

June 10, 2013

The Carroll County Board of Supervisors held their regular monthly meeting on, June 10, 2013 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: David V. Hutchins
W.S. "Sam" Dickson
Dr. Tom Littrell
Joshua A. Hendrick
Phil D. McCraw
Ralph "Bob" Martin
Gary Larrowe, County Administrator
Nikki Shank, Assistant County Administrator
Jim Cornwell, County Attorney

Mr. Hutchins called the meeting to order at 3:46 p.m.

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

Upon motion by Mr. McCraw, seconded by Mr. Hendrick, 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 purpose for entering Closed Session as listed below. Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter that involves the teacher and some student and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the appropriate board.

Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and

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consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

CERTIFICATION OF CLOSED SESSION

Upon motion by Mr. Hendrick, seconded by Mr. McCraw, 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;

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. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

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Mr. Dickson led in invocation and pledge.

Mr. Hutchins thanked everyone for showing up this evening. He told that we have had a couple things happen in our area and there was a tragic murder in Grayson County and also a long time icon of the County Mr. Russell Nelson was killed and our hearts go out to these families. He told that he had to leave the last meeting quickly and he spent four days at the hospital where he was treated great. He told that he did read those minutes carefully and it was handled well. He told that we have been working on trying to get the HVAC at the High School and we have been notified that our work is paying off. He told that process started when Mr. Jackson was at Rural Development and he worked very hard on that. He told that we have been awarded those funds and the IDA will be administering them. He told that the Budget Committee worked hard on that as well as staff and we will try to get started on it very shortly. He told that funds were also awarded for Natural Gas to the High School and a STEM Lab.

(Order)

APPROVAL OF AGENDA

Mr. Larowe told that there are two items that need to be added, the Subdivision Ordinance Public Hearing approval and committee appointments. He told that the appointments are included in the Board packet, they are just not linked.

Mr. Hutchins told that we would add both to Board approval.

Upon motion by Mr. Hendrick, seconded by Mr. McCraw and passing, the Board approved the agenda as presented.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

APPROVAL OF MINUTES

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the minutes of the meeting on May 13, 2013 as previously distributed to the members of this Board.

VOTES

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Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

APPROVAL OF PAYROLL

Upon motion by Mr. Dickson, seconded by Mr. McCraw, and passed unanimously, the Board approved the payroll for June 2013 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 15th and 30th days of July 2013 of 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. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

CONSENT AGENDA

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the Consent Agenda.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

SCHOOL ADDITIONAL APPROPRIATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an additional appropriation in the amount of \$282,175 from additional funds which have become available and no local match is required.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

COMMONWEALTH ATTORNEY ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$559.50 from asset forfeiture to be transferred to the general fund to cover costs associated with web design.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

VRS RESOLUTION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the VRS Resolution.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

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WOODLAWN SCHOOL RESOLUTION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the Woodlawn School Resolution below.

WHEREAS, Woodlawn Male and Female Academy was founded in 1878 by Isaac A. Minor; and

WHEREAS, in 1907 the school became Woodlawn High School and was the first public high school in Carroll County; and

WHEREAS, Woodlawn High School became the first public secondary school in the United States to offer vocational agricultural education classes under the Smith-Hughes Act; and

WHEREAS, a new modern high school building was completed for the 1962-1963 academic year; and

WHEREAS, in 1969 the school was consolidated into Carroll County High School leaving the facility to house grades K-9; and

WHEREAS, in 1974 the entire school was renovated to include a new gymnasium, library, band room, music room, art department, vocational agriculture department, career development center and additional classrooms; and

WHEREAS, the school became K-7 in 1993 with the moving of eighth and ninth grade students to Carroll County Intermediate School; and

WHEREAS, in 2005 grade K-5 students were moved to new, expanded county elementary schools, creating Woodlawn Middle School; and

WHEREAS, Woodlawn School has been an important part of the Carroll County School System for many years; and

NOW, THEREFORE BE IT RESOLVED, that the Carroll County Board of Supervisors recognize the exceptional work of many generations in organizing, constructing and delivering high quality education to the Woodlawn Community and beyond; and let it be known by all that Woodlawn School has been a landmark in Carroll County for over 135 years.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

SHERIFF OFFICE ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$3,626.36 from recovered costs.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

AIRPORT ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$7,219.01 from the LGIP account for the VARF-DL-10 terminal loan payment.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

NG RATE ORDINANCE

Mr. Hutchins told that there is a typo in what was presented and this will be brought back at the next meeting.

