

September 11, 2007

The Carroll County Board of Supervisors held their regular monthly meeting on Tuesday, September 11, 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
Glenna Myers
L. J. Jones
Joseph H. Early, III
Gary Larrowe, County Administrator
Ronald L. Newman, Assistant Administrator
Bradley Dalton, County Attorney

Mr. Hutchins called the meeting to Order at 6:05 p.m. and lead in prayer and the pledge of allegiance.

Mr. Hutchins stated that the first order of business was an employee to be recognized.

Mr. Larrowe told that in the fall of 2005 that the Board created the Business Development Program. He told that Dr. Garrett has had 184 clients, 71 expanding businesses, and 116 new businesses. Mr. Larrowe told that the program has done 70 business plans of which 46 have been funded. Mr. Larrowe told that the program has added 207 new employees with pending funding of \$9,125,000.

Mr. Larrowe congratulated the Board for creating the program and told that Carroll County and Dr. Garrett received a State award.

Mr. Hutchins presented the award to Dr. Garrett.

(Order)

APPROVAL OF MINUTES AND PAYROLL

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the minutes of their regular meeting held on August 14, 2007.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes

September 11, 2007

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 August 2007 and authorized the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 14th and 28th days of September 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.

VOTES

Mr. Evans Not Present
Mr. Jones Yes
Mr. Early Yes
Mr. Martin Yes
Mr. Hutchins Yes
Mrs. Myers Yes

(Order)

APPROVE ROAD ABANDONMENT PUBLIC HEARING

Upon motion by Mrs. Myers, seconded by Mr. Martin, and passed unanimously, the Board approved to hold a public hearing November 13, 2007, on the Road Abandonment of a portion of Route 817, Old Mount Tabor Road.

VOTES

Mr. Evans Not Present
Mr. Jones Yes
Mr. Early Yes
Mr. Martin Yes
Mr. Hutchins Yes
Mrs. Myers Yes

(Order)

APPROVE RECREATION DEPARTMENT FUNDRAISER

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board approved allowing the Recreation Department to do a raffle ticket fundraiser for Sandlot football and cheerleader uniforms.

September 11, 2007

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE FOUR FOR LIFE APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated additional money received through the Four for Life program in the amount of \$12,516.42 to Four-for-Life line item 032030-7002.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE COUNTY FAIR APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated \$2381.00 received as donations and fund raising to County Fair line item 012010-1000.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

September 11, 2007

(Order)

APPROVE FIRE & RESCUE EMERGENCY FUND APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated \$5243.05 received as insurance reimbursement for repairs to the Jaws of Life to Fire & Rescue Emergency Fund line item 032020-9010.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE SHERIFF'S OFFICE APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated the reimbursement in the amount of \$3720.00 received for providing extra patrol during the Flea Market to DUI/DEA Compensation line item 031020-1039.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE SHERIFF'S OFFICE APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated reimbursement received for reports and travel expenses to:

031020-5412	Training	\$100.00
031020-5504	Travel	\$523.27

September 11, 2007

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE VEHICLE PURCHASE APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated \$5864.00 received from the sale of surplus vehicles to Vehicle Purchase line item 011010-9020.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

APPROVE FISCAL YEAR 2006-2007 APPROPRIATION

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appropriated \$5334.39 to Maintenance Force Health Insurance line item 043110-2010 and \$6299.01 to Nondepartmental Credit Card & Telecheck Fees line item 091500-5999 to balance the books for the fiscal year 2006-2007.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

September 11, 2007

APPOINT NIMS CONTACT PERSON

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board appointed Joe Roma, Emergency Services Coordinator, as the point of contact for Carroll County's National Incident Management System (NIMS) implementation.

VOTES

Mr. Evans Not Present
Mr. Jones Yes
Mr. Early Yes
Mr. Martin Yes
Mr. Hutchins Yes
Mrs. Myers Yes

(Order)

APPROVE ADDITIONAL APPROPRIATIONS

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board approved the following additional appropriations:

091500-5799	Undistributed General County Checks	\$ 9,581.00
034010-5803	Building Official Refunds	\$ 3,130.87
032020-9015	Homeland Security Grant	\$13,672.20

VOTES

Mr. Evans Not Present
Mr. Jones Yes
Mr. Early Yes
Mr. Martin Yes
Mr. Hutchins Yes
Mrs. Myers Yes

(Order)

APPROVAL OF CLAIMS

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the County General Claims as presented this day and as evidenced by check numbers 86859-87011.

