

April 3, 2007

The Carroll County Board of Supervisors held their regular monthly meeting on Tuesday, April 3, 2007 in the Board Meeting Room of the Carroll County Governmental Center.

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

Mr. Hutchins called the meeting to Order at 7:00 p.m. and asked Mr. Martin to lead in prayer and the pledge of allegiance.

(Order)

#### **APPROVAL OF CLAIMS**

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved the County General Claims as presented this day and as evidenced by check numbers 85136-85230.

#### **VOTES**

Mr. Evans	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

#### **APPROVE APPALACHIAN POWER COMPANY EASEMENT**

Upon motion by Mr. Martin, seconded by Mr. Evans and passed unanimously, the Board approved the following easement to Appalachian Power Company for Tax Parcel No. 81-A-28 for an easement extending in a northerly direction from existing pole numbered 881-122 to and including new pole numbered 881-599 in order to provide service to a new pump station for the Airport Road Water Project.

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TAX ID or PARCEL NO. 81-A-28

Omniform

GRW 252 - OH - VA - CORP (Tax ID)

<b>Carroll County Board of Supervisors</b>	Eas No. _____	R/W Map No. <b>3781-881C</b>
	W.O. No. <b>W001546701</b>	Job No. <b>07-420052</b> Prop. No. <b>1</b>
	Line <b>Carroll County Public Service Authority</b>	

THIS AGREEMENT, made this \_\_\_\_\_ day of **April**, 20 **07**,  
by and between **CARROLL COUNTY BOARD OF SUPERVISORS**

~~POLITICAL SUBDIVISION~~  
a corporation organized and existing under the laws of the State of **Virginia**, herein called "Grantor",  
and APPALACHIAN POWER COMPANY, a Virginia corporation, herein called "Appalachian",

WITNESSETH:

That for and in consideration of the sum of One Dollar (\$1.00), cash in hand paid to Grantor by Appalachian, the receipt whereof is hereby acknowledged, Grantor hereby grants, conveys, and warrants to Appalachian, its successors, assigns, lessees and tenants, a right of way and easement for an electric power line or lines, and communication lines, in, on, along, through, over, and across the following described lands of the Grantor situated in **Sulphur Springs** District, County of **Carroll**, State of Virginia.

Being a right of way and easement on the property of the Grantors identified as **Carroll** County,  
Tax Parcel No. **81-A-28**

This easement extends in a **Northerly** direction from  
Appalachian's existing **pole** numbered **881-122** to  
and including new **pole** numbered **881-599**

TOGETHER with the right, privilege and authority to Appalachian, its successors, assigns, lessees and tenants, to construct, erect, install, place, operate, maintain, inspect, repair, renew, remove, add to the number of, and relocate at will, poles, with wires, cables, crossarms, guys, anchors, grounding systems and all other appurtenant equipment and fixtures (hereinafter called "Appalachian's Facilities"), and string wires and cables, adding thereto from time to time, across, through, or over the above referred to premises; the right to cut down, trim and/or otherwise control, and at Appalachian's option, remove from said premises, any trees, overhanging branches, buildings, or other obstructions which may endanger the safety of, or interfere with the use of, Appalachian's Facilities; and the right of ingress and egress to and over said above referred to premises, and any of the adjoining lands of the Grantor at any and all times, for the purpose of exercising and enjoying the rights herein granted, and for doing anything necessary or useful or convenient in connection therewith.

It is understood and agreed between the parties hereto, that the Grantor reserves the right to use said lands in any way not inconsistent with the rights herein granted.

TO HAVE AND TO HOLD the same unto Appalachian Power Company, its successors, assigns, lessees and tenants.

THIS INSTRUMENT PREPARED BY APPALACHIAN POWER COMPANY, P O BOX 2021, ROANOKE, VIRGINIA, 24022

51890R0304

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It is agreed that the foregoing is the entire contract between the parties hereto, and that this written agreement is complete in all its terms and provisions.

NOTICE TO LANDOWNER: You are conveying rights to a public service corporation. A public service corporation may have the right to obtain some or all of these rights through exercise of eminent domain. To the extent that any of the rights being conveyed are not subject to eminent domain, you have the right to choose not to convey those rights and you could not be compelled to do so. You have the right to negotiate compensation for any rights that you are voluntarily conveying.

IN WITNESS WHEREOF, Grantor has caused its corporate name and seal to be hereto affixed the day and year first above written.

CARROLL COUNTY BOARD OF SUPERVISORS

By \_\_\_\_\_

Attest: \_\_\_\_\_

STATE OF Virginia )  
COUNTY OF Carroll )

To-wit:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of

April, 2007, by David V. Hutchins

Chairman, of Carroll County Board of Supervisors

, a VIRGINIA POLITICAL SUBDIVISION

Corporation, on behalf of the <sup>Board</sup>~~Corporation~~.

