

February 9, 2009

The Carroll County Board of Supervisors held their regular meeting on Monday February 9, 2009 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: David V. Hutchins, Chairman
Wesley G. Hurst, Vice-Chairman
W.S. "Sam" Dickson
Andrew S. Jackson
Dr. Thomas W. Littrell
N. Manus McMillian
Gary Larrowe, County Administrator
Ronald L. Newman, Assistant Administrator
James E. Cornwell, County Attorney

Mr. Hutchins called the meeting to order at 4:36 p.m. and asked Mr. Clyde Easter to lead in prayer and the pledge of allegiance.

Mr. Hutchins told that there is a lot of interest in a lot of things going on. He told that last week he and Mr. Larrowe were in Washington DC and then in Richmond and they met with staff from the Senators and Congressman's offices. He told that they are not sure how the stimulus program will going to happen, but they do know it is going to happen and there will be procedures to follow. He told that they did provide a list of shovel ready projects and they were favorably received. He told that they met with Senator Reynolds and Delegate Armstrong and the staff of Delegate Carrico and Carroll County seems to be more prepared than a lot of the State. He told that they also attended the Chairman's Institute and learned a lot.

VACO CHAIRMAN'S INSTITUTE

Mr. Hurst told that VACO has Chairman's Institute course and he presented a Certificate of Program Certification to Mr. Larrowe and Mr. Hutchins for completing the courses and for what it will do for the County.

(Order)

CHANGES TO AGENDA

Mr. Hurst asked that the agenda be amended to add the Stimulus Committee Appointment and told that they have some actions to take that come from the EMS Board.

Upon motion by Mr. Dickson, seconded by Dr. Littrell, and passed unanimously, the Board approved to amend the agenda to include the above mentioned items.

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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. Jackson, seconded by Dr. Littrell, and passed unanimously, the Board approved the minutes of the meeting on January 12, 2009 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. 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. Jackson, seconded by Dr. Littrell, and passed unanimously, the Board approved the payroll for January 2009 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 13th and 27th days of February 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)

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APPROVE SHERIFF'S OFFICE ADDITIONAL APPROPRIATION

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved the request for an additional allocation to the Sheriff's Office budget as listed below in order to expend funds received from a highway safety grant from the Virginia Department of Motor Vehicles:

31020-1039 DUE & DEA Compensation	\$10,000
31020-5409 Police Supplies	\$6,500
31020-5504 Travel Expenses	\$1,000

VOTES

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

(Order)

APPROVE SHERIFF'S OFