone services at the Twin County Airport due to the Minimum Standards and Rules and Regulations for the Twin County Airport that he has copied and provided to each member. He told that this document was approved by 3 of the 7 members of the Commission with 4 members being present at the past meeting. He told that he was concerned about alcohol and a few other things at the Airport.

Mr. Jones asked if this could be done since it was in the budget.

Mr. Evans told that his motion would include that the money would go back when things are done right at the Airport. He told that this was the only leverage that the Board had to get the situation at the Airport under control. He told that this would let this group know that they were not a free government that did not answer to anyone and told that they did answer to the localities that put them there.

Mr. Dalton stated that the proper procedure would be to move for this claim to be removed from the claims paid this month.

Mrs. Myers commented that this was the amount that was in the budget.

Mr. Evans read the following from Section 33 of the Minimum Standards and Rules and Regulations for the Twin County Airport: "The use of illegal drugs or abuse of prescribed and over the counter medications/substances is prohibited on airport grounds. Dispensation and/or consumption of alcoholic beverages on airport grounds, excluding FBOs or other business entities engaged in Air Taxi, Air Charter, Aircraft Lease operations, is prohibited." He told that the only one allowed to do this is Twin County Aviation and stated that there could be a bar or anything at Twin County Aviation. He told that the Commission was forced to vote on this the first time it was seen by the

November 9, 2006

Commission. He then read the definition of Exclusive Right from this document and stated that the definition shows this to be exclusive for Twin County Aviation. He stated that the vote of Carroll County was against alcohol. He commented that there were things in articles about Tom Mayberry being drunk and riding his golf cart at the Airport and told that there was not proof. He told that this was a black eye on Carroll County and on the Airport which he wanted to see grow. He told that he felt like there had to be changes made at the Airport and told that anytime there were questions there was an up stir. He told that it was his belief that when people get mad when questions are asked about public things there is something wrong somewhere. He commented that the Senior Citizens group was only getting a little more per month than the Airport and the Board could know what was going on there. He told that this should have been presented to all localities before the Airport Commission voted on this because these people were appointed by Carroll County and the other localities. He stated that the Commission members did not answer to anyone other than self and commented that the Airport Manager did not have a schedule. He told that these were the reasons behind his motion and until the Board seen changes that are right changes and told that his thought was the right changes would be for the entire Airport Commission to resign and a Committee set up and start fresh.

MOTION TO REMOVE AIRPORT CLAIM

Mr. Evans made the motion, with a second by Mr. Jones, to withhold the \$2083.33 payment to the Twin County Airport, and only pay upon receipt of the electric and phone bill Carroll County's portion, and when the Board received proof of things being done right at the Airport that funding be restored.

Notes: Mr. Evans and Mr. Jones voted Yes on the above motion.

Mr. Early, Mr. Martin, Mr. Hutchins, and Mrs. Myers voted No on the above motion.

Mr. Early commented that he hoped Chris and Pam continued to put the things he said in the newspaper and told that he appreciated that. He told that he did not know where to start on this issue and then stated that Mr. Evans was not on the Airport Commission yet he had found time to go to every Airport Commission meeting. He told that he went to the last one a few weeks ago yet he missed two committee meetings he sits on being the Planning Commission meeting and the Six Year Road Plan. He told that he thought it was an abomination that Mr. Evans spends this amount of time on an issue that is a non-issue. He stated that \$25,000 was all the Carroll County gives to the Airport Commission out of a \$60M+ budget and the Board needed to create jobs. He told that Mr. Evans needed to focus on doing things to help people in Carroll County. He told that since the budget was started in January all Mr.

November 9, 2006

Evans had done was try to take the money away from the Airport. He told that Mr. Tim Brown was the best ambassador the Airport had ever had. He told that Mr. Brown does not work just when he wants to but has hours set and had been there every time he had been there. He told that Mr. Brown had duties that take him away from the Airport occasionally so if someone missed him he might be gone but he would get back to them. He stated that once again Mr. Evans was trying to run the Airport and commented that he had been trying to run it since he got on the Board of Supervisors. He told that the Airport Commission was created by the folks in Richmond and told that it was in the Code of Virginia when the Commission would be created and that it would have representatives from each locality. He told that this was the people who made the decisions for the Airport and not this Board. He stated that if the Board was not satisfied with the decisions their representative was making then they should replace them. He told it was not the Board's job or responsibility to be running the Airport. He told that this was what the Airport Commission was created for.

Mr. Early told that he was at the last meeting and stated that there was no forced vote. He told that there was a quorum, it was an open meeting, and the Commission voted. He told that the document was not just handed to them but had been under review for several months and there had been plenty of opportunity to make changes. He told that he was sorry if one person did not agree with it. He told that this was not an exclusive right to TCA and stated that he was a 1/5 member of TCA. He told that they had built a hangar at the Airport and told that this was a \$500,000 hangar that came from private funds that came from the 5 members pockets who paid for the hangar. He told that this had brought additional airplanes to the Airport, had increased fuel sales, and had done a lot to improve what is going on at the Airport. He told that the hangar had been opened for air shows, for the EEA Chapter, and for anything going on at the Airport TCA had given and had not charged anyone a penny for the use of the hangar. He told that the Board should be indebted to these 5 people of the community for what they have done as opposed to constantly trying to act like they are doing something they are not supposed to do. He told that the lease stated what could be done at Twin County Aviation and told that the Airport Commission had already signed that lease. He told that the lease did not say Twin County Aviation could be a bar but said they were a hangar and stated that is what they are. He told that he would ask that the people of Carroll County be made aware of the huge waste of time that their representative to his right is doing and told that he should be worried more about jobs in Carroll County than picking on Tim Brown on behalf of Tom Mayberry. He told that he was just a mouth piece for Mr. Mayberry.

Mr. Dalton commented that this might be the appropriate time for Mr. Early to note that pursuant to the Commonwealth Attorney's ruling on the Attorney General's ruling there is no conflict of interest.

November 9, 2006

Mr. Early commented that the Board was not voting on approving the Minimum Standards and stated those had already been approved. He told that if the Board was voting to approve these he might have a conflict but that the Airport Commission had already voted to approve these and he did not have any input into them. He told that he got a copy like everyone else when they were approved. He told that he could vote on this issue and made the following statement: Mr. Early disclosed that he had an interest in a business located at the Airport but stated that he did not have a personal interest in this issue and that this issue did not affect him any more than it did any other citizen and therefore did not have a conflict with this issue and was able to vote fairly and objectively and in the best interest of the County.

Mr. Martin asked where the standards came from and asked if they came from the FAA or what they were based upon.

Mr. Larowe told that the Airport Commission had taken care of this issue.

Mr. Evans told that this question was asked at the Commission meeting and the answer was a conglomeration and ideas.

Mr. Early told that he had observed Mr. Mayberry acting strangely around the Airport and flying his airplane without talking on the radio.

Mr. Jones asked Mr. Larowe to check on these things.

Mr. Hutchins told that the Board had approved the budget and the line items at budget time. He told that the Board could move money and could re-appropriate funds as needed but told that if they had appropriated funds on a scheduled basis to an outside agency and that agency had developed its business plan around that budget, that unless there were extenuating circumstances now is not the time to change.

