

October 9, 2007

The Carroll County Board of Supervisors held their regular monthly meeting on Tuesday, October 9, 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  
L. J. Jones  
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 10:00 a.m. and asked Mr. Martin to lead in prayer and the pledge of allegiance.

Mr. Hutchins apologized to staff for bringing up an issue at the previous meeting and not giving previous knowledge so they could answer.

(Order)

#### **APPROVAL OF MINUTES AND PAYROLL**

Upon motion by Mr. Martin, seconded by Mr. Jones, and pass unanimously, the Board approved the minutes of their regular meeting held on September 11, 2007 as previously distributed to the members of this Board by its Clerk and as recorded in Minute Book No. 25 in the County Administrator's Office.

#### **VOTES**

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

(Order)

#### **APPROVAL OF PAYROLL**

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the payroll for September 2007 and authorized the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 15<sup>th</sup> and 31<sup>st</sup> days of October checks for the payment of salaries

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and wages for all County officials and employees as previously budgeted by the State Compensation Board and this Board of Supervisors.

VOTES

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

(Order)

**SHERIFF'S OFFICE ADDITIONAL APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved an additional appropriation for the Sheriff's Office for \$2249.00 received for a Local Law Enforcement Block Grant to the Sheriff's Office Police Supplies line item 031020-5409.

VOTES

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

(Order)

**MAINTENANCE DEPARTMENT ADDITIONAL APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved the request to appropriate \$941.00 received from the sale of surplus vehicles to Maintenance Force Equipment Supplies line item 043130 -5410.

VOTES

Mr. Evans	Yes
Mr. Jones	Yes
Mr. Early	Yes

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Mr. Martin Yes  
Mr. Hutchins Yes  
Mrs. Myers Yes

(Order)

**FIRE PROGRAMS FUND ADDITIONAL APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved the request to appropriate \$9582.00 received as additional funds from the Virginia Department of Fire Programs to Fire Program Fund line item 032020-7000.

VOTES

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

(Order)

**CARROLL COUNTY SCHOOL BOARD APPROPRIATION # 2**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved the request to appropriate grant or additional funds that have become available to the following categories in the 2007-2008 Carroll County School Operational Budget:

E-Rate	\$174,714 to Instruction
VA Tobacco Settlement Foundation	\$39,495 to Other Educational Programs
Title VI-B (PL94-142)	\$51,304.02 to Instruction
Comprehensive School Reform	\$20,189.36 to Other Educational Programs
Title I, Part A	\$100,254.54 to Other Educational Program
Jobs for Virginia Graduates	\$25,000 to Instruction

VOTES

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

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Mrs. Myers Yes

Note: Mr. Martin stated that under an abundance of caution, he declared that he was an employee of the Carroll County School System but that this decision did not affect him any more than it did any other citizen and therefore he was able to vote fairly, objectively, and in the best interest of the County.

(Order)

**SOCIAL SERVICES ADDITIONAL APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved appropriating \$13,626.10 to the Carroll County Department of Social Services for employee reimbursement of group life insurance.

VOTES

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

(Order)

**DISTRICT COURT ADDITIONAL APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved appropriating \$808.00 to Carroll County District Court, Court Appointed Attorney line item 021020-6000 for Court Appointed Attorney Fees where the defendant has been charged under a local code.

VOTES

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

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(Order)

**COUNTY FAIR APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved to appropriate \$8901.00, the amount of donations, gate receipts and other revenue, received since the last Board meeting, to County Fair line item 012010-1000 and to carry forward and appropriate \$9515.62 remaining from previous fairs to County Fair line item 012010-1000.

VOTES

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

(Order)

**TOURISM DEPARTMENT CARRY FORWARD**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved to carry forward \$2420.00 received as revenue from previous Crooked Road Christmas events and appropriated these funds to the Tourism Department Crooked Road line item 012050-9020.

VOTES

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

(Order)

**VACO GROUP SELF-INSURANCE ASSOCIATION MEMBERSHIP**

Upon motion by Mr. Early, seconded by Mrs. Myers and passing unanimously, the Board approved the affidavit to become a member of the Virginia Association of Counties Group Self-Insurance Association.