(Order)

PHASE III ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$340,063.81 for the Phase III Construction and Renovation project.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes

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Mr. Martin Yes

(Order)

SHERIFF ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$137,983.26 from fines and forfeitures from part of the Sheriff's Highway Safety Program.

VOTES

Mr. Hendrick Yes
Mr. McCraw Yes
Mr. Hutchins Yes
Mr. Dickson Yes
Dr. Littrell Yes
Mr. Martin Yes

(Order)

EMERGENCY MANAGEMENT ALLOCATION

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved an allocation in the amount of \$5,000 for a grant from the Virginia Department of Emergency Management to assist in upgrading the Emergency Operation Center Audio and Video Technology.

VOTES

Mr. Hendrick Yes
Mr. McCraw Yes
Mr. Hutchins Yes
Mr. Dickson Yes
Dr. Littrell Yes
Mr. Martin Yes

(Order)

EMERGENCY RESPONSE PLAN

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the Emergency Response Plan.

VOTES

Mr. Hendrick Yes
Mr. McCraw Yes
Mr. Hutchins Yes

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Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

NATURAL GAS ENTERPRISE FUND

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved a transfer in the amount of \$44,013 for the establishment of the Gas Utility Enterprise Fund.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

RFQ – GENERAL ENGINEERING

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the RFQ for General Engineering and Natural Gas Engineering Services on an as needed basis for a two year period in conjunction with the Carroll County IDA.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

ALCOHOL PLAN

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the Alcohol Plan to be added to the Personal Policy and Procedures Manual effective retroactive to May 1, 2013.

VOTES

Mr. Hendrick	Yes
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Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

DRUG PLAN

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved the Drug Plan to be added to the Personal Policy and Procedures Manual effective retroactive to May 1, 2013.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

IDA LINE OF CREDIT

Mr. Hendrick asked if this could be explained.

Mr. Larrowe told that this would be for interim financing because USDA is not able to close the loan until they have all of the design work. He told that we have the design work on the HVAC but we still need it for the Natural Gas Line and the STEM Lab. He told that you also have in the packet the procurement for engineering that will be used on this project. He told that since we cannot close until it is all back to USDA which could take several months this would allow the IDA to get interim financing so the project can be started. He told that USDA funds will be used to pay off the financing.

Mr. Martin asked what the total funding is.

Mr. Larrowe told that it is \$5 million and he has requested up to \$4 million because we should not need it all before USDA can close on the loan.

Mr. Martin told that the payments should be very small because it is so long.

Mr. Larrowe told that it will still be substantial and told that he doesn't have the numbers with him but it is for 40 years.

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Mr. Hutchins told that the HVAC should have been corrected before and if all would have been patient we may could have already had it.

Mr. Martin told that the HVAC should have been handled along time ago.

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board requests and approves for the IDA to procure a line of credit for School Construction for interim financing in the amount not to exceed \$4 million for the CCHS project.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

SUBDIVISION ORDINANCE PUBLIC HEARING APPROVAL

Upon motion by Mr. Dickson, seconded by Mr. McCraw and passing, the Board approved to hold a Public Hearing on the Subdivision Ordinance Revisions during the July 8, 2013 Board Meeting to begin at 5:30 p.m. or as soon thereafter as practical.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

COMMITTEE APPOINTMENTS

Dr. Littrell told that he would like to postpone the Social Services appointment until next month.

Upon motion by Mr. McCraw, seconded by Mr. Hendrick and passing, the Board appointed the following:

Dr. Littrell – Airport 2 year term
Greg Yonce – Airport 4 year term
Richard Slate – IDA
Nikki Shank - SREC

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Abstain
Mr. Martin	Yes

(Order)

DENNIS COLE – PHASE III UPDATE

Mr. Cole told that the contractors were at the High School this morning to start on the torazzo floor and once it is complete their obligation will be fulfilled. He told that at that time they will submit the final payment application and close out the project. He told that at the Middle School they are just waiting on drawings to be submitted and they will close out that project as well.

Mr. Martin asked if he knows anything about mechanical systems.

Mr. Cole told that he knows all about it.

Mr. Hutchins thanked Mr. Cole for his dedication to the project and he thinks that we will be in good hands with the new project.