Mr. Evans stated that he has nothing against the Airport. He told that he seconded the motion concerning the ground preparation for the ground Twin County Aviation hangar sits on which would cost the County about \$11,000 per year over ten years. He told that he wanted to see another hangar built by someone who was wanting to put a business here but that did not happen. He told that he would not have seconded the motion if he was against the Airport but told that he expected to see more employment and more revenue brought into the County through the Airport. He agreed that the hangar had been used for activities but stated that it was right beside another hangar that needed repair. He told that he thought it was a slap in the face of everything the Board was trying to do for Twin County Aviation to be paying only \$500 per year. He told that he wanted to seem them move forward. He told that he had made these meetings and would continue to make these meetings but was always slammed for being there by a person who is always there. He told that he

November 9, 2006

understood what Mr. Hutchins was saying but that this was the only muscle the Board had to show its discontent with the Airport. He told that he did not intend for the money to always be taken away but for the money to go back when the Airport issues are resolved. He told that it was stated he was doing things for Mr. Mayberry and told that he was doing nothing for nobody but doing what he thought was right. He told that in the PSA meeting it was Mr. Early who stated that they must set precedent and not let people get by with not doing this and not doing that. He told that he thought it was the pot calling the kettle black to turn around and let the Airport do what they want.

Mr. Early commented that what this amounts to is blackmail. He told that when money is withheld and once the performance of something is done you reward them with that money you are withholding it is blackmail. He told that this was illegal. He stated that the Code of Virginia requires Carroll County to participate in the funding of the Airport.

(Order)

APPROVAL OF MINUTES

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the minutes of their regular meeting held on October 10, 2006 with the above stated amendments, and did approve the minutes from an Adjourned Meeting held on October 24, 2006, and Road Order Minutes from the meeting held on October 24, 2006, as previously distributed to the members of this Board by its Clerk and as recorded in Minute Book No. 24 and Road Order Book No. 4 in the County Administrator's Office.

(Order)

APPROVAL OF PAYROLL

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the payroll for October, 2006 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 15th and 30th days of November checks for the payment of salaries and wages for all County officials and employees as previously budgeted by the State Compensation Board and this Board of Supervisors.

(Order)

APPROVAL OF CLAIMS

November 9, 2006

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the General County Claims as presented this day and as evidenced by check numbers 83228 and 83231-83392.

(Order)

APPROVE REGIONAL TOURISM INITIATIVE

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board adopted the following MEMORANDUM OF AGREEMENT THE NORTHWEST NORTH CAROLINA/SOUTHWEST VIRGINIA REGIONAL TOURISM INITIATIVE and did authorize the Chairman to execute this Agreement:

MEMORANDUM OF AGREEMENT

**THE NORTHWEST NORTH CAROLINA / SOUTHWEST VIRGINIA
REGIONAL TOURISM INITIATIVE**

(9/21/06 draft)

By action of its (Board of Commissioners or Board of Supervisors), on (date), 2006, _____ County, (North Carolina or Virginia), hereby joins with other counties in North Carolina and Virginia to establish and empower the Northwest North Carolina / Southwest Virginia Regional Tourism Initiative (hereinafter called the Regional Tourism Initiative). The Regional Tourism Initiative is composed of county governments that desire to engage in joint efforts to develop and improve their local tourism economies, and the tourism economy of the region.

ARTICLE I: THE REGION DEFINED

The counties in northwest North Carolina and southwest Virginia that join the Regional Tourism Initiative through adoption of this Memorandum of Agreement constitute and define the region.

ARTICLE II: PURPOSE

The purpose (*the mission*) of the Regional Tourism Initiative is to support and market the tourism sector of the region and the member counties in order to accomplish the following:

November 9, 2006

1. Provide the region's citizens with new and improved employment opportunities in the tourism industry and in the many businesses that provide goods and services to this sector of the economy.
2. Assist tourist-oriented businesses in advertising to national and international tourist markets.
3. Increase the tourism cash flows into the regional economy and the local economies.
4. Increase the tax revenues of the member counties in order to lower the overall tax burden for the citizens of the member governments.
5. To build national and international awareness of the natural beauty of the region, and its opportunities for wholesome, family-oriented tourism.

ARTICLE III: MEMBERSHIP

Membership in the Regional Tourism Initiative is open to county governments in northwestern North Carolina and southwestern Virginia that desire to work as partners to achieve the purposes of the Regional Tourism Initiative. Counties may join or leave the Regional Tourism Initiative by majority vote of their governing bodies. There are two categories of membership:

1. Voting Members. County governments that have budgeted their share of the Regional Tourism Initiative's annual budget are voting members. Each county has one vote.
2. Non-voting Members. County governments that have adopted this Memorandum of Agreement, but have not budgeted their share of the Regional Tourism Initiative's annual budget are non-voting members. If at any time during the fiscal year a county government budgets its share of the annual budget, it automatically becomes a voting member.

ARTICLE IV: STANDING COMMITTEES

This Memorandum of Agreement creates two standing committees to guide the work of the Regional Tourism Initiative. These are a Steering Committee and a Tourism Advisory Committee.

ARTICLE V: STEERING COMMITTEE

The Steering Committee shall be the governing body of the Regional Tourism Initiative, and shall be composed of the following officials:

- Two officials from each member county. The Governing Boards of the member county governments shall appoint their representatives. The appointees may include an elected member of the Governing Board,

November 9, 2006

the Chief Administrator or Manager of the member government, other local government staff member, or other appointee of the Governing Board. Appointments shall be ongoing until replaced by the Governing Board.

- Two members from the Tourism Advisory Committee, one from Virginia and one from North Carolina. The members shall be appointed by the Tourism Advisory Committee for one-year terms ending June 30, or until a successor is appointed.

The Steering Committee shall have policy-making and administrative powers necessary to accomplish the purposes of the Regional Tourism Initiative. Such powers shall include holding meetings, adopting bylaws, electing officers, making staff assignments, appointing committees, developing and carrying out work programs and budgets, applying for and administering grants, and other essential duties.

The Steering Committee for FY 2006-07 shall be composed of the two officials from each county who previously were appointed by the participating counties; two members of the Tourism Advisory Committee; and two members that may be appointed by their Governing Boards as additional county governments execute this Memorandum of Agreement.

ARTICLE VI: TOURISM ADVISORY COMMITTEE

The Tourism Advisory Committee shall be appointed by the Steering Committee, in such numbers and for such terms of office as decided by the Steering Committee. It is anticipated that the Tourism Advisory Committee will be comprised of professionals in tourism and economic development from the several member county governments, as well as from governmental agencies and educational institutions of Virginia and North Carolina, and from the private sector of the tourism industry.

The purpose of the Tourism Advisory Committee is to give professional advice to the Steering Committee to help define and advance the mission of the Regional Tourism Initiative, and to carry out special projects.

ARTICLE VII: OFFICERS

Officers of the Regional Tourism Initiative shall be a Chairman and a Vice Chairman, elected by and exercising the powers granted by the Steering Committee. Since this is a two-State program, it is anticipated, but not required, that one officer will be from the State of North Carolina and one officer shall be from the Commonwealth of Virginia. The Steering Committee shall determine matters such as equitable rotation of officer positions among the member governments, length of term, and scope of official duties. Other

November 9, 2006

offices may be created, based upon determination of need by the Steering Committee.

ARTICLE VIII: REPORTING

The Steering Committee of the Regional Tourism Initiative shall report to the member county governments on a periodic basis, including an annual report, and at other times as may be requested by the Governing Boards of the member governments.

ARTICLE IX: PROGRAM MANAGEMENT

The Steering Committee shall appoint a Program Manager. The Program Manager can be a member government, a non-profit organization, or other agency deemed suitable to carry out the daily management of programs of the Regional Tourism Initiative. The Program Manager shall be the Fiscal Agent of the Regional Tourism Initiative. It shall carry out administrative duties such as developing and retaining official records, applying for and managing grants, overseeing and supporting the activities of working committees of the Regional Tourism Initiative, developing reports, and other duties that may be assigned by the Steering Committee. The Program Manager shall be entitled to recover costs of operation, subject to approval by the Steering Committee.

ARTICLE X: STAFFING

It is intended that the Regional Tourism Initiative will rely heavily upon the services of its Steering Committee, its Tourism Advisory Committee, and its member governments. Opportunities will be sought to use the services of academic institutions, tourism agencies, and private citizens who may be appointed to special studies and committees. Consulting services may be acquired as needed. It is not the intent of the Regional Tourism Initiative to duplicate, supplant, or compete with the work of the Tourism Divisions of the State of North Carolina and Commonwealth of Virginia, and the tourism programs that are already underway in the region.

ARTICLE XI: ANNUAL WORK PROGRAM AND FUNDING

The Steering Committee shall develop an annual work program and budget. If deemed necessary, annual appropriations and special appropriations may be requested from the member governments. The Steering Committee, through its Program Manager, may also seek supplementary funding from sources such as

November 9, 2006

governmental and non-profit agency grants and private donor subscriptions to supplement the annual budget.

ARTICLE XII: AUTHORITY TO ACT

This Memorandum of Agreement has been reviewed by the Attorney of _____ County, who has given assurance that the Board of (Commissioners or Supervisors), is acting within the scope of its powers in adopting the Agreement.

Adopted this the _____ day of _____, 2006.

(State) _____ County

(Chairman)

ATTEST: _____

(Order)

APPROVE AGREEMENT FOR LANDFILL CLOSURE

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved the following AGREEMENT FOR LANDFILL CLOSURE and did authorize the Chairman to execute this Agreement:

November 9, 2006

AGREEMENT FOR LANDFILL CLOSURE

This **Agreement**, made this the ___ day of _____, 2006, by and between the **County of Carroll Virginia**, a political subdivision of Commonwealth of Virginia, party of the first part (hereafter “Carroll”) and the **Carroll-Grayson Galax Regional Solid Waste Authority**, a political subdivision of the Commonwealth of Virginia, party of the second part (hereafter “Authority”)

WHEREAS, the Authority owns and operates a public sanitary landfill in the Town of Hillsville, Carroll County, Virginia, (the “landfill”) having assumed the operation of the landfill from Carroll and expanded the landfill operation; and,

WHEREAS, at the time the Authority assumed operation of the landfill, the landfill consisted of a permitted area for waste disposal of 22.82 acres and waste disposal cells in Phase 1 cell A, Phase 1 cell B, Phase 2 cell A, Phase 2 cell B, Phase 2 cell C and Phase 2 cell D (the “original landfill”). Carroll had utilized 21.5% of the total available airspace in the original landfill prior to the Authority’s commencement of waste disposal operations and, pursuant to the solid waste regulations of the Virginia Department of Environmental Quality (“DEQ”) was then responsible for the pre closure, operation, closure and post closure expenses of that portion of the original landfill in which Carroll had deposited waste; and,

WHEREAS, at current rates of disposal, it is anticipated that within the next two years the Authority will have to close, in accordance with regulatory requirements, the original landfill and that at the time of closure the Authority will incur expenses for pre closure, closure and post closure care thereafter, including such expenses for the area of the original landfill solely utilized by Carroll; and,

WHEREAS, at the time the Authority assumed operation of the landfill, the Authority assumed the responsibilities of Carroll concerning the pre closure, operation, closure and post closure expenses of that portion of the original landfill utilized by Carroll with DEQ and the parties hereto had then agreed that when the original landfill was to be closed, Carroll would pay pre closure, closure and post closure costs based upon its sole use of the original landfill capacity prior to the creation and utilization of the landfill by the Authority and that the Authority would conduct the pre closure and closure activities and perform post closure care in compliance with all applicable DEQ regulations. The percentage of Carroll’s responsibility would be calculated based upon its percentage of sole use of the capacity of the original landfill.

NOW THEREFORE, in and for the mutual considerations herein contained and the services to be performed by the Authority in the pre closure, closure and post closure of the original landfill, the parties hereto do desire to establish the responsibility of Carroll for pre closure, closure and post closure

November 9, 2006

expenses of the original landfill for the area of its sole use and therefore do hereby agree as follows:

1. In accordance with the solid waste regulations of the Virginia Department of Environmental Quality ("DEQ"), the Authority will close, when required under those regulations, the original landfill which has been utilized by Carroll and the Authority for the disposal of solid waste. All pre closure, closure and post closure activities will be done in conformity with DEQ regulations and shall be inspected and approved by DEQ. Pre closure costs will include those costs and expenses of the Authority required to prepare for closure, and closure and post closure expenses shall include those expenses of the Authority for those activities as such activities are required by the regulations of DEQ.
2. All financial costs and expenses of pre closure, closure and post closure care as required by the regulations of DEQ for the original landfill will be the responsibility of, and will be paid by, Carroll to the extent of 21.5% of such costs and expenses with the Authority assuming the remaining balance of the pre closure, closure and post closure costs and expenses.
3. Closure is expected to occur to begin within the next two years and billing by the Authority to the County will be done on a periodic basis for pre closure and closure expenses and costs as the Authority incurs those expenses and costs. Once closure is completed, the Authority will bill the County on a periodic basis for post closure care for as long as required under DEQ regulations. Invoices for these costs and expenses to Carroll shall be itemized and Carroll will honor the invoices submitted by the Authority for these costs and expenses and pay the same within 60 days of receipt thereof.
4. This Agreement replaces and supersedes any previous agreements between the parties relating to the subject matter hereof.

This agreement as been approved by the Board of Supervisors of Carroll County and by the Board of Directors of the Authority.

WITNESS the following signatures and seals:

**GALAX
AUTHORITY**

**CARROLL-GRAYSON-
REGIONAL SOLID WASTE**

November 9, 2006

Ralph Tuggle, Chairman

**CARROLL COUNTY,
VIRGINIA, BOARD OF
SUPERVISORS**

Glenna Myers, Chair

Approved as to form:

Bradley G. Dalton, Esq.
Attorney for Carroll County, Virginia

COMMONWEALTH OF VIRGINIA

COUNTY OF CARROLL, to-wit:

The foregoing instrument was acknowledged before me this the
____ day of _____, 2006, by Ralph Tuggle, Chairman of the Carroll-
Grayson-Galax Regional Solid Waste Authority.

Notary Public

My Commissioner Expires:

COMMONWEALTH OF VIRGINIA

COUNTY OF CARROLL, to-wit:

November 9, 2006

The foregoing instrument was acknowledged before me this the _____ day of _____, 2006, by Glenna Myers, Chair, Board of Supervisors, Carroll County, Virginia

Notary Public

My Commissioner Expires: _____

(Order)

APPROVE ARCHITECTURAL AND ENGINEERING PROPOSAL

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved to accept the Architectural and Engineering services proposal in the amount of \$21,000 from Douglas Williams, RA, for the Southwest Virginia Farmers Market Direct Sales Building Expansion and did authorize the County Administrator to execute acceptance of this proposal.