\_\_\_\_\_  
Notary Public / Commissioner

My Commission expires:

\_\_\_\_\_

Omniform  
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51990R0304

**CITIZEN'S TIME**

Mr. Ron Doerschug read the following statement:

The last meeting of the Board of Supervisors was an eye opener for the public and hopefully for you also. It has received excellent newspaper coverage which hopefully the public ponders its impact on their lives.

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First we heard from Mike Musser, Hillsville's Fire Chief, concerning the inaccessibility of property for fire and emergency vehicles.

Next Dean Gall, from the Department of Conservation and Resources, spoke about the number of complaints from Carroll County being four times the number received from the rest of the New River region.

Finally, two citizens reminded you that you have postponed visits to one or more recreational sub-divisions several times.

The end result was that four of you along with the county administrator and several citizens did visit the Reflection Point recreational sub-division. What we saw bore out what Chief Musser and Mr. Gall were saying. The roads although paved were narrow and steep. Homes were built on ledges, cut out of the hillsides which may not be stable. Homes were located where the runoff from one home would drain across the adjacent yard. Serious erosion problems were evident. We are told that there is no approved E & S plan for this development. Why were they not stopped?

I revisited Reflections Point later with my wife and started down one of the steep hills. As a former fire chief, I would be reluctant to ask one of my drivers to go down that hill. My wife was scared enough that I had to turn around before reaching the bottom.

I live in a recreational sub-division surrounding a golf course. Our roads are wide and slopes reasonable. Most roads are loops and can be accessed from two directions providing access for emergency vehicles.

It is obvious that stricter rules for recreational sub-divisions as well as zoning for the entire county are needed. This will also require a new person (or persons) to enforce in 2008.

As you heard at the last meeting, the county employees need a raise. The school board will be asking for additional funds again this year. We have a great school system but many of their buildings are in serious need of repairs.

Status quo is no longer an option! What this all boils down to is the need to raise taxes again this year and to create some new rules. This is not a popular topic with you or the public. You cannot continue to ignore the needs of Carroll County or its employees or we all will suffer. These decisions can not be delayed and passed on to the new board next year. They must be resolved this year.

In the past I have gone on record as favoring collecting taxes twice a year. I still favor this. If you do not want to split the property taxes, you might consider collecting the personal property taxes at another time during the year.

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This would make it easier for many to raise money to pay these bills as well as give you some relief so you do not have to borrow in anticipation of tax income.

(Order)

**REGIONAL INDUSTRIAL FACILITIES AUTHORITY BOARD**  
**APPOINTMENT**

Upon motion by Mrs. Myers, seconded by Mr. Evans, and passed unanimously, the Board appointed Mr. Gary Larrowe to the Regional Industrial Facilities Authority Board.

VOTES

Mr. Evans	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

**ADMINISTRATOR'S TIME**

Mr. Larrowe told that there would be a zoning planning seminar on May 7<sup>th</sup> in Charlottesville. He also stated that the Broadband committee has met again and they are hoping for the final document around the end of July.

Mr. Larrowe told that the Regional Industrial Facilities Authority was working to get a job description out for the non-traditional economic developer.

Mr. Larrowe told that there were new federal regulations pertaining to the SAS112 and that in the past Robinson, Farmer & Cox have done the audit and helped to reconcile the books, but now these duties must be separated. He told that firms are being worked with to figure out how to make this happen.

Mr. Larrowe listed the following important dates:

April 27 <sup>th</sup>	10:00 a.m.	Results Ribbon Cutting
April 28 <sup>th</sup>	2:00 p.m.	Courthouse Statue Dedication
April 5 <sup>th</sup>	6:00 p.m.	PDC Spring Meeting

Mr. Larrowe told that his office was working to get a contractor to operate the Crooked Creek fee fishing concession stand. He told that the County has been working with DCR and that there is a job description for the E&S

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position in the packet. He told that there had some interest in this being a volunteer position and suggested it being advertised that way first.

(Order)

**AUTHORIZE ADVERTISING EROSION & SEDIMENT CONTROL POSITION**

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed unanimously, the Board approved advertising the Erosion & Sediment Control position as a volunteer position for 15 days.

**VOTES**

Mr. Evans	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

**PUBLIC HEARING-INTENT TO APPLY FOR FUNDING**

Mr. Hutchins called the public hearing to order at 7:37 p.m.

Mr. Larrowe told that the purposed for this Public Hearing was to receive public comment concerning the intent to apply for funding with USDA in regards to the playground equipment at Hillsville Elementary School. He then opened the floor for comments.

Mr. Martin told that there were no provisions for playground equipment when the school was built and that the PTA had raised \$15,000 to purchase the equipment that was there. He told that they have the opportunity to receive a \$50,000 grant if they come up with a 40% match, and stated that the PTA had raised \$22,500 to be used toward the match.