(Order)

FARMERS MARKET DISCUSSION

Mr. Cornwell told that the County has a success and sometimes successes cause problems just like failures. He told that the success is the Farmers Market and there are issues there including guidance and financial situations. He told that the County Administrator and he have been working on how to see how the Farmers Market might be better handled as far as come issues that have arisen there without releasing the County's control or input. He told that the IDA cannot operate a business so we had to exclude that as an option, they looked at doing a 501C3 and hiring a marketing company to run the Farmers Market. He told that both of those they felt would add cost to the farmers and we don't want to do that. He told that they discussed with BRCEDA to consider in assisting in the management including the auditing and financial control issues. He told that you have before you a draft agreement. He told that there would be a management board of which two members would be appointed by BRCEDA and three members appointed by the County and the management board will operate the Farmers Market. He told that the County will be initially responsible for providing personnel, scope of services, operational control of employees so all County employees would be County employees, not BRCEDA employees. He told that the term is for 10 years and if

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it doesn't work out the County can withdraw with 60 days notice. He told that BRCEDA has seen the general outline but this would have to be approved by them as well.

Mr. Hendrick asked under personnel and anyone who works there now would be County employees.

Mr. Cornwell replied yes.

Mr. Hendrick told that on down in that section it says the management board may employ individuals and asked if they would be County employees as well.

Mr. Cornwell told that it would depend and could work either way. He told that he has left it vague and doesn't know what the future holds.

Mr. Martin asked what Mr. Semones role would be.

Mr. Cornwell told that he would be the operator and continue to do what he is doing.

Mr. Martin told that he is the backbone of the market.

Mr. Cornwell told that he understands that Mr. Semones is on board.

Mr. Martin told that he spoke to Kevin and he was positive.

Mr. Cornwell told that we are asking you to approve so we can get in place.

Mr. Larowe told that we would like to have it in place by July 1st.

Mr. Hendrick asked if we have in place what when would we do the appointments.

Mr. Hutchins told that we would do on July 8th.

Mr. Martin asked if Mr. Semones would be subject to appointment.

Mr. Cornwell told that he would not recommend that.

Mr. Larowe told that Mr. Semones is working on a list of who might be able to serve.

Mr. Martin told that since Carroll still has control with three members he is okay but he is not willing to turn over the control and step back from the whole thing.

Upon motion by Mr. Dickson, seconded by Dr. Littrell and passing, the Board approved the Farmers Market Management Agreement.

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Mr. Dickson told that seeing the excellent work that Mr. Semones does and knowing that they need help this would be an aide to help them. He told that the County does put money in this because it is not a self sufficient.

Mr. Martin told that he is not sure the Farmers Market is a hole in the ground that money is sinking out of site.

Mr. Dickson told that he didn't say it was, he just said they do not break even.

Mr. Martin told that he is not sure that it is losing money like we say.

Mr. Hutchins told that he doesn't think it is as much losing money as it is we are subsidizing Smythe and Wythe.

Mr. Hendrick told that he has talked with Mr. Semones and he thinks it is a good thing to let the Farmers Market do what it is capable of.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

PUBLIC HEARING – ANIMAL AT LARGE ORDINANCE

Mr. Cornwell told that he was requested to draft an ordinance by the Animal Control Officer for your consideration. He reviewed the draft and told that the county is fence out and the Animal Control Officer has had issues with animals, not cats and dogs getting into neighbors yards and doing damage and being out on the highways. He told that the ordinance puts the responsibility on the owner to keep animals on their property and it also provides a second offense where the owner is not charged until the second time an animal is out and it also allows the ACO to take control of the animal if it is on a public highway to prevent travelers from hitting it.

Mr. Hendrick asked what some other Class 1 misdemeanors are.

Mr. Cornwell told that all County ordinances are Class 1 unless otherwise stated. He told that we can reduce this because we can make it less restrictive.

Mr. Martin told that the County is so different and in Shorts Creek most have 2 to 7 acre bottom with a creek and frankly you would have to have someone hired to do the water gaps the last month because they keep washing away. He asked about the people

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trying to put water gaps in and sometimes the whole fence washes out. He told that he can see where animals can get out five times a year.

Mr. Cornwell told that it is hard to draw a general rule for every problem and a lot is going to rely on the ACO. He told that if the animal gets out a second time you could go to court and explain the situation and may not be charged. He told that if the animal continues to get out on public roads it causes a problem a right now we don't have any ordinance that covers that issue.

Mr. Martin told that you get into there is more forest land so trees get across lines and fences.

