

October 11, 2011

The Carroll County Board of Supervisors held their regular monthly meeting on, October 11, 2011 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: David V. Hutchins
W.S. "Sam" Dickson
Andrew S. Jackson
N. Manus McMillian
Gary Larowe, County Administrator
Nikki Shank, Assistant Administrator
Ronald L. Newman, Assistant Administrator
Jim Cornwell, County Attorney

Dr. Littrell called the meeting to order at 3:01 p.m.

CLOSED SESSION – PURSUANT TO VIRGINIA CODE SECTION 2.2-3711 (A1, A3, A5, A6, A7)

Upon motion by Mr. McMillian, seconded by Mr. Jackson, and passing, the Board convened a Closed Session for the discussion of personnel, disposition of real estate, prospective business, investments, legal matter, as authorized by Virginia Code Section 2.2-3711(A1).

Mr. Cornwell explained the reason for entering into Closed Session.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Not Present
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

CERTIFICATION OF CLOSED SESSION

Upon motion by Mr. Hutchins, seconded by Mr. Dickson, and passing, 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;

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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.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

Mr. Hutchins lead in invocation and pledge.

Dr. Littrell told that October is Breast Cancer Awareness Month and National Breast Cancer Awareness Month educates women about the importance of early detection for breast cancer. Since NBCAM's inception, mammography use has doubled and breast cancer death rates have declined. Still, many women do not utilize mammography at regular intervals. In recognition of the fact that mammography is the best available method of detecting breast changes that may be cancer, long before physical symptoms can be seen or felt, and that breast cancer deaths could decline further if all women age 40 and older received mammograms at regular intervals, we, the Carroll County Board of Supervisors, do hereby proclaim October as Breast Cancer Awareness Month. We urge all women and their families in Carroll County to get the facts about mammography.

APPROVAL OF AGENDA

Upon motion by Mr. Hutchins, seconded by Mr. Hurst and passing the Board approved the revised agenda.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

BOARD OF APPEALS

Upon motion by Mr. Hutchins, seconded by Mr. McMillian and passing, the Board approved the Board of Appeals process as well as the form that will accompany it.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

BOARD GOALS

Upon motion by Mr. Hutchins, seconded by Mr. McMillian and passing, the Board approved the Board Goals for FY 2011/2012.

2011/ 2012 Goals of the Carroll County Board of Supervisors

1. Preserve and promote a high quality of life for Carroll County citizens.
 - a. Improve the variety and quality of recreational and cultural opportunities
 - b. Devote resources to implement programs for enhanced public relations and information delivery with County citizens
 - c. Dedicate and re-direct resources to broaden public services provided by the County based on community needs.
 - d. Attract new business to the County to provide employment opportunities working cooperatively with the IDA and BRCEDA

2. Effectively support growth and development
 - a. Implement the Comprehensive Plan strategies
 - b. Refine continuity of government plan and an organizational structure which will maintain through government transitions
 - c. Expand marketing efforts of the County to increase investments
 - d. Leverage resources regionally
 1. Pursue opportunities to combine resources to standardize and increase the efficiency of local government

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2. Grow programs and networks which will capture outside resources to be used inside the communities
 - e. Provide support of staff and operations through sound policy development/implementation
 - f. Support expanded E-Government activities in all areas of County operation
 - g. Maintain Fiscal Responsibility by balancing needs of the community with available resources with increase to fund balance
 - h. Develop and implement policies for efficient and effective operations of the county in conjunction with Constitutional Officers, Boards, and Commissions
 - i. Facilitate the County becoming a High Performing Organization in local Government
 - j. Plan for the utilization of infrastructure investments in cooperation with the PSA and IDA
3. Plan for future needs of Carroll County
 - a. Coordinate with School Board Phase III Construction including emphasis on Science, Technology, Engineering, Math (STEM) programs
 - b. Encourage and support the deployment of Broadband technology throughout the County
 - c. Support efforts for increased access to Higher Education for citizens
 - d. Continue analyzing the Workforce Development model in the region to provide training for citizens that would encourage recruitment of industry and creating jobs.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

VACO PROXY STATEMENT

Upon motion by Mr. Hutchins, seconded by Mr. Hurst and passing, the Board approved for the Chairman and Vice-Chairman to serve as the voting participants at the VACO and it neither are available to appoint Mr. Larowe.

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VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Abstain
Mr. Littrell	Abstain
Mr. McMillian	Yes

(Order)

REALIGNMENT

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved the Resolution below.