Notes: Mr. Hutchins stated that the proposal looked good but asked if it was competed; how many proposals were received, and how was this firm selected.

Mr. Larrowe told that the proposal was competitive with two applicants. He told that selection was based on following Rural Development guidelines.

Mr. Hutchins asked if this was based on best value.

Mr. Larrowe stated that was correct.

Mr. Martin asked if the State was involved.

Mr. Larrowe stated that the Tobacco Commission and ARC had given \$100,000 and \$60,000 and that Rural Development had provided \$99,000.

(Order)

APPROVE HOLIDAY SCHEDULE

November 9, 2006

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board amended the 2006 Holiday schedule to include ½ day November 22, ½ day December 22, and January 2, 2007 to conform to the State Holiday schedule, and did approve the following 2007 Holiday schedule:

Holiday Schedule
2007

Lee Jackson Day	January 12
Martin Luther King, Jr. Day	January 15
President's Day	February 19
Easter	April 6
Memorial Day	May 28
Independence Day	July 4
Labor Day	August 31, Sept. 3
Columbus Day	October 8
Halloween	October 31 close at 3:00 p.m.
Veterans Day	November 12
Thanksgiving	November 21 (1/2 day), 22, 23
Christmas	December 24, 25
New Years	December 31 & January 1

(Order)

APPROVE SHERIFF'S OFFICE APPROPRIATIONS

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved appropriating additional funds received by the Carroll County Sheriff's Office to the following line items:

031020-5401	Office Supplies	Fees for Reports	\$ 30.00
031020-5504	Travel Expenses	Extraditions/I.A.D.	\$1300.60
031020-7005	Drug Dog/DARE	Donation Drug Dog	\$ 200.00

November 9, 2006

031030-5409 Vehicle Supplies Recovered from Ins. \$2247.44

(Order)

**APPROVE CARROLL EMS SALARY REIMBURSEMENT
APPROPRIATION**

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved appropriating the reimbursement for salaries received from Carroll EMS to the following Emergency Services line items:

035050-1001	Salaries	\$20,511.36
035050-2001	FICA	\$ 2,141.34
035050-2002	VRS	\$ 5,787.14
035050-2006	VRS Insurance	\$ 700.68
035050-2010	Health Insurance	\$ 8 059.20

(Order)

APPROVE COUNTY FAIR PROCEEDS APPROPRIATION

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved appropriating the proceeds from the 2006 County Fair in the amount of \$9515.62 to County Fair line item 012010-1000.

(Order)

APPROVE SOCIAL SERVICES LINE ITEM TRANSFER

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved to transfer \$264.80 from Social Services Undistributed VPA Expenses line item 053020-5799 to VPA PR Processing Fee line item 053020-5899.

(Order)

November 9, 2006

APPROVE LINE ITEM TRANSFERS

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved transferring \$12,999.65 from Board Reserve line item 011010-7006 to the following line items:

011010-5504	Travel Expenses	\$1305.00
011010-9020	Vehicle Purchase	106.00
012020-2006	VRS Insurance	800.58
012020-2009	Unemployment Insurance	1955.10
012020-3005	Maintenance of Equipment	39.03
012020-5801	Dues and Memberships	35.00
012030-2006	VRS Insurance	75.32
012050-2006	VRS Insurance	49.92
012070-2011	Worker's Compensation	896.00
012090-2006	VRS Insurance	574.48
012100-2006	VRS Insurance	137.02
012110-2006	VRS Insurance	158.54
012110-5801	Dues and Membership	404.00
013020-2006	VRS Insurance	63.60
021010-2006	VRS Insurance	22.60
021025-7002	Furniture & Equipment	39.95
022010-2006	VRS Insurance	190.61
022020-2006	VRS Insurance	32.22
022020-5404	Office Supplies	87.45
031020-1039	DUI & DEA Compensation	21.68
031020-2006	VRS Insurance	1936.10
034010-2006	VRS Insurance	730.92
035010-2006	VRS Insurance	29.20
035010-2012	Uniforms	24.57
042020-2006	VRS Insurance	180.38
043010-2006	VRS Insurance	80.50
043110-2006	VRS Insurance	159.74
053070-2011	Worker's Compensation	750.00
071010-2006	VRS Insurance	67.34
071010-5103	Water for Office	21.00
071050-5101	Electrical Services	274.67
071050-9000	Pool Account	538.20
073020-2006	VRS Insurance	37.18
083060-2006	VRS Insurance	88.20
091500-5799	Undistributed General Co Cks	866.00
091500-5899	Credit Card Fees – Wachovia	221.55

CITIZEN'S TIME

November 9, 2006

Mr. Don Foster told that the Waste Recycling Plant Program would be advantageous to the County if they could do this. He told that the day after this presentation was made to the Board there were 9 editorials in the newspaper concerning pollutants. He stated that the Chairman of the Solid Waste Authority had made a statement that the Authority did not have the resources to look into this. He told that he would like to see a Task Force put together to look into this. He stated that if this was not done there would be the landfill to worry about for 25 years. He stated that the Waste Recycling Plant would be a benefit and not a detriment.

PUBLIC HEARING – NUDITY AND OBSCENITY ORDINANCE

Mr. Larowe Opened the Public Hearing at 10:28 a.m. and told that the purpose of this Public Hearing was to hear public comment concerning the proposed adoption of the Nudity and Obscenity Ordinance. He then opened the floor for comments.

Mr. Clyde Easter stated that nudity and obscenity comes under the heading of pornography and told that he was against pornography in any form. He told that it destroys individuals, families, communities, and had destroyed empires. He told that he was 81 years old and a Veteran who had shed blood for this country and had fought to keep this nation free but also to keep the nation free of obscenities. He told that freedoms are being abused and that it starting in the 1960's. He told that his some is a Circuit Court Judge in Tennessee and that most of the people in Court are caught up in pornography. He told that freedoms have guidelines and that if freedoms are abused the freedoms will be lost. He stated that he put pornography above the list of all evils. He told that he belonged to three organizations that are fighting pornography and that he could not say enough about the evils that come from pornography. He told that it is on the internet and there are peep shows and stated that the one at Cana should never have been allowed to open. He then asked the Board to vote against pornography.

With no one else to speak, the Public Hearing was Closed at 10:35 a.m.

Mr. Evans stated that he would like to make a motion that the Obscenity and Nudity Community Standards Ordinance for Carroll County be enacted as of today.

Mr. Early asked that the County Attorney comment on the response to his question from last month.

Mr. Dalton stated that the question from the Board was how did this proposed Ordinance compare with the contents of the Code of Virginia. He

November 9, 2006

told that this would be in reference to Title 18.2 that governs similar actions. He told that a major concern was people Constitutional rights and stated that no one wanted to infringe upon people's rights. He told that the danger was if the County attempted to regulate such actions in a way that was more stringent than what was regulated under the Code of Virginia the County would run the risk of Constitutional infringement and having the Ordinance to be found unconstitutional or unenforceable. He told that he did not believe the Ordinance before the Board did this. He told that in his research of Code of Virginia Section 18.2-372-387 this done the same thing as the County Ordinance plus a whole lot more. He told that the County Ordinance does no more than what the Code of Virginia already does and did not touch on some issues that the Code of Virginia did. He told that the only advantage to adopting the County Ordinance would be if someone were arrested under the County Code the fine would come to the County. He told that the County could adopt a portion of the State Code as the County Code but told that he was not sure if all portions of the State Code could be adopted by reference. He told that it would be his recommendation if the Board wanted to adopt an Ordinance that it be done in this manner since maybe the Ordinance before them was not as broad as they might want it to be. He told that the only advantage would be that the deputies could charge someone under the County Code and the County would get the fine dollars, but stated that he had not seen anyone in Carroll County charged with this action.