Mr. Eddie Bunn asked if this is a one-time thing for the County or if the County could apply for this funding again in the future.

Mr. Larrowe replied that this is the first grant for a local USDA office, but told that the County can apply for more.

With no one else to speak, the Public Hearing was closed at 7:40 p.m.

(Order)

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**AUTHORIZE INTENT TO APPLY FOR FUNDING- USDA**

Upon motion by Mrs. Myers, seconded by Mr. Early, and passed, the Board approved to move forward with USDA to apply for funding regarding Hillsville Elementary School playground equipment.

**VOTES**

Mr. Evans	Yes
Mr. Early	Yes
Mr. Martin	Did Not Vote
Mr. Hutchins	Yes
Mrs. Myers	Yes

**COMMUNICATIONS TAX**

Mr. Larrowe told that he had sent an e-mail to the Senators and Delegates concerning the drop in the communications tax. He told that it was brought to our attention that the rate for 911 charges had dropped from \$2.00 per land line phone to \$0.75 per land line phone. As of today 911 funding has dropped 82%. He told that VACo had expected a drop of 15% and then level out. He told that this had the potential for 911 to be in the budget for an appropriation and with today's figures it looked to be \$265,000.

**SUPERVISOR'S TIME**

Mrs. Myers told that there is an Easter Egg Hunt at 1:00 on Saturday at the Dugspur Rescue Building.

Mr. Martin told that he had people requesting for the Vietnam memorial to be placed at the Old Courthouse instead of at the Complex.

After some discussion it was the consensus of the Board to discuss the issue of placement with the Vietnam Veterans Group.

Mr. Early stated that we are getting closer to what needs to be done and he thanked Mr. Doerschug for his comments about zoning, the subdivision ordinance, and twice per year tax collection. He also told that Fancy Gap and Laurel Fork need broadband and those areas needed to be focused on. Mr. Early then asked how the dedication was coming along for the Morris bridge.

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Mr. Evans stated that he would like to see a fair type raise for County employees and would like to see this implemented first in the budget and then work the rest of the budget around it.

Then Mr. Evans made a motion, seconded by Mr. Martin, for the Board to hold an informational Public Hearing on zoning. During discuss Mr. Martin withdrew his second. Mr. Evans called for the vote, which failed 4-2.

VOTES

Mr. Evans	Yes
Mr. Early	No
Mr. Martin	No
Mr. Hutchins	No
Mr. Myers	Yes

(Order)

**AUTHORIZE SEEKING ATTORNEY GENERAL OPINION**

Upon motion by Mr. Evans, seconded by Mr. Martin, and passed, the Board instructed the County Attorney to seek the Attorney Generals opinion on what can be on a referendum.

VOTES

Mr. Evans	Yes
Mr. Early	No
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

**AUTHORIZE EDUCATION SESSIONS CONCERNING ZONING**

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board approved starting the education process to explore zoning and to hold meetings at Carroll County High School.

VOTES

Mr. Evans	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes

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Mrs. Myers Yes

### **SCHOOL BUDGET PRESENTATION**

Before presenting the School Budget to the Board, Dr. Oliver McBride, Superintendent, discussed the Achievement Highlights of the school system including the fact that ten out of ten Carroll County Public Schools were fully accredited by the Virginia Department of Education. He then discussed the budget at a glance and told that this budget would increase salaries, benefits, and incentives, provide resources to support instruction which promote student achievement, provide appropriate staff development opportunities, other items such as replacing four school buses, adding a 9.8% increase for fuel costs, and adding a 29.17% increase for electrical services. He told that this year there is an overall increase of 2.81% with the County giving an additional \$639,141 and then went over the budget handout that was presented to the Board. He told that Carroll County ranks 9<sup>th</sup> out of 132 school systems in the State for federal money for FY05 and stated that the staff had worked hard to obtain those grants.

Mr. Early commended Dr. McBride and his staff on their achievements.

Mr. Hutchins asked if the school system would be interested in working together on a procurement system.

Dr. McBride told that this has worked in the past with the fuel and he does not see a problem with it if there is a set of guidelines established so there is no confusion.

Mr. Larowe told that he has already discussed this with the purchasing department and they are trying to schedule a meeting.

(Order)

### **ADJOURNMENT**

Upon motion by Mr. Evans, seconded by Mrs. Myers, and passed unanimously, the Board adjourned at 9:13 p.m. until April 17, 2007 at 9:00 a.m.

#### VOTES

Mr. Evans Yes

Mr. Early Yes

Mr. Martin Yes

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Mr. Hutchins Yes  
Mrs. Myers Yes

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David V. Hutchins, Chairman

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Ronald L. Newman, Assistant Clerk