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VOTES

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

COMMONWEALTH OF VIRGINIA  
COUNTY OF CARROLL

to-wit:

AFFIDAVIT

David V. Hutchins, Board of Supervisor Chair, Gary Larrowe, Board of Supervisor Clerk

After first being duly sworn depose and state:

1. That they are the above described officers of Carroll County an “employer” as defined by the Virginia Worker’s Compensation Act.
2. That it is the desire of said employer to become a member of the Virginia Association of Counties GROUP SELF-INSURANCE ASSOCIATION, pursuant to Section 65.2-802, Code of Virginia.
3. That under the requirements of Section 65.2-802, an employer may become a member of said group association if it is solvent and has the financial ability to meet its obligations as a member. The undersigned hereby depose that Carroll County is solvent and has the financial ability to meet its obligations as a member of the Virginia Association of Counties GROUP SELF-INSURANCE ASSOCIATION, according to the best of their information, knowledge and belief.

Carroll County  
 \_\_\_\_\_  
 David V. Hutchins, Chairman

Attest:  
 By \_\_\_\_\_  
 Gary Larrowe, Clerk

Commonwealth of Virginia  
County of Carroll

Sworn and subscribed to before me this \_\_\_\_\_ day of October, 2007 by  
David V. Hutchins, Chairman, and Gary Larrowe, Clerk.

\_\_\_\_\_

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Notary Public

My Commission Expires \_\_\_\_\_

(Order)

**MAINTENANCE OF CARTER BUILDING APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers and passed unanimously, the Board approved to appropriate \$50,000, the amount of the grant from the Department of Historic Resources, to Maintenance of Carter Building Capital Outlay – DHR line item 043040-7015.

VOTES

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

(Order)

**CREDIT CARD & TELECHECK FEE APPROPRIATION**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved appropriating \$587.48 to balance the line item for Credit Card and Telecheck fees line item 091500-5999.

VOTES

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

**DISCUSSION OF CLAIMS**

Mr. Hutchins asked what it costs to process a check. He told that there are a lot of \$2.00 checks and wondered how much it cost per check.

Mr. Larowe told that most of the small checks were from the County Fair. He told that we are in the process of changing that over to a 501 C3.

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Mrs. Lineberry told that they do combine as many on one check as possible.

(Order)

### **APPROVAL OF CLAIMS**

Upon motion by Mr. Evans, seconded by Mr. Jones, and passed unanimously, the Board approved the County General Claims as presented this day and as evidenced by check numbers 87161-87447.

### **VOTES**

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

### **ALTERNATIVE ONSITE WASTE DISPOSAL**

Mr. Larrowe told that he was able to attend a session regarding wastewater and with that has been asked by the Chairman of PSA to get some input concerning a wastewater system.

Tim Sexton told that he and Debra Flippo were from Draper Aden Associates. Mr. Sexton told that they have worked on decentralized wastewater for 30 years. He told that the system obtained publicity in 1997. He told that the EPA report indicated that there is economic feasibility and the Federal government has been funding systems. Mr. Sexton told that decentralized works in smaller populations and is environmentally friendly. He told it works for residential, commercial and industrial. He told that the system would be designed for current and future expansion and it would use soil as means of disposal. He told it is easy to permit and could last up to 30 years without upgrades.

Mr. Sexton told that the cost of a typical system for Fancy Gap would be in the millions. He told that there are several commercial and retail operations in Fancy Gap and it makes it an easier scenario. He told that most of the current users are on drain fields. He told that Carroll County is blessed with good soils and they drain well.

He told that he has visited Exit 1 and the creek has native or stocked trout. He told that the DEQ will impose an ammonia limit, which will be expensive.

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Mr. Martin asked if the ammonia is broken down.

Mr. Sexton explained how the system does break this down to have a cleaner discharge. He told that there are several options on financing such as Rural Development, DEQ, VRA, DHCD and SERCAP.

Mr. Martin asked what section would be involved.

Mr. Larowe told that it would be Exit 1 and Exit 8. He told that the PSA is looking at all alternatives and today is meant to be educational to learn more about the system.

Mr. Martin told that it is a no brainer if we can put in a cheaper system with cleaner water.

Mr. Sexton told there is a lot of pressure to have cleaner water and this is a viable option.

Mr. Hutchins asked if they have designed systems similar in size and functionality as what they looked at yesterday.