Sheriff Manning stated that the County was lucky that it had not had this problem. He told that he had come before the Board 1.5 years ago and asked the Board to look into this issue. He stated that if the County Attorney thought this would benefit the County he had no problem with the Ordinance. He stated that he did not want a restaurant and strip joint opening up and people wanting him to close it down and he has nothing to close it down with.

Mr. Evans stated that he had been trying to get something like this passed for 2 years. He told that this Ordinance had been passed up and down Interstate 81 from Bristol to Salem and that he would like to see more in it to do more for Carroll County. He told that very few people would admit to wanting this filth and trash coming into the County. He told that his motion would stand and then things could be added to the Ordinance as time went along.

Mr. Dalton commented that his recommendation to add to the Ordinance would be to adopt the State Code by reference.

Mr. Martin asked what would happen if someone challenged the County Code.

November 9, 2006

Mr. Dalton replied that the Commonwealth Attorney or the Attorney General could defend the case but if they didn't that it would be up to the County.

Mr. Early stated that it greatly disturbed him that the Board was starting to enact a law based on hearsay and rumors and commented that the rumored strip joint turned out to be a pinball joint. He commented that the letter from Mr. Dalton stated that the proposed Ordinance does not provide any further protection to the citizens of Carroll County than does the Code of Virginia. He stated that he thought Mr. Evans' question of adding to the Ordinance later increases the chance that it will be found unconstitutional and the County will be in Court and have to pay Court costs to defend something that is going to be found to be unconstitutional. He told that the Code of Virginia had already been found to be constitutional. He stated that he was against the nudity that everybody else was against but told that he did not see the advantage of enacting an Ordinance that did not provide any additional protection to the citizens of Carroll County.

Mr. Evans stated that laws are readdressed all the time and that what he was asking was not uncommon. He told that he did not think this would increase the chance of being sued. He told that he had spent 2.5 years getting to this point and that some roots needed to be planted.

Mr. Early stating that there was not an Ordinance on the books so they were not repairing something but was trying to put something on the books. He told that the Attorney and the Sheriff had not seen the advantage and that the State Code already protects the citizens of Carroll County.

Mr. Dalton asked Commonwealth's Attorney Greg Goad if he saw an advantage for his office and the Sheriff's office if the County enacted this Ordinance.

Mr. Goad stated that there was already the State Code to cover indecent exposure but that he had not read the local proposal.

Mr. Dalton discussed the ability to restrict shows set up in a business and asked Mr. Goad to comment on Virginia Code Section 18.2-375 applied to this issue.

Mr. Goad stated that he would need to review the Code.

Mr. Early suggested that this issue be Tabled until the next month to get the opinion of the Commonwealth's Attorney.

Mr. Goad stated that the Code would cover something like a gentlemen's club.

November 9, 2006

Mr. Evans stated that if someone met the State Code they could still open a club.

Mr. Dalton stated that the County could not place stricter requirements than the State but could create a reasonable time, place, and manner restriction. He told that this Ordinance did not do that and that he did not think without enacting some type of land use control that this could be done.

Mr. Goad stated that there would be a concern with having a local Code that is stricter than the State Code.

Mr. Dalton asked if Mr. Goad saw any advantage to being able to prosecute this as a local Code versus a State Code.

Mr. Goad stated that with the State Code on the book he didn't see the advantage but he was at a disadvantage to answer because he had not read the local Code.

Mr. Dalton recommended that if the Board wanted to do this that it be done by reference to the State Code.

Mr. Evans asked if the County could not do things that are stricter than the State Code.

Mr. Goad replied that as a general statement the local Code could not be more restrictive than the State Code.

Mr. Martin commented that it was unfair to put Mr. Goad on the spot.

Mr. Jones stated that the big thing was to stop more stores from being opened.

Mr. Dalton reminded the Board that they could not restrict to that point but could regulate the time and place for such businesses.

Mr. Evans told that when Dr. Chandler was here he had stated that the County did not have to have zoning to do this.

Mr. Early commented that Dr. Chandler had said it was easier with zoning.

Mr. Dalton suggested one alternative might be to put limits on how close a business such as this could be to other operations.

Mr. Evans told that this is what he had asked for the 2.5 years.

November 9, 2006

Mr. Dalton told that a recommendation could be presented to the Board in December and stated that the Board needed to make sure it done what it needed to do.

Mr. Evans stated that he would withdraw his motion and wait for the recommendation in December and then a Public Hearing could be held in January.

Mrs. Myers announced that this issue would be Tabled until next month.

Mr. Clyde Easter asked why several years ago it was permitted for two areas of the county to sell alcoholic beverages.

Mrs. Myers stated that the Board did not have anything to do with that and told that it was the General Assembly that had done that.

PUBLIC HEARING – WASTE INDUSTRIES, INC.

Mr. Larrowe Opened the Public Hearing at 11:05 a.m. and told that the purpose of the Public Hearing was to hear public comments regarding a request from Waste Industries, Inc. to be granted the right to increase their collection fees by 5%. He told that Waste Industries, Inc. was not asking for a fuel surcharge. He then opened the floor for comments.

Mr. David Duke, Waste Industries, Inc., told that last month he had presented the Board with a letter showing the CPI Index with an increase of 5%. He told that new information showed the CPI had increased by 5.2% but told that Waste Industries was only asking for a 5% increase. He told that this would give a household rate of \$16.20 with the senior rate being \$15.15. He told that the company was paying slightly more for fuel this year as they did last year and compared the rate of \$2.27 per gallon last year to \$2.31 this year. He then asked the Board to grant the request.

Mr. Martin asked if this was allowed under the franchise agreement.

Mr. Duke replied that it was.

With no one else to speak, the Public Hearing was Closed at 11:10 a.m.

November 9, 2006

(Order)

**AUTHORIZE WASTE INDUSTRIES, INC. SOLID WASTE
COLLECTION FEE INCREASE**

Upon motion by Mr. Early, seconded by Mr. Hutchins, and passed, the Board authorized Waste Industries, Inc. to increase the residential solid waste collection fee by 5%, effective January 1, 2007.

Note: Mr. Jones voted No on the above motion.

BUSINESS RECOGNITION – HUNGRY FARMER RESTAURANT

Mr. Larrowe announced that the Board would be honoring Hungry Farmer Restaurant and gave the following history of the restaurant:

The Hungry Farmer Restaurant in Cana, Virginia is owned by Chuck and Karen Hawks of Lamsburg and operated by forty-two dedicated employees. It was the Martin family of Fancy Gap that paved the way of the successful restaurant. Established in 1982. The Hungry Farmer became the favorite gathering place of locals as they enjoyed the best of home cooking. Jane and her father, Preacher Louis Martin, were the backbone and driving force of the well-known restaurant until October 2002. After twenty years, The Hungry Farmer suddenly changed ownership.

A reputable restaurateur who had thirty-two years experience in food service became the new owner, Gary Collins, "The Cuz". Gary and Kathy Collins of Mt. Airy, NC revitalized the restaurant with their hard work ethics and love of the business. The Collins had started expanding and nurturing their business when a tragic accident took the life of their son, Victor. As Gary and Kathy faced the most difficult time in their lives, the employees became more involved and rallied to continue the operation of the restaurant.