Mr. Cornwell told that fences make good neighbors.

Dr. Littrell told that there is a small housekeeping issue in B on page 1. He asked if we do not have the ordinance, is there still a liability.

Mr. Cornwell told that there could be it depends on the circumstance. He told that if the fence is washed out you may not get a ticket because it still takes the discretion of the ACO.

Mr. Martin told that many years ago a car hit an Angus heifer and someone said they saw that cow coming from Fort Chiswel. He told that no one claimed the cow.

Mr. Cornwell told that is still an issue with the ordinance because ownership has to be established.

Mr. Hutchins opened the Public Hearing at 5:41 p.m.

Mr. Olen Gallimore told that since this got started his has been pulled here and there and he understands that we are primarily here because of goats. He told that he has driven a million miles in Carroll County and it is all rural and animals being out are just a part of life. He told that when you are out you watch for animals, especially dogs and cats and they are not included in this ordinance. He told that he doesn't feel that this is what our ACO needs to be able to enforce what he needs to enforce. He told that if you are going to exclude dogs then exclude chickens. He told that Carroll is a fence out county and a good lawyer could blow this out of the water. He asked if you are going to have it could it pertain to highways that are marked with a clear state line and the property owners that are complaining they should have no trespassing signs. He told that the farmers do an excellent job and no matter what kind of fence you have every now and then something is going to get out. He told that if this passes it should have the complainants name and address on this and maybe ticket the third time. He told that if things keep getting in his yard he has a bb gun for that.

Ms. Terry Jo Largen told that she is from Dugspur and she is concerned about being categorized as a criminal if her animals get out. She told that when she boarded horses in

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the Town they got out because someone left the gate open. She told that the police helped her get them up and the only remedy was to chain the gate to prevent and sometimes hunters leave gates open and then there is wrecks. She told that police may not be able to track down who owns the animals in a timely fashion and she is worried livestock owners may be penalized for things beyond their control. She told that some animals are too smart for their own good and her son raises chickens and the neighbors have actually thanked them for having chickens. She told that she carries insurance in case there is an accident.

Mr. Joe Marshall told that he is very opposed and as a livestock owner he wants his animals out less than you do but it is going to happen. He told that some things are beyond our control and most farmers do a good job. He told that he doesn't have time to be tied up in legal matters. He told that Mr. Woods does a fine job and this puts him on the spot. He told that if an animal gets out then a year later it gets out again you still get a ticket and he agrees with the previous two speakers.

Ms. Debby Goad told that she is opposed to this ordinance and we do not need anymore rules. She told that we are not enforcing the ones that we have on record now such as delinquent taxes and soil and erosion control. She told that there are a couple State laws that cover the same issues. She told that her animals can't read or she would put up a sign for them. She told that she has a blind bull and if he sees a fine young chick on the other side of the road he is going to get out and go over there. She told that if animals are trespassing, we already have laws for that.

Mr. Phillip McCraw told that we have deer, coyote and bear that damage our fences and we can't stay out there all the time. He told that he called the game commission and they can't tell him how many accidents have been caused by deer. He told that he talked with Mr. Woods about how many accidents were caused by farm animals and he didn't seem like it was a great amount so he doesn't know what the big deal is. He told that we don't need this and maybe Mr. Animal Control has got tired of his job and maybe we need to take applications for someone else to handle it. He told that we have speed limits on the road and he went around a curve where it is 30 mph with a hay rake and a car was doing way over 30 and he passed him on a double solid line. He told that we are not enforcing what we have.

Ms. Myra Leonard told that ag is one of the largest industries in Carroll County. She told that as a livestock owner you have rights and responsibilities and it is not that we don't want to keep our livestock in; sometimes it is beyond our control. She told that if we are going to have an ordinance we need ones that meet the needs of the citizens. She told that you are looking for habitual offenders not cattle that get out because you leave the gate open and everyone has left the gate open at some point. She told when the drunk runs through her fence that is not her fault and when the neighbor who doesn't like her leaves the gate open that is not her fault.

Ms. Barbara Edwards told that she was a dairy farmer and now she is a beef farmer and she has had cows out. She told that she has had trees fall on fence and people leave

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gates open and the Sheriff's office has been good to help her. She told that farming is her main business and it is hard to make it. She told that she has 95 cows in one field and if you impound them what are you going to do with them. She told that it is her loss and her conscious if an animal causes an accident. She told that she drives a tractor from her house all the way to the airport everyday and people are speeding all the time. She told that we have enough laws and the farmers are doing their best.