Mr. Sexton told they have done systems similar in size and a lot has happened over the last 5 years.

Mr. Hutchins asked for a ballpark estimate of cost.

Mr. Sexton told that a good PER would give different options and help make decisions. He told that there needed to be a feasibility study of the area to help determine what areas are best to be involved.

### **PUBLIC HEARING – BOARD OF EQUALIZATION**

Mr. Hutchins declared the Public Hearing Open at 10:41 a.m.

Mr. Larowe told that the purpose of the public hearing is to hear public comment regarding the proposed adoption of the Board of Equalization Ordinance.

With no one to speak the public hearing was closed at 10:41 a.m.

Mr. Dalton recommended adoption of the ordinance.

(Order)

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**ADOPTION OF BOARD OF EQUALIZATION ORDINANCE**

Upon motion by Mr. Martin, seconded by Mr. Early, and passed unanimously, the Board approved the Board of Equalization Ordinance.

VOTES

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

**2007 BOARD OF EQUALIZATION DEADLINES  
ORDINANCE OF CARROLL COUNTY, VIRGINIA**

**ARTICLE I - Title, Authority, Jurisdiction and Purpose**

Section 1.1 Title. This Ordinance shall hereinafter be known as and may be cited as the 2007 Real Estate Board of Equalization Deadlines Ordinance of Carroll County, Virginia.

Section 1.2 Authority. It is adopted pursuant to the provisions of Article 14, Board of Equalization, Section 58.1-3370 et seq. of the Code of Virginia, 1950, as amended.

Section 1.3 Jurisdiction. The provisions of this ordinance shall apply to Carroll County, Virginia.

Section 1.4 Purpose. The purpose of this ordinance is to set forth deadlines for the filing of applications for relief from reassessment by property owners or lessees and to fix a deadline for the Board of Equalization to have finally disposed of all such applications for relief.

**ARTICLE II - Applications for Relief**

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- Section 2.1 Property owners may make application for relief after the termination of the date set by the professional assessor to hear objections to assessments as provided in Virginia Code Section 58.1-3330.
- Section 2.2 Applications for relief from landowners and lessees must be received no later than 5:00 P.M. May 1, 2008.
- Section 2.3 This deadline shall be clearly stated on the Notice of Assessment set to each landowner and lessee.

### **ARTICLE III - Conclusion of Work by Board of Equalization**

- Section 3.1 The Board of Equalization shall conclude its work on all applications for relief on or before June 30, 2008.
- Section 3.2 This deadline shall be clearly stated on the Notice of Assessment sent to each landowner and lessee.

### **ARTICLE IV - Legal Status Provisions**

- Section 4.1 Certified Copies of Ordinances. Certified copies of this ordinance and all amendments thereto shall be filed in the offices of the County Administrator, and the Office of the Clerk of the Circuit Court Carroll County.
- Section 4.2 Validity. Should any article, section, subsection or provision of this ordinance be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of this ordinance as a whole or any part thereof other than the part so declared to be invalid or unconstitutional.
- Section 4.3 Conflicting Ordinances. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of their conflict.
- Section 4.4 Effective Date. This ordinance shall be effective immediately upon adoption.

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## **EROSION AND SEDIMENT DISCUSSION**

Mr. Larowe introduced Mr. Terry Nester, the new Carroll County E&S Coordinator, and then introduced Mr. Dean Gall, Department of Conservation and Recreation.

Mr. Dean Gall commended the Board for filling the E&S Position. He told that the E&S Review would be October 29 – 30<sup>th</sup> and they will review the performance for the past 2 years. He told that they would score the Administrative, Plan review, Inspections, and Enforcement aspects of the erosion and sediment control program. He told that it is unlikely that the County will pass. He told that someone from the County might be asked to appear in Richmond before the Soil and Water Board. He told that if the score is low enough the County may be asked to enter into a corrective action agreement and would have 180 days to comply. He told that there are a number of challenges before the County, but he thinks the County can get back to a consistent ranking. He told that Mr. Nester has been working to get an ordinance updated and almost all of the counties in the State are inconsistent. He told that he appreciated what the County is doing.

Mr. Hutchins asked if Mr. Nester would have an idea of the areas we are low in after the review.

Mr. Gall told that they would be able to tell the County what areas to work on and would be making recommendations.