Gary felt strong about the local ties and future jobs of his employees. It was because of the Collins's friendship and work ties with Karen that led to the sell out to the Hawks Couple. The transition of ownership has been smooth with little change. Karen gives the credit to the hard working employees and of course to the faithful customers. The goal is to preserve the local's favorite eating establishment by keeping it as original as possible. As with most small restaurants, the Hungry Farmer is challenged by national chains and big budgets. With rising food costs, outdated equipment, and ever changing regulations and codes. Karen is busy staying on top of the day to day operations. There is always one thing that Karen keeps in mind as each day bring on a sudden dilemma – pray. For Chuck, his plate is already full with his successful wholesale business, Hawks Trading Company. Therefore, Karen's

November 9, 2006

right arm is Linda Crotts and a team of talented cooks. One will also find true southern hospitality at its best with a support group that is unmatched.

Karen Lee Jones Hawks is a native of Carroll County and a member of Lambsburg Missionary Baptist Church. She resides in Lambsburg with husband chuck, son Jordan, nephew Dustin and dog Butch. Karen's best friend is her mother, Mama Max.

As a graduate of Carroll County High School, Surry Community College and Appalachian State University, Karen is a strong advocate of education. Her work background includes: Buyer and Divisional Manager of Belk Dept. Store, Buyer/Sales manager of Rann Industries, Testing Room Manganer of Chateau Morrisette Winery, Owner/Manager of Hungry Farmer Restaurant.

Mr. Larowe then presented Hungry Farmer Restaurant with a Certificate of Appreciation.

Mr. Larowe then told the Board that Hillsville Fire Department would like to dispose of a 1995 Ford LTD, donate a used Ford Explorer to the County, and purchase two vehicles to place on the County insurance.

(Order)

AUTHORIZE HILLSVILLE FIRE DEPARTMENT DISPOSAL OF VEHICLES AND PURCHASE OF VEHICLES

Upon motion by Mr. Evans, seconded by Mr. Hutchins, and passed unanimously, the Board authorized Hillsville Fire Department to dispose of a 1995 Ford LTD, to transfer a used Ford Explorer to the County, and to purchase two vehicles and place them on County insurance.

Notes: Mr. Hutchins asked Mr. Joe Roma, Emergency Services Coordinator, if he agreed with this action.

Mr. Roma stated that he agreed but did not agree with how the Fire Department handled the matter.

Mr. Larowe stated that the process had now been worked out.

RICHARD SLATE – CARROLL COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY

November 9, 2006

Mr. Richard Slate, Chairman of the Carroll County Industrial Development Authority, appeared before the Board and gave the following report of the activities of the Industrial Development Authority:

Good morning, Madame Chair and the Board of Supervisors. My name is Richard Slate and I am the chairman of the Industrial Development Authority of Carroll County.

Thank you for the opportunity to share with you what the IDA is and how it fits in with your board and the government of Carroll County.

The Industrial Development Authority of Carroll County, Virginia was created as a governmental subdivision of the Commonwealth of Virginia by ordinance of the Board of Supervisors of Carroll County on August 18, 1969, pursuant to the provisions of the Industrial Development and Revenue Bond Act (Chapter 33, Section 15.1-1373 et seq., of the Code of Virginia (1950), as amended). The Authority is governed by seven directors appointed by the Board of Supervisors. It is authorized to acquire, own, lease and dispose of properties to the end that such activities may promote industry and develop trade by encouraging enterprises to locate and remain in Virginia.

In addition, the Authority is authorized to issue revenue bonds for the purpose of obtaining and constructing facilities.

The IDA has seven board members that are appointed by the Board of Supervisors for 4 year terms. The members are:

Richard Slate, Chairman
Clinton Willie, Vice Chairman
Larry Chambers, Recording Clerk
Barry Hicks
Randy Webb
Roger Wilson
Danny Beamer
Ronald Newman, Executive Secretary
Bonita Williams, Treasurer
Brad Dalton, Attorney
Gary Larrowe, Advisor
Dallas Garrett, Advisor

Our books are audited each year by Robinson Farmer & Cox Associates and found in good order.

We meet regularly once a month on the Monday prior to the regular Board of Supervisors Meeting at 4:00 p.m. here in the conference room on the 2nd floor

November 9, 2006

of the government complex. Our minutes should appear in your month board packet (section F).

At the present time we are engaged in the following initiatives:

1. Blue Ridge Capital Access Project with the revolving loan program. In this program we are pleased with the work of Dallas Garrett and the business development efforts that are being made through working with people in the county or that want to relocate in Carroll County and operate a business. We appreciate that work that Dallas is doing toward this effort and look forward to assisting in making these efforts become a new business in the county which means jobs for the county.
2. Selling Property
3. Seeking industries to locate in Carroll County
4. Working on development of exit 14 and 19
5. Interested in improving the recreational opportunities in the county
6. Seeking a better way to dispose of the solid waste
7. Working with existing industries here in the county to assist them where possible to continue to grow their business here
8. Crossroads Institute is another entity that we are very interested in because of the opportunities for better education and assistance to future business owners

I extend to each of you a personal invitation to sit in on our meetings to see how your Industrial Development Authority operates as your "Right Arm" here in Carroll County.

Mr. Jones stated that when water and sewer reach Exit 1 it will help to get business into the County.

Mr. Dallas Garrett told the Board that he worked with companies to assist with business plans and financial plans as well as marketing and funding assistance. He told that he currently was working with 91 companies with 51 of these being new companies and 40 being existing companies. He told that 26 business plans had been written and 17 of the companies had received funding. He stated that these companies had hired 72 people.

Mr. Garrett then discussed that there was \$5000 in the budget for part-time help. He told that he had held off asking for this but typing was overwhelming and was not the best use of his time. He then stated that he had done this for a long time and had always charged for the services. He told the Board that he would like to put a proposal together to charge the client when he spends 4-5 months helping the client.

November 9, 2006

Mr. Hutchins asked that Mr. Garrett give a quarterly report to the Board. He stated that the numbers might increase if Mr. Garrett had help. He told that the County was providing \$2-5000 worth of service for free and stated that he did not feel some re-coupment was wrong.

LAMBSBURG COMMUNITY COMPLEX

Ms. Shirley Smith, Director of Lambsburg Community Complex, appeared before the Board to give a report of the activities at the Complex. She informed the Board that the name had been changed to SugarLoaf Community Complex and presented a handout listing the various activities taking place at the Complex. She told that the mission statement for the Complex was to provide a place for education and recreation for all citizens of Lambsburg and surrounding communities. She told that the playground was used for soccer, fitness, walking, and other activities. She discussed that the Boy Scout troop uses the facility and that reunions are held there. She told of the museum, and the library. She told that the building was in better shape than when they started but indicated that a new roof, a heating and cooling system, and floor repair were needed.

Mr. Early thanked Ms. Smith for her presentation and asked how folks schedule to use the building.

Mrs. Smith told that the Boy Scout leaders have a key and that volunteers have access. She told that she is there to open up and do cleaning and if she can't be there Betty Jo Blackburn will assist.

Mr. Early stated that if people could not get access if they could call her. He mentioned that one of the phone numbers listed had a 919 area code and asked if that was Ms. Smith's.

Ms. Smith replied that it was but that she was moving.

Mr. Early asked if there was a membership roster and how people became members.