Mr. Hutchins closed the Public Hearing at 6:02 p.m.

Upon motion by Mr. Martin, seconded by Mr. Dickson and passing, the Board approved to no adopt the Animal at Large Ordinance.

Dr. Littrell told that he has had more calls about this than anything and most folks try to be law abiding.

Mr. Cornwell told that he did this at the request of the Animal Control Officer and since he is not here today that tells him something.

Mr. Hendrick told that some good points have been made about current laws.

Mr. Cornwell told that Mr. Woods knows those statues and he felt like he needed this one.

Mr. Hendrick told that some of those were pretty clear.

Mr. Dickson told that he thinks the ACO's intent was for the habitual offender.

Mr. McCraw thanked all of those who came from Cana.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

PUBLIC HEARING – TRANSFER OF PROPERTY

Mr. Larrowe told that this property is owned by the County and it is located directly behind the Carter home. He told that we deeded a partial to the Carter Home and this parking lot was left off and the Town is very interested in acquiring it. He told that it is 0.7004 acres and it is currently in disrepair and needs to be repaved.

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Mr. Hendrick asked if it would still be used for parking.

Mr. Larrowe told that is the intent and there is a representative here from the Town who can explain what they will be using it for.

Dr. Littrell asked if there would be any restrictions placed on it.

Mr. Larrowe told that it will be deeded without restrictions because they will be using grant funds to do upgrades.

Mr. Hutchins opened the Public Hearing at 6:27 p.m.

Mr. Travis Jackson thanked the Board for considering the partnership because all of the citizens of the Town are also County citizens. He told that the plans for the property are to having parking for multipurpose and to have a localized Farmers Market where people could pull their cars up on the weekends and sell their extra produce, and a possible stage. He told that they want to make this area a destination. He told they also hope to partner with the historical society to do some outside dramas. He told they look forward to continue making the Town and County a destination and it will be opened up to other citizens as well. He told that they will be seeking grant funding to do the upgrade.

With no one else to speak, the Public Hearing was closed at 6:30 p.m.

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the transfer of property to the Town of Hillsville.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

DELINQUENT TAX DISCUSSION

Mr. Hutchins told that the Treasurer did provide some information late this afternoon.

Mr. Dickson told that he has been asking for a list and we do have a list by year and the amount collected and owed. He told that as of June 6th the real estate is \$1,665,000 and the personal property is \$1,013,597. He told that the Treasurer has said that she will provide a list of people and property during the July meeting so that will suffice. He told that once we get the information we will turn it over to Mr. Cornwell to handle.

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Mr. McCraw told that the Treasurer has assured him that they will get an itemized list in July.

Mr. Hendrick told that she has told him the same thing and it is based on when the notices were sent out. He asked how many years it is on the personal property.

Mr. Cornwell told that it is 5 years. He told that there are also other options on personal property.

Ms. Shank noted that 2012 is not included because it is not considered collectable yet.

POOL/PARK DISCUSSION

Mr. Dickson told that we needed to give an update since we have been through negotiations.

Mr. Larowe told that we went through negotiations with the number one company; SEI and we did get it below the estimate we provided and a couple thousand less than what we asked for. He told that we have signed the contract and plan to get started quickly.

Mr. Dickson thanked Mr. Larowe for getting the price down.

Mr. Larowe told that they had a lot of good ideas during the telephone conference.

Mr. Martin told that eventually Woodlawn School will be reverted back to the County and there are about 14 acres of prime real estate there and most of it is level or could be made level. He told that there is also a steep bank that would be good for a waterslide. He told that part of the building is in good shape and we have not discussed relocating but it has been discussed for many years and he thinks Woodlawn would make a good site.

Mr. Larowe told that he is certain that it will be one of the sites they look at but this feasibility study is just for the pool.

Mr. Hutchins told that we can look at this as the first step into a larger feasibility study in the future. He told that he is excited that we are moving forward.

Mr. Hendrick told that he and Mr. Dickson set on the committee and he was impressed with both groups but he was really impressed with this gentleman. He told that he was skeptic of this at first and if he had not been impressed he would not have voted for the feasibility study. He told that if anybody can make a pool work in Carroll County it will be this man.

TALL STRUCTURE ORDINANCE DISCUSSION

Mr. Hutchins asked what the Board would like to do.