Mr. Early asked if the findings would show inconsistency in other ordinances such as subdivision.

Mr. Gall told that they would only look at E&S. He told that he appreciates the efforts of the County to move forward to correct the program.

Mr. Larowe told that the checklist is in Section F of the packet.

Mr. Nester told that the program has been lax in the past, but there is a draft of the proposed ordinance in the packet. He told that he has responded to some sites that have no plan.

## **RECREATION DEPARTMENT UPDATE**

Mr. Larry Collins presented a handout that gave an overview of the recreation activities during April – September. He told that this is the busiest time of the year because of the pool and other park activities. He told that the pool did decent this year and it was better than last year. He told that numbers

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have increased for kids playing football this year. He told that they are finishing up the fundraiser and they were having the drawing on the 11<sup>th</sup>.

Mr. Collins told that they do lack facilities and he hopes that can be solved in the future. He told that good parks and recreation draws in economy. He showed the new cheerleader outfits and told that they have had 90-95% positive feedback.

Mr. Early told that this is really the only opportunity some of these players and cheerleaders will have and they look forward to being able to wear uniforms. He told that he would like to go back to the cheerleading uniforms.

Mr. Martin asked how much money it would take to outfit everyone with uniforms.

Mr. Collins told that it is about \$40-\$50 and they would not be able to match them when buying additional uniforms. He told that they have been talking about this for 2 years. He told that the Recreation Board was agreeable to these uniforms.

Mr. Martin asked how much it would be to buy new uniforms.

Mr. Collins told that it would be \$4000 - \$5000.

Mr. Early asked how much the jumpsuit cost.

Mr. Collins replied about \$30.00.

Mr. Early told that it is not that much difference to give girls the opportunity to be cheerleaders.

Mr. Martin made a motion to appropriate \$5000 to buy cheerleader uniforms.

Mr. Larowe told that this could be taken out of Board Reserve.

Mr. Hutchins asked how much longer is the season.

Mr. Collins replied 3 weeks.

Mr. Martin told that they have basketball.

Mr. Collins replied that they do not have cheerleaders for basketball, but they could change that.

Mrs. Myers suggested putting it in the budget for next year.

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Mr. Jones asked if anybody has to buy their own uniforms.

Mr. Collins told that they did not have to purchase their own for the Recreation Department.

Mr. Martin told that the County supplies uniforms for the boys and the girls get the short end.

Mr. Collins told that this could be looked at for next year, but he could not have the uniforms here in time for this year.

Mr. Martin stated that they could be ready for next year.

Mr. Early told that it should be in the budget for next year.

Voting on the motion to appropriate \$5000 to purchase cheerleader uniforms was as follows:

**VOTES**

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

Mr. Martin told that he supports being able to wear the uniforms to school.

Mr. Collins told that they do allow wearing the uniforms on game day, but not wearing them for any other use.

Mr. Early told that uniforms could be replaced only as needed each year.

**CARROLL EMS**

Mr. Newman discussed the handout that was in the Board packet. He told that the balance in the checking account is just over \$74,000. He told that it report shows the disbursement of the collections to each department and it shows the cost of operations for the vehicles, stating the largest expense is the fuel. He told that there is a page that shows detailed deposits. He told that the EMS Board continues to meet because they still pay the part-time employees.

Mr. Hutchins asked how the County was coming on the transition.

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Mr. Newman told that the financials should be a very smooth transaction.

Mr. Early asked if he misunderstood a month or so ago that they were told that it was not supporting itself because there was a negative cash flow.

Mr. Newman told that it had been down a little, but they have \$74,000 in the account now. He told that Carroll EMS started the year with \$146,000 so they are down to about half.

Mr. Early told that at this time last year that they were at \$0.

Mr. Newman replied that it all depended on the payments that are received.

Mr. Early stated that if this trend continues that it will be \$0 again. He told that the deposits go through October and the expenses only go through September so it is really worse than it looks.

Mr. Newman told that the Board of Trustees will meet tomorrow and he knows that there will be some expenses. He told that minus payroll reimbursements the expenses will be \$38,654.65 and then part-time payroll is around \$4900. He told that private insurance comes quickly but that they were at the mercy of Medicare and Medicaid and they could be slower to pay.