Ms. Smith stated that everyone in the community was a member.

Mr. Early stated that he wanted more community awareness of how to become a members and how to attend the meetings. He then asked if the meetings were announced.

Ms. Smith stated that she noticed members by writing unless something came up and then she called.

November 9, 2006

Mr. Early asked if there had been any success with grants.

Ms. Smith replied yes and told that she had spent 2.5 days last week on a grant. She told that she had met with Congressman Boucher and had been told that she could get grants with a 50% match.

Mr. Early asked if the County grant writer could help.

Mr. Larrowe stated that as long as a group is 501C3 it is within her scope of duties.

Mr. Early stated that he had seen a list of the offices and asked if one of them was Treasurer.

Ms. Smith stated it was Betty Jo Blackburn.

Mr. Early asked if she was bonded.

Ms. Smith replied as far as she knows.

Mr. Early stated that the by-laws call for her to be bonded and audited yearly and asked if that was being done.

Ms. Smith replied as far as she knows.

Mr. Evans stated that he had looked at the school and that the roof may be beyond repair without a major undertaking. He told that he had also looked at other facilities such as the Senior Citizens building. He then suggested that Ms. Smith meet with Mr. Larrowe to see if the County could give some help with things like grants and maybe consider putting in funds in the budget next year.

Ms. Smith stated that they did not have businesses to support them but did get private donations. She told that they would appreciate the help and did welcome everyone.

Mr. Evans stated that it would take an engineer to go and see what needed to be done and asked Mr. Larrowe to check into the cost of engineering services.

Ms. Smith told that there would be a Lambsburg School Reunion and that they would welcome financial support.

Mr. Martin asked Mr. Frank Hawks how he felt.

November 9, 2006

Mr. Hawks replied that he did not feel the community as a whole is included and was not aware of what it going one. He told that people have asked him if the building is Ms. Smith's and that he has told them it is the community's building.

Mr. Jones asked if the community is satisfied and told that he had received a lot of calls indicating this.

Mr. Hawks stated that Ms. Smith had put a lot of herself and her money into the building. He told that when they first started people from all over the area were on the community. He told that there were ideas and that those were started. He told that he was in hopes that Ms. Smiths focus would now be on involving the community.

Ms. Smith stated that before she became involved she had people tell her that Mr. Hawks owned the building. She indicated that there would be more programs.

Mr. Early stated that there were things in the by-laws that could help with public awareness that are not being followed.

Mr. Jones asked if all community centers were being checked out like this.

Mr. Early commented that there had not been any complaints received from Laurel Fork.

Ms. Smith stated that Mr. Hawks had input into all the Board members selection and stated that they did need Board members.

Mr. Early commented that the right thing was trying to be done but that there were things that could be done to improve awareness.

Ms. Smith commented that the by-laws were patterned after another facility in North Carolina.

Mr. Evans stated that a majority of the people using the facility will be senior citizens or youth. He told that he had seen several youth playing soccer. He told that he appreciated Ms. Smith's and Mr. Hawks' and others involvement and commented that they needed grant money.

HILLSVILLE RESCUE SQUAD

Mr. Joe Roma, Emergency Services Coordinator, told that Hillsville had advised the County that they would be opening Hillsville Rescue Squad and that he needed to know how the Board wished to proceed with giving them what they wanted or charging them. He commented that the radio system had

November 9, 2006

been upgraded and there would be a cost for Hillsville to come onto the system plus the Hillsville radios would need to be upgraded.

Mrs. Myers commented that there would be double coverage in Town if Hillsville opens up.

Mr. Hutchins asked if EMS had been providing this service.

Mr. Roma replied they had for the last two years.

Mr. Jones commented that if the County helps them open up it will cost the County more money.

Mr. Evans stated that if EMS is called they should do the transport.

Mr. Roma replied that was in the mutual aid agreement.

Mr. Hutchins asked how that was done in the County.

Mr. Roma told that if EMS gets on the volunteer squad ambulance the squad gets the billing.

Mr. Evans asked what the qualifications were of the Hillsville personnel.

Mr. Roma replied that he did not know and that Hillsville had not wanted EMS involved. He then told that there was \$25,000 in the budget for radio maintenance and that Hillsville should be billed for what they use.

Mr. Evans told that a lot of calls were not being answered before the ambulances were retrieved. He told that this would be a duplication of services and that he did not want to see the County money spent.

Mr. Roma told that any costs would be passed on to Hillsville. He then asked about assisting Hillsville with drug boxes.

Mrs. Myers stated that the County should stay away from this.

Mr. Roma asked if EMS was to write off if ALS1000 responds.

Mr. Evans and Mr. Hutchins replied No.

Mr. Roma told they would be billed and then stated that if Hillsville wanted to bill for services they would need to get their own provider number.

Mr. Dalton asked what Mr. Roma would suggest for the policy on response.

November 9, 2006

Mr. Roma replied that the Board motion allowed one tone which would be two minutes.

Mr. Dalton stated this should be the same as others in the County.

Mrs. Myers suggested that this be Tabled until next month.

SCHOOL ACCREDITATION – DR. OLIVER MCBRIDE

Dr. Oliver McBride, School Superintendent, told that accreditation is based on the performance from the previous year. He told that Carroll County had never had any schools that were not accredited and announced that this year all 10 schools were accredited. He told that Carroll County is 1 of 63 schools systems out of the 132 in the State that can say that. He told that there were only 13 west of Roanoke that is fully accredited. He stated that this has been accomplished by the hard work of the staff and told that he was proud of this accomplishment. He then discussed the increase in the number of students that are scoring at pass/advanced proficiency on the SOL tests. He told that there were difficulties across the State with grade 6 & 7 math and it was being looked into as to how the help the students do better. He then told that the Saint Paul School dedication would be November 10, 2006.

Mrs. Myers, Mr. Early, and Mr. Martin thanked Dr. McBride for the hard work.

DIVISION WIDE BUILDING COMMITTEE

It was Board consensus that the following people be appointed to the Division Wide Building Committee to review school building projects:

Mr. Matt Hooven
Ms. Janet Tate
Mr. Brian Spencer
Mr. David Hutchins
Mr. Donnie Morgan

Mr. Martin commented that the County was sitting on a situation at Woodlawn that is dangerous to all children.

Dr. McBride told that the first meeting of the Committee would be November 28 at 6:00 p.m. with the location to be set.

(Order)

November 9, 2006

CLOSED SESSION – PURSUANT TO VIRGINIA CODE SECTION 2.2-3711(A1,A3, A5, A7)

Upon motion by Mr. Evans, seconded by Mr. Jones, and passed unanimously, the Board convened a Closed Session at 1:40 p.m. until 3:22 p.m. for the discussion of personnel matters relating to the performance of specific personnel, the discussion of the disposition of real property where public discussion would be detrimental to the County's position, the discussion of a prospective business where no public announcement has been made of the business or industry's desire to locate or expand in the County, and for the discussion of legal matters involving threatened litigation as authorized by Virginia Code Section 2.2-3711(A1,A3,A5,A7).

(Order)

CERTIFICATION OF CLOSED SESSION

Upon motion by Mr. Martin, seconded by Mr. Hutchins, and passed unanimously, the Board adopted the following Resolution:

WHEREAS, the Carroll County Board of Supervisors convened a Closed Session on this date pursuant to an affirmative recorded vote and on the motion to close the meeting in accordance with the Virginia Freedom of Information Act;

WHEREAS, Section 2.2-3711(D) of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Carroll County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (I) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the Closed Session to which this certification applies, and (II) only such business matters as were identified in the motion by which this Closed Session was convened were heard, discussed, or considered in the meeting to which this certification applies.