**RESOLUTION
OF THE CARROLL COUNTY BOARD OF SUPERVISORS
REALIGNMENT OF THE JUDICIAL CIRCUITS AND DISTRICTS OF THE
COMMONWEALTH**

WHEREAS, during the 2011 Session, the General Assembly considered Senate Bill 1240 (“SB1240”) and House Bill 1990 (HB 1990, and together the “Bills”), providing for realignment of the judicial circuits and districts of the Commonwealth; and,

WHEREAS, the Bills did not pass, but the Supreme Court of Virginia was asked by the Senate Courts of Justice Committee to review and recommend changes to the existing boundaries for Virginia’s judicial circuits and districts; and,

WHEREAS, accordingly, Chief Justice Cynthia V. Kinser, appointed a twenty-two member Committee to undertake the Judicial Boundary Realignment Study (“JBRs”); and,

WHEREAS, the Committee is currently considering three separate proposals, including: (1) HB1990-SB1240 Proposal (the Janice/Edwards Proposal”); (2) JBRs Committee Proposal (“JBRs Proposal”); and (3) JBRs Committee Regional Proposal (“Regional Proposal”); and,

WHEREAS, presently, the New River Valley Regional Jail Authority (the “Authority”) consists of the following Virginia localities: Bland County, Carroll County, Floyd County, Giles County, Grayson County, Pulaski County, City of Radford, and Wythe County (“Member Jurisdictions”); and

WHEREAS, the Janice/Edwards Proposal and the JBRs Proposal would both change current judicial districts such that the current members of the Authority would be split into different judicial districts; and,

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WHEREAS, Carroll County is concerned that adoption of the Janice/Edwards Proposal or JBRS Proposal may have negative impact on the Authority and its Regional Members; and

WHEREAS, the Regional Proposal retains current juridical boundaries and districts, but creates eleven more judicial regions for purposes of managing the allocation of judges to meet changing needs of specific localities;

NOW, THEREFORE SHALL THE FOLLOWING BE RESOLVED BY THE CARROLL COUNTY BOARD OF SUPERVISORS:

Carroll County opposes the adoption of the Janice/Edwards Proposal, or the JBRS Proposal;

Carroll County requests that in consideration of any realignment of the judicial circuits and districts of the Commonwealth, that the JBRS and the General Assembly consider all costs associated with such realignment, including collateral and incidental costs of incarceration, care and transportation of inmates sentenced to regional jails;

Carroll County recommends to each of its fellow member jurisdictions that they, likewise, oppose the Janice/Edwards Proposal and JBRS Proposal, and support the study of incidental and collateral costs in the consideration of any realignment proposal.

The County further recommends that its fellow member jurisdiction contact members of the Committee and Members of the General Assembly representing their respective jurisdiction, asking them to oppose the Janice/Edwards Proposal and the JBRS Proposal, and to carefully study and consider all collateral impacts any jurisdictional realignment may cause.

All other actions of the County in conformity with the purposes and intent of this Resolution are ratified, approved and confirmed.

This Resolution shall take effect immediately.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

EXTENSION OF AND COMMITTEE APPOINTMENTS

Upon motion by Mr. Dickson, seconded by Mr. Hutchins and passing, the Board approved to extend the term of Mr. Wes Hurst to the Social Services Board until December 31, 2011 and to appoint Mr. Andy Jackson to the IDA Board as a replacement for Mr. Randy Webb.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

LEMPG ALLOCATION

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved an allocation in the amount of \$5000 from the Virginia Department of Emergency Management to improve the response and recovery efforts in case of disaster.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

SURPLUS AUCTION

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved the items listed below to be sold at the Surplus Auction on October 15, 2011.

Item #	Item	Quantity
1	Typewriters	3
2	Printers	5
3	Battery Backups	4
4	Hard drives	10
5	Computer Monitors	10
6	Computer Keyboards	6
7	Computer Mouse	5

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8	Fax Machine	1
9	Copy Machines	1
10	Shelf	3
11	Computer Speakers	5
12	Office Chairs	2
13	Calculator	1
14	Brochure Rack	1
15	Paper Shredders	2
16	Compact Disc	1
17	Scanners	2
18	Desk Wing	1
19	Vehicle Seat	1
20	Rubbermaid Computer Stand	1
21	Drafting Table	1
22	Coat Rack	1
23	Desk	1
24	Printer Stand	1
25	Toilet	10
26	Cub Cadet Walk Behind Mower	1
27	Electric Heaters	2
28	8' Chevrolet Truck Bed (1997)	1
29	Sinks & Faucets	8
30	Urinals	2
31	Defibrillators	3
32	Life Pack Batteries	10
33	1997 GMC Jimmy (4x4)	ID#
1GKDT13W3VK512043		
34	2000 Ford Expedition (4x4)	
	ID#1FMRU1866XLA81133	
35	1987 GMC Truck (4x4)	
	ID#1GTEV14H4HJ514534	
36	metal playground slide	1
37	metal playground swings	2
38	metal playground monkey bars	1
39	metal playground chin up bar	1
40	metal playground cross bars	1
41	metal playground volleyball poles	2

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

LITTER GRANT

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved to allocated \$8012 received from DEQ for litter prevention and recycling activities

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

SHERIFF'S OFFICE

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved to transfer \$500 from Highway Safety Funds to the Sheriff's Office to be used to purchase retirement reception supplies.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

PIPERS GAP RESCUE

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved to declare a 2004 Ford F-550 medium duty rescue truck Vin # 1FDAF57P94EC3158 surplus so the truck can be sold by sealed bids with an option to refuse any and all bids that are not acceptable to the squad and county.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

CCPS ALLOCATION

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Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved to allocate \$50,000 to school facilities for additional construction costs incurred to date. Additional costs include the redesign of the bid documents for the second bid, advertising, and general overhead incurred to date. Money is coming from QSAB funding received to date.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

ROUTE 620 RESOLUTION

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved to Resolution below.

RESOLUTION REQUESTING THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO MODIFY THE ROUTE 620 PLAN TO REDUCE THE SCOPE ON THE EAST SIDE OF I-77 AND TO ADD A SECTION TO THE WEST SIDE OF I-77 BY THE CARROLL COUNTY BOARD OF SUPERVISORS

WHEREAS, Carroll County recognizes that I-77 is an asset to Carroll County in that the Interstate provides efficient access for business and pleasure and emergency services travel;

WHEREAS, Carroll County also recognizes the efforts of the Virginia Department of Transportation (VDOT) to provide the best transportation system available with proactive planning, project development, funding, and construction;

WHEREAS, VDOT has worked diligently to plan and develop a project at Exit 19 on I-77 and VA Route 620 where a section of Route 620 is to be upgraded to include 4-lane extension to Kaywood Drive from the interchange;

WHEREAS, local citizens have provided extensive input to the Carroll County Board of Supervisors that the expansion is needed, however not to the extent presented or planned on the East side of I-77; and in addition to the East side project, there needs to be a project developed on the West side of I-77 to extend 4-lanes as well.

WHEREAS, the Carroll County Board of Supervisors respects the wants and wishes of the local citizens as well as the need for properly planned upgrades at all I-77 interchanges including Exit 19; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CARROLL, VIRGINIA:

1. That the scope of the Virginia 620 East of I-77 project upgrade provide 4-lane access to the Wildwood Commerce Park entrance and limit the expansion to only two-lanes past the Wildwood Commerce Park entrance to a logical terminal point so as to minimally impact local citizen's and their property.
2. That a project be developed on the West side of I-77 on Virginia 620 to expand 4-lanes to at least Airport Road.
3. This resolution shall take effect immediately.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

APPROVAL OF MINUTES

Upon motion by Mr. Hutchins, seconded by Mr. Dickson and passing, the Board approved the minutes of the meeting on September 12, 2011 as previously distributed to the members of this Board.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

APPROVAL OF PAYROLL

Upon motion by Mr. Hutchins, seconded by Mr. Dickson, and passed unanimously, the Board approved the payroll for October 2011 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign in November 2011 for 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. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Mr. Littrell	Yes
Mr. McMillian	Yes

(Order)

EMPLOYEE RECOGNITION – DALLAS GARRETT

Dr. Littrell told that this is a happy and sad time all at once. He told that Dallas Garrett is retiring and we will be losing his services. He started as part time in 2005 and became full time Business Development Director in 2006 and went to work for the Small Business Development Center in 2008. He told that Mr. Garrett will retire on October 31st and we will really miss him. He told that we owe a huge debt of appreciation. He told some of the statistics are there have been 177 businesses that have been created in that period of time and 96 % of those are still in business which is a huge retention rate and that accounts for 824 jobs. He told that he understands that we have had \$44.5 million in capital investments. He told that it is going to be hard to replace and we are hoping that retirement will not be as much fun as he thinks and will come on back. He told that this is his 4th retirement. Dr. Littrell presented Mr. Garrett with a plaque.

Mr. Garrett told that it has been a real pleasure to be here and he has had tremendous support through the whole process. He told that things will hopefully continue and we have set some pretty high standards. He told that after the last review they were told that they have raised the bar. He told that it has been a great experience and he is looking forward to being in Florida for the winter.