Mr. Dalton told that right now the County was waiting on a provider number and he has not got that yet, but he will check on it this week. He told that after obtaining the number that the transition would be relatively smooth.

### **CITIZEN'S TIME**

There was no one to speak during Citizen's time.

### **ADMINISTRATOR'S TIME**

Mr. Larrowe told that he appreciates the work that Mr. Nester is doing. He told that he attended the CSA meeting in Roanoke and learned alternative methods of placing children. He told that they are trying to set up a State meeting here.

Mr. Larrowe told that RIFA has been changed to Blue Ridge Crossroad Development Authority. He told that they hired Neal Satterwhite as the

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Regional Economic Development Director. Hel told that Phase I on the broadband development is well under construction.

Mr. Larrowe told that ARISE is going well at this point. He told that there were 2 people in Southwest Virginia prior to our promotions and now there are 82. He told that there were 80 people last Thursday night for the informational meeting and 40+ people have visited the website.

Mr. Early stated that this is a stay at home/work/customer service business and asked about the equipment, bank accounts, and other things people have to spend money for.

Mr. Larrowe told that this is on the website and it will be discussed at the informational sessions.

Mr. Martin asked how many people were working at Results.

Mr. Larrowe told that they were up to capacity.

Mr. Early asked for the demographics of where the employees are from, their age, their income, and other information concerning the employees.

Mr. Larrowe told that the E&S Review would be October 29-30. He told that he had met with TCRH Administrator and they are working to upgrade. He told that the childcare center is now Kidz World Day Care Center and it being operated by a local couple. He told that he has discussed with Mr. Roma about a fire ban and told that the Board needed to think about this as a possibility at the next meeting.

Mr. Hutchins asked if the Board enacts a ban based on weather conditions does that go into effect immediately or would Mr. Roma make a determination based on conditions.

Mr. Dalton told that there is a Code Section governing that.

Mr. Hutchins asked for Mr. Dalton to review it.

Mr. Larrowe told that he would be attending the National Incubator Meeting on October 31 and November 1<sup>st</sup>. He told that the VACo meeting would be November 11-13 and asked who would be attending.

Mr. Hutchins, Mrs. Myers, Mr. Early, and Mr. Jones stated that they would be attending November 11-13. Mr. Evans stated that he would be attending November 12-13.

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Mr. Larrowe told that the County would need a voting delegate and an alternate for the VACo meeting.

(Order)

**VACO VOTING DELEGATE AND ALTERNATE**

Upon motion by Mrs. Myers, seconded by Mr. Martin, and passed, the Board approved for Mr. Hutchins to be the voting delegate at the upcoming VACo Conference.

VOTES

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

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed, the Board approved for Mr. Early to be the alternated voting delegate at the upcoming VACo Conference.

VOTES

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

(Order)

**NOVEMBER BOARD MEETING**

Upon motion by Mr. Jones, seconded by Mr. Evans, and passed unanimously, the Board approved to hold the November Board meeting on November 15<sup>th</sup> beginning at 9:00 a.m. due to the VACo conference.

VOTES

Mr. Evans	Yes
Mr. Jones	Yes

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

(Order)

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

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board convened a Closed Session at 11:41 a.m. to 12:18 p.m. for the discussion of personnel concerning specific personnel, for the discussion of the disposition of real estate 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 Mrs. Myers, and passed unanimously, the Board adopted the following Resolution:

**WHEREAS**, the Carroll County Board of Supervisors convened a Closed Session 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 the 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.

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## **BURN BAN**

Mr. Dalton told that any County by ordinance could prohibit burning. He told that the governing body can declare a local emergency that would ban burning on private property and that the Board could give consent to the EMS Director, Joe Roma, to declare a local emergency. He told that this would give Mr. Roma authorization to declare a burning ban when he feels necessary.

Mr. Evans asked if there is a ban by the State.

Mr. Larrowe told that he is not aware of a State ban, but he knows of several counties that have bans in place.

Mr. Evans asked if it would be advertised.

Mr. Larrowe replied yes.

Mr. Dalton recommended that the Board pass a resolution due to the extreme drought conditions and risk for outdoor fires that the Board of Supervisors feels the need for an ordinance so that Mr. Roma could put that in place if he sees fit and it would last until the next Board meeting.

Mr. Martin stated that if the County had a period of high wind there could be widespread fire.