VOTES

September 11, 2007

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

Mr. Early told that last month he brought up auto parts purchases and he has been given information that the County is not always buying cheaper parts. He told that this may be a personal preference, but that the County could save money.

TREASURER'S REPORT

Mr. Hutchins asked if the revenue streams and expenditures could be put together and a presentation made. He told that it might help to see where the County is.

Mr. Martin told that it is difficult for the average person to look at numbers. He told that if it was in a graph it would help break it down.

(Order)

APPROVAL OF TREASURER'S REPORT

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved the Treasurer's Report.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

CITIZENS TIME

No one signed up to speak during this time.

September 11, 2007

PUBLIC HEARING – ENTERPRISE ZONE APPLICATION

The public hearing for the Enterprise Zone Application was opened at 6:35 p.m.

Mr. Larrowe told that the purpose of the public hearing is to accept public comment pertaining to the Enterprise Zone Application. He told that with the Enterprise Zone that businesses could get assistance if they meet qualifications.

Mr. Larrowe told that the County was working with the State and MRPDC and the application deadline is October 1, 2007. He told that each county can have 3 enterprise zones and that area around Rt. 100 and Rt. 58 would be added. He told that the County would be applying for enterprise zones at Exit 1, 8 and 19. He told that the public hearing is to allow the County to submit the application.

Mr. Jones told that he thinks it is a good thing and would help businesses. He asked how it would affect residents.

Mr. Larrowe told that it would not affect the residents.

Mr. Early asked if it was all or none. He told that he doesn't have a copy of the modifications with the Town.

Mr. Larrowe told that there are some areas proposed to be added.

Mr. Early asked if there were a recent moratorium on the new Enterprise Zone.

Mr. Larrowe told that was in the past. He told that this is the first opportunity to submit and change the Enterprise Zone. He told that for the one with the Town that the County would need to work with them and have additional hearings.

Mr. Hutchins asked if Exits 1, 8 and 19 were all that were being looked at.

Mr. Larrowe told that the advertisement discussed modifications to the existing zone. He told that if the County doesn't apply it will not get the zones.

Mr. Hutchins opened the floor for comments.

Mr. Olen Gallimore asked if there were properties that would have to be condemned to be taken into the zone.

September 11, 2007

Mr. Larrowe told that there would be not condemnation. He told that this does not affect the property owners and told that it was good for the property owners because the property could be used for commercial with a higher value but it doesn't increase in value and raise taxes.

Mr. Dalton told that just because property is part of the zone doesn't mean it is automatically commercially viable property.

The public hearing was closed at 6:50 p.m.

(Order)

APPROVAL OF ENTERPRISE ZONE APPLICATION

Upon motion by Mr. Early, seconded by Mrs. Myers, and passed unanimously, the Board approved the resolution below regarding the Enterprise Zone application.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

RESOLUTION
IN SUPPORT OF THE
CARROLL COUNTY APPLICATION
FOR ENTERPRISE ZONE DESIGNATION

WHEREAS, Carroll County Board of Supervisors is elected by the people of Carroll County as its governing body; and

WHEREAS, Carroll County will submit an application to the Virginia Department of Housing and Community Development (DHCD) for enterprise zone designation; and

WHEREAS, the County authorizes Gary Larrowe, County Administrator to submit all information needed to apply for enterprise zone designation; and

WHEREAS, the County also authorizes its County Administrator to meet other program administrative and reporting requirements, as

September 11, 2007

defined by the Enterprise Zone Regulations, throughout the life of the zone;

NOW, THEREFORE BE IT RESOLVED that the Carroll County Board of Supervisors approves an application to DHCD for FY-08 Enterprise Zone Designation.

ADMINISTRATOR'S TIME

Mr. Joe Roma Emergency Services Coordinator, told that last month he had brought requests from Pipers Gap and told that Pipers Gap had purchased an ATV. He told that there would be a countywide training on ATV's next Thursday.

Mr. Hutchins asked if training is available for citizens or could it be made available.

Mr. Roma told that this is for volunteers, but they could put on another one.

Mr. Hutchins asked if there were 4-wheeler accidents that could have been avoided if they had training.

Mr. Roma told that if it saves 1 life it is worth it.

Mr. Early asked what the liability is to the County if this is not taught right. He told that it is not the County Government's job to be in the driver's education business.