Upon motion by Dr. Littrell, seconded by Mr. McCraw and passing, the Board approved to no adopt the Tall Structure Ordinance.

Mr. Martin told that you are darned if you do and darned if you don't and it is a hard place. He told that it is like the landfill, it doesn't matter until you find out or announce that it is going beside your house. He told that people don't want zoning. He told that he does own land with his brother where this potentially is going.

Mr. Hendrick told that he thinks we need an ordinance to protect adjoining property owners but he doesn't think we need the one we had the Public Hearing on.

Mr. Hutchins told this could be in his district and he has heard less and less opposition. He told that he agrees with Mr. Hendrick that we need some setbacks or something for protection.

Mr. Cornwell asked Mr. Martin just for clarification, since he does own land this does not affect his vote.

Mr. Martin replied that it does not affect his vote and he is able to vote conscientiously.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

CITIZEN'S TIME

No one was signed up to speak at citizen's time.

SUPERVISOR'S TIME

Mr. Dickson asked if we had approved the Subdivision Public Hearing.

Mr. Larowe told that we asked for it to be held next month during Board approval.

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Mr. Dickson told that there are a couple parts we need to look at real close. He told that he will be resigning from CPMT and asked for someone to be appointed next month.

Dr. Littrell told that he is glad Mr. Hutchins is feeling better. He told that we had a good discussion and he appreciates the citizens coming out. He told that his wife was not here to voice her opinion on the Animal at Large Ordinance but she will be glad to know that it did not pass. He thanked all the staff who keeps them on track.

Mr. Martin told that we are overlooking something and asked Mr. Larowe to make a comment about the funds received from the Tobacco Commission.

Mr. Larowe told that BRCEDA was recently awarded \$6 million in property acquisition as well as the reuse of \$900,000 from the Tobacco Commission for Wildwood. He told that there is \$951,000 for fiber projects for this as well. He told that this is a significant amount for a total of \$7.8 million and one of the largest awarded in Southwest Virginia at one time. He told that the State is very supportive of Wildwood and considers it a premium site in Virginia. He told that a lot of work has been done on this and he appreciates the support.

Mr. Martin commended Mr. Larowe and Mr. Sweet for their work on this.

Mr. Larowe told that Mr. McFayden and Mr. Barker were involved as well.

Mr. Martin told that there is still a piece missing at the High School. He told that they desperately need a second gym to tie the buildings together. He told that he would like to sit down with the School Board to begin talk of adding a gym. He told that it will not be tomorrow but it is needed.

Mr. McCraw told that it is good to see folks here for the Public Hearing and he thinks it proves that people's voices do matter. He told that it is also good to see folks from his district.

Mr. Hendrick thanked everyone for coming and told that he wished we had a crowd like tonight every month.

Mr. Hutchins thanked his fellow Board Members. He asked about the flag lots and if there is a minimum width.

Mr. Cornwell told only the standard, it is just a lot so there would be a minimum there.

Mr. Hutchins told that they looked through the different things today and asked if flag lots are distinguished different.

Mr. Cornwell told that he doesn't recall a definition in the Subdivision Ordinance.

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Mr. Newman told that the flag lots are not addressed in the ordinance. He told that the Planning Commission determined in July of 2009 that the width of a standard lot applies to the part where the flag pole meets the flag so there was no to establish width.

Mr. Cornwell asked the width at the place that meets the road that is defined.

Mr. Newman told that if the lot is on a State Road with public water and sewer the minimum is 80 feet and if it is well and septic it is 100 feet.

Mr. Hutchins told that he is not sure if this was adopted or not and maybe this is the proposed ones that says the flag pole connecting the flag lot to the State road and the pole shall be a minimum of 20 feet wide and asked if that is what is proposed.

Mr. Newman told that is the proposal. He told that as the Planning Commission was going through looking for modifications an issue came up about the width of the flag pole came up from a surveyor because we didn't have an established width. He told that this is the same width for a right of way. He told that the Planning Commission adopted it is a policy in November 2012 and they have stayed true to that policy since.

Mr. Hutchins asked if he has a flag lot and wanted to sell five acres of it what does he have to have.

Mr. Newman told that if you are making another track you will need two flag poles each 20 feet wide because you are making two tracks.

(Order)

ADJOURNMENT

Upon motion by Mr. Hendrick, seconded by Dr. Littrell and passing, the Board adjourned.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

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Chairman

Clerk