Mr. Early asked if this would ban all burning.

Mr. Dalton told that the extent would be at the discretion of the EMS Director. He told that the Code allows for regulations on private property.

Mr. Jones told that the Forestry Department should know what to do.

Mr. Evans told that he thinks the Board is over reacting because the Forestry Department has always done a good job.

Mr. Hutchins told that the Board is just putting something in place in case conditions warrant.

Mr. Dalton told that it allows having something in place and Mr. Roma would consult with the Forestry Department.

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Mr. Jones told that if the Forestry Department sees the need then they would put a ban in place.

Mr. Martin told that the Board could go to the Forestry Department to express our concerns.

Mr. Dalton told that he read the State Code Section and it would allow the Director to declare an emergency, but the Board would have to have a meeting within 14 days to confirm the emergency.

Mr. Hutchins told that he would oppose a ban if it was done today, but this would allow Mr. Roma to declare if all conditions warrant.

Mr. Early told that the County had an Emergency Plan and asked who the point of contact is.

Mr. Larrowe replied that the Sheriff is.

Mr. Early asked if the Sheriff could declare an emergency.

Mr. Dalton told that the Sheriff is the Public Relations person, but Mr. Roma is the contact.

(Order)

**AUTHORIZE EMERGENCY SERVICES COORDINATOR TO  
DECLARE BURNING BAN EMERGENCY**

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed, the Board approved to give Mr. Roma authority to declare an emergency and declare a burning ban if he sees necessary.

**VOTES**

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

**PIPERS GAP RESCUE VEHICLE**

Mr. Larrowe told that he did not have information on the additional cost associated with the proposed purchase of a new vehicle by Pipers Gap Rescue

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Squad and told that Mr. Roma was not able to be at the meeting due to an Interoperability Radio program meeting in Wytheville.

### **SUBDIVISION ORDINANCE**

Mr. Dalton recommended that the Board schedule a special meeting for consideration of the subdivision ordinance. He told that the meeting should be in conjunction with the Planning Commission. He suggested contacting some surveyors and invite them to the meeting. He told that the ordinance would have to be tweaked after it is passed.

Mr. Martin told that he would be willing to meet, but asked if it had to be in October.

Mr. Dalton told that it should be late October or early November.

Mr. Early told that there had been a meeting and he was afraid another meeting would not get anywhere.

It was the consensus of the Board to have a joint meeting with the Planning Commission on October 25<sup>th</sup> at 7:00 p.m.

Mr. Martin told that the issues needed to be hammered out.

Mr. Dalton told that at the last meeting they were talking about what people wanted and this meeting would need to focus on the issues.

### **SUPERVISORS TIME**

Mrs. Myers told that the rescue squad captains are saying that the Board was going to take rescue money and put it in to the fire departments.

Mr. Larowe told that the Board had reviewed the EMS report of what the rescue squads received from billing.

Mr. Martin told that it looks like Carroll, Galax and Grayson could work together regionally to cut costs on projects. He told that in Bland County they

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had a fire in a puppy factory and asked if there is anything to keep somebody from opening something like this in Carroll County.

Mr. Larrowe told that as long as they comply with the Department of Agriculture there is nothing to prevent it.

Mr. Early told that the County had put some money towards cameras for trash and asked what had been done concerning the cameras.

Mr. Larrowe told that the Department of Forestry has cameras and Carroll County did not supply the money.

Mr. Early told that there is still a lot of dumping and he would like to be able to get some use out of the cameras.

Mr. Early asked if there are weight limits or could there be for EMS employees.

Mr. Dalton told that the Board might need to look at a fitness criteria and encourage using some time for fitness.

(Order)

### **DUGSPUR SCHOOL ENGINEERING REPORT**

Upon motion by Mrs. Myers, seconded by Mr. Martin, and passed unanimously, the Board approved to do a RFP for a structural review of Old Dugspur School to see if it is feasible to use the building.

#### VOTES

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

(Order)

### **ADJOURNMENT**

October 9, 2007

Upon motion by Mrs. Myers, seconded by Mr. Martin, and passed unanimously, the Board adjourned at 12:55 p.m. until October 25, 2007 at 7:00 p.m.

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David Hutchins, Chairman

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Ronald L. Newman, Assistant Clerk