Mr. Roma told that the Board had tabled a request for a grant application for a utility vehicle. He told that Pipers Gap explained that their truck had brake and other problems. He told that they would be looking at a 50/50 grant and that Pipers Gap would pay the difference and they have \$35,000 to go toward a vehicle.

Mr. Early told that he has a vehicle that he occasionally has to change the brakes on and asked if there was anything really wrong with the vehicle.

Mr. Roma told that it is not costing the County anything.

Mr. Early told that it because the County would be insuring a higher valued vehicle.

Mr. Dalton asked if Mr. Roma knew the source of the funds.

September 11, 2007

Mr. Roma told that it was from billing. He told that last month Pipers Gap's bought the ATV for \$15,000.

Mr. Martin told that he didn't see a problem if Pipers Gap has money and can get a grant.

Mr. Early told that there is an additional cost to cover the higher valued vehicle.

Mr. Roma agreed.

Mr. Martin told if they get a grant and get a brand new vehicle that it is easier to trade the vehicle now before it gets high mileage.

Mr. Early commented that the Board had just approved a budget of approximately \$75M and that everything adds up to that \$75M. He asked why get this if it was not needed.

Mr. Roma told that there are two choices, either the Board says yes and the County insures it or they say no and if Pipers Gap bought it then they would have to insure it.

Mr. Early told that Mr. Roma prepared an extension report on needs and asked if this was in the report.

Mr. Hutchins asked Mr. Roma to find out what the additional cost to the County would be.

Mr. Roma told that the County has received a grant for carbon monoxide detectors. He told that he had received 25 and was trying to get those to citizens and had received 145 smoke detectors and has distributed 100.

Mr. Larowe told that the Broadband Phase 1 is moving ahead. He told that he will be attending a CSA meeting in Roanoke and also the COVITS meeting in DC. He told that the fair is Wednesday – Saturday and the Laurel Fork Community Center dedication is Saturday.

Mr. Early told that Laurel Fork is a fabulous community and they have a fabulous community center. He told that 100's of people donated their time, money and materials. He stated he was in favor of centers in the community and especially in areas that lost their school during consolidation. He told that phase II of the Laurel Fork center was coming soon and congratulated the community.

Mr. Larowe told that he was involved in the interviews for the regional economic development director. He told that the Virginia Economic

September 11, 2007

Development Partnership visited on the 6th and toured the County. He told that there was an alternative waste meeting on the 5th in Russell County. Mr. Larrowe told that there will be a training / meeting with DCR and NRSWCD on the 19th at 9:00 a.m.

Mr. Larrowe announced that Mr. Terry Nester is coming on board on September 19 as the E&S Director. He told that Mr. Nester is fully certified, highly qualified and educated.

Mr. Dalton told that there would be a memorial/celebration on Saturday for Bob Morrison. He told that he was a former mayor, a long time Rotary member and was involved in the community.

(Order)

2007 BOARD OF EQUALIZATION DEADLINES ORDINANCE

Upon motion by Mr. Martin, seconded by Mr. Early, and passed unanimously, the Board approved holding a Public Hearing pertaining to the 2007 Board of Equalization Deadlines.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

(Order)

PERSONNEL POLICY ORDER

Mr. Dalton presented the Board with the order concerning personnel.

Upon motion by Mr. Martin, seconded by Mr. Jones, and passed unanimously, the Board approved the order below concerning personnel.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

September 11, 2007

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

WHEREAS, the Carroll County Board of Supervisors acknowledges that it is important for the orderly course of business that the County Administrator be able to manage employees when necessary; and

WHEREAS, the Board further acknowledges that day-to-day management of employees, including but not limited to the employment, discipline, suspension and termination of employees is best managed by the County Administrator with the input of the employees' Department Head; and

WHEREAS, the Board wishes to clarify the duties and responsibilities of the County Administrator with regard to the aforesaid personnel issues,

NOW THEREFORE BE IT RESOLVED that the PERSONNEL POLICIES AND PROCEDURES MANUAL of the County of Carroll, as revised September 20, 2004, shall be amended as follows:

1. The County Administrator of Carroll County is specifically instructed and authorized to fill positions of employment as he sees fit in accordance with employment laws of the Commonwealth of Virginia and any applicable Federal, State or Local law. This authority to fill positions of employment will apply only to positions which have both been created and funded by the Board of Supervisors. Once a position has been created and funded, no further authorization of the Board will be necessary in order for the County Administrator to fill the position. The County Administrator is, herein, specifically not delegated nor authorized to create any new position without a majority vote of the Board of Supervisors.
2. The County Administrator of Carroll County is further instructed and authorized to discipline, suspend with or without pay, and terminate employees as he deems necessary and appropriate.
3. The County Administrator of Carroll County shall, as much as is practicably possible, gain the informal advice and consent of Members of the Board of Supervisors before employing, disciplining, suspending or terminating employees. The County Administrator will notify the Board of Supervisors, no later than the next meeting of the Board, of any offers of employment which he may extend or any demotions, suspensions, or terminations of

September 11, 2007

employment.

4. The policy as set forth in this amendment shall not apply to the employment status of the County Attorney, whom pursuant to the Code of Virginia, 1950, as amended, must be appointed directly by the Board.

LAMBSBURG COMMUNITY CENTER

Mr. Hutchins told that as he looked at the roofing contract for Lambsburg Community Center he wanted to know if it was just for information.

Mr. Larrowe told that the Board did not think the previous contract was satisfactory, but that he had not had a chance to review this contract.

Mr. Hutchins told that a contractor is required to indicate their license number on the contract.

Mr. Larrowe presented a copy of the page with the license number on it. He explained that it was not in the digital packets.

Mr. Hutchins asked if anyone had verified the number.

Mr. Larrowe told that he could do this.

(Order)

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

Upon motion by Mrs. Myers, seconded by Mr. Martin, and passed unanimously, the Board convened a Closed Session at 7:21 p.m. until 8:40 p.m. for the discussion of the performance of 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:

September 11, 2007

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.

SUPERVISORS TIME

Mrs. Myers told that there is a water meeting in Sylvatus on September 25th.

Mr. Martin asked if Carroll County would get disaster relief to buy hay.

Mr. Larrowe told that it has been submitted.

Mr. Martin told that HES will have the playground equipment installed this fall. He asked if it would be possible to use the message boards on the interstate to do messages for the county.

Mr. Martin told that he serves on the RC&D Council and that he has proposed to do a loop on the trail in the Poplar Camp/Shorts Creek area. He told that when it comes time for the next Board to make appointments that he would like to continue serving on this board. He told that it does not pay and the members do not get mileage.

(Order)

PETITION FOR WEAPONS FREE BUILDING

Upon motion by Mr. Martin, seconded by Mrs. Myers, and passed unanimously, the Board approved to have the County Attorney petition the

September 11, 2007

Circuit Court Judge to get the entire Governmental Center declared as weapons free.

VOTES

Mr. Evans	Not Present
Mr. Jones	Yes
Mr. Early	Yes
Mr. Martin	Yes
Mr. Hutchins	Yes
Mrs. Myers	Yes

Mr. Dalton told that under the State law it would be at the discretion of the Judge to declare the entire building as part of the Courthouse. He told that enforcement is an issue and the court system uses metal detectors. He told that several government buildings in the State have them.

Mr. Early told that he didn't want to leave loopholes for people with concealed weapons permits or former law officers.

Mr. Dalton told that whatever is allowed in the Courtroom would be allowed in the building.

Mr. Early asked that with \$2.7 million could a clock be bought for the Board room. He told at the football game at CCHS that there has always been an ambulance on site, but asked if 2 were needed.

Mr. Larowe stated that if they were on call they would leave. He stated that instead of being at the building they would be at the High School.

Mr. Early told that it was not efficient use of vehicles. He asked about the status of the subdivision ordinance.

Mr. Dalton told that it is in the works.

Mr. Early asked about the zoning education seminars.

Mr. Hutchins replied that he spoke with Dr. Chandler and he is going to send information and ideas to Mr. Larowe.

Mr. Early asked to get dates when he could do the training. He told that he would like to have a public hearing to have an ordinance to have mixed drink sales in certain districts.

Mr. Dalton told that he would review the code.

September 11, 2007

Mr. Early asked where Mr. Evans was and if he was sick or just did not make the meeting.

Mr. Larrowe told that he had called and he had something else scheduled.

(Order)

ADJOURNMENT

Upon motion my Mr. Jones, seconded by Mr. Early, and passed unanimously, the Board adjourned at 8:56 p.m. until October 9, 2007 at 9:00 a.m.

David Hutchins, Chairman

Ronald L. Newman, Assistant Clerk