ADDITIONAL BUSINESS ITEMS

Mr. Larowe informed the Board that \$5002 was collected from the surplus auction. He told that \$2000 had been in the budget. He told that the Maintenance Department was interesting in purchasing a pickup for \$2900 and asked approval to purchase this vehicle.

(Order)

November 9, 2006

AUTHORIZE MAINTENANCE DEPARTMENT VEHICLE PURCHASE

Upon motion by Mr. Evans, seconded by Mr. Hutchins, and passed unanimously, the Board authorized the purchase of a pickup for the Maintenance Department at a cost of \$2900 using the proceeds from the surplus auction.

Mr. Larrowe told that there was interest in Cana Rescue 5 from a sales person who had asked to take the ambulance to potential buyers. He told that the commission would be the same as it would have been if the vehicle had sold on GovDeals.com. He then told the Board that he had discussed waste to energy with Region III of the EPA and stated that the public comments this morning were interesting.

Mr. Evans stated that there needed to be a working group to investigate to bring information back to the Board. He told that someone from Hillsville should sit on the committee.

(Order)

WASTE-TO-ENERGY TASK FORCE

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board appointed a Waste-To-Energy Task Force including Randall Gravley or his designee, Larry South, Jeff Evans, Ronald Newman, Gary Larrowe, Kenneth Reece, and Don Foster, and asked that information from the committee be brought to the Board in 60 days.

Note: Mr. Early commented that the County has an agreement that all trash goes to the Solid Waste Authority for the next 25 years and asked if anyone had looked into how much it would cost to get out of that contract.

Mr. Larrowe then informed the Board that the Farmer's Market was losing tenants in 4 bays. He told that the bays had been advertised and Kevin Semones had held discussions with potential tenant. He told that 1 or 2 bays may be used by local farmers as originally intended. He then told that there had been discussion of possibly putting retail shops at the Farmer's Market and that the IDA was interested in this project. He told that the land is in the Board of Supervisors' name and needed to be transferred to the IDA. He told that he had been contacted by people interested in putting a business at Exit 14 and that would work well with this project.

November 9, 2006

(Order)

AUTHORIZE PUBLIC HEARING – TRANSFER OF PROPERTY TO IDA

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board authorized holding a Public Hearing to transfer the Recreation Park and the retail area property at the Farmer's Market to the Industrial Development Authority.

Mr. Larrowe then informed the Board that the fence was in place at the Guynn property and that the bid specifications were ready to go out for the trees. He told that he had contacted a sign company to get a quote on the sign to change the name of the Industrial Park. He told that there were no funds for the Six Year Secondary Road Plan. He stated that the Board would need to make an appointment to the Mount Rogers Community Services Board in December and that Ms. Mary McGrady had declined re-appointment. He told that Mr. Steve Winesett had replaced Sharon Nichols on the Executive Committee for the Mount Rogers Planning District Commission. He then told the Board that authorization was needed for emergency procurement up to the amount of the insurance proceeds for the wrecked ambulance.

Mr. Dalton cautioned that he was not sure the Board could authorize spending funds if they did not know how much and that it would be safer to wait until next month on this issue.

Mr. Larrowe then reminded or informed the Board of upcoming meetings including a DHCD Broadband How to Apply workshop in Richmond on November 15, EDAC Document Management demonstration on November 16 from 9-11 a.m., a job fair at Crossroads on November 16 and explained that it was difficult to find employees that can pass the drug test, the Crooked Road Christmas Concert on December 2 at Carroll County High School, and the Broadband 101 workshop on December 6 from 10-12. He announced that the VACo Annual Meeting would be held November 12-14 and stated that Board members would be attending and that business items may be discussed. He told that the Legislative Dinner would be held on November 30 at 6:30 p.m. at Crossroads and that the next regular monthly meeting of the Board would be held December 12.

SUPERVISORS TIME

Mr. Evans asked if there were cameras at the schools.

Mr. Martin replied that most schools have them and that he thought all but the new Hillsville Elementary had them and that there was work on money to update the ones at Saint Paul.

November 9, 2006

Mr. Larrowe told that there was a \$1M grant a few years ago to put cameras in schools.

Mr. Early told that he had a last minute conflict and would not be able to attend the VACo Annual Meeting. He told that he had been the Board representative on Habitat for Humanity and had not been able to go to the meetings because of conflicts with other meetings. He suggested that Mr. Hutchins would be good to put on the Committee.

It was the consensus of the Board to appoint Mr. Hutchins as the Board representative on Habitat for Humanity.

Mr. Early told that he understood the County was changing internet providers. He told that he had the minutes where he had seconded the motion to issue the RFP but did not have anything in the minutes showing that the Board authorized the award. He told that this needed to be re-bid or action taken to award the bid and stated he would prefer this to be re-bid.

Mr. Hutchins asked if there were numerous bidders.

Mr. Larrowe told that there was one but stated that it was advertised.

Mr. Early stated that the RFP was authorized in April but that it was in June before the Board found out there was only one bidder.

Mr. Larrowe told that CTI was the only bidder and told that CTI was owned by Crossroads.

Mr. Early asked what Trificient had to do with the bid.

Mr. Larrowe told that they were a contractor to CTI.

Mr. Early made a motion to re-bid internet services.

Mr. Evans asked why.

Mr. Early told that it had been 6 months and that there may be other bidders.

Mr. Larrowe told that the technology was already in place and ready to hook up and stated that Libby Lineberry did not bring everything to the Board that was bid.

November 9, 2006

Mr. Dalton stated that his concern was that if a step was missed it was the fault of the County and he worried that the County could get into trouble if the company acted in good faith.

Mr. Martin commented that if he were the only bidder he would jack up his price.

Mr. Early withdrew his motion at this time.

(Order)

AWARD INTERNET SERVICE CONTRACT TO CTI

Upon motion by Mr. Hutchins, seconded by Mr. Evans, and passed, the Board awarded the contract for County office internet services to CTI.

Note: Mr. Early voted No on the above motion.

Mr. Martin stated that someone had cornered him about the County losing Budweiser.

Mr. Larrowe told that there had not been a single discussion about Budweiser coming to Carroll County. He told that there was another rumor that the Gildan closing was due to the inaction of the Board. He told that the Board only heard about this after the employees had heard. He told that the County had been working with them and had been told they were only looking at 22 employees.

Mr. Hutchins told that when it came to waste to energy the County could be proactive or be like the ostrich. He stated that the Solid Waste Authority engineering firm was not positive toward looking at options.

Mrs. Myers asked that everyone remember all Veterans.

Mr. Jones asked that everyone remember his nephew who had come home from Iraq for two weeks and was going back.

Mrs. Myers reminded everyone that Dugspur Rescue Squad would be having their turkey dinner on November 18.

Mr. Evans asked Mr. Dalton to let him know when the meeting with the Sheriff and Commonwealth Attorney would be held and stated that he would like to meet with them.

(Order)

November 9, 2006

ADJOURNMENT

Upon motion by Mr. Martin, seconded by Mr. Hutchins, and passed unanimously, the Board adjourned until 6:00 p.m. for a joint meeting with the Planning Commission.

Glenna Myers, Chairman

Ronald L. Newman, Assistant Clerk