LAND USE AND PLANNING UPDATE – RONALD NEWMAN

Mr. Newman told that plat activity is about the same as it was last year. He told that July and August were very slow months but it rebounded in September. He told that most of the plats that they are seeing are single lot plats and most are a parent to child division or for financing purposes. He told that there are also a lot of boundary line adjustments. He told that the multiple lot divisions that they are seeing right now are settlement of estate or divorce settlements or financial settlements. He told that he has worked with the surveyors in the area and most of them are now emailing the preliminary plats so he can review and comment. He told that he meets almost daily with Health Department, E&S and Building Official. He told that he also uses the GIS daily and it has been a tremendous help. He told that he has worked with the Health Department in showing them how to use the GIS. He told that he has worked with some people on conservation easements and the big this is does it comply with our plan. He told that all of the departments have been given a copy of the matrix and align their budget with the

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Plan. He told that ¼ of the items in the plan are in progress. He told that he has been working with VDOT on some issues and the Planning Commission is working on updating the Mobile Home Ordinance. He told that if there is anything they would like to see worked on in the ordinance to let him know.

Mr. McMillian thanked him for the work he does and told that he does a fine job.

Dr. Littrell told that he is still learning to use GIS and 4 years ago he did not know what it stood for.

Mr. Hutchins told that he thought Mr. Newman that he does a good job.

CITIZEN'S TIME

Ms. Tryohena Horsley told that she had tried to contact Mr. Hurst because he is the supervisor from her district but has not had a return call. She told that she got the number from the Assessor's Office.

Mr. Hurst told that he has not received a call and ask which number she called.

Ms. Horsley told that it was a cell phone.

Mr. Hurst told that he turned his county cell phone in a long time ago so he did not get the message.

Ms. Horsley told that would explain it then. She told that she has ran into a big issue with the subdivision ordinance. She told that she needed a survey on an acre of her 39.9 so that she could get the 4.24% rate through the lenders and she was told that she can not do that unless she put the other 39 acres and they would have to be in her name the acre on the house would have to be in her husband's name, because of the way the ordinance is written you can't deed the property back to yourself. She told that she has spoken with an attorney who has spoken to the County Attorney and there is nothing she can do to get the acre surveyed without jumping through hoops. She told that she is not trying to subdivide her property and is hoping to convince the Board to revise the policy for people who are trying to get a loan. She told that she does not know if you will look at it but she is hoping that they will consider helping out the citizens of the county who are trying to do the same thing.

Dr. Littrell ask if she has been to the Planning Commission meeting.

Ms. Horsley replied no.

Mr. Cornwell told that she can talk to them but the problem is that she doesn't have a 50 foot right of way so she can not cut off the parcel. He also told that when you cut off a parcel it is gone, no matter what you are doing it for. He told that Mr. Newman has

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been working with her but under the current ordinance you have to have a 50 foot right of way.

Ms. Horsley told that she only has 25 feet but that is not what she was told the problem was. Her attorney was told that it couldn't be changed and she would have to get the 39 acres surveyed as well and put the 39 acres in another family members name. She told that there is a current survey on the property.

Mr. Hurst ask where the property is located.

Ms. Horsley told that it is off Crooked Hollow Road, off of Water Plant Road.

Mr. Dickson told that his suggestion would be that Mr. Newman take the information to the Planning Commission to see what they say and come back to us. He told that with the Subdivision Policy we realize that there needs to be some changes and this may be one of them. He told that we changed a few and were waiting to see how many issues came in. He ask Ms. Horsley if this is a time issue.

Ms. Horsley told that she had to go ahead and refinance through a private lender because of it.

Dr. Littrell told that they consider it to be a document that if it needs to be changed it could.

Mr. Hutchins ask if our County Attorney could work with them to see if there are some opportunities there.

(Order)

ADMINISTRATOR'S TIME

Mr. Larrowe told that the only thing he has is a reminder of the Downtown Halloween on October 31st from 5:00 to 8:00. He told that next month the meeting will be delayed because of the annual VACO meeting.

Mr. Hutchins ask if that would affect payment of bills.

Ms. Smith told that they have a schedule set up and it will not affect it.

COMMITTEE APPOINTMENT

Upon motion by Mr. Dickson, seconded by Mr. Jackson and passing, the Board approved to appoint Mr. Hutchins to the Rooftop Board and to appoint Ms. Shank to the Library Board.

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VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Abstain
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

SUPERVISOR'S TIME

Mr. Jackson told that Mr. Larrowe announced about the Downtown Halloween and he will be on the Courthouse Lawn handing out candy and invited everyone to stop by.

ADJOURNMENT

Upon motion by Mr. Jackson seconded by Mr. Hutchins and passing, the Board adjourned until November 21, 2011 at 3:00 p.m.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

Chairman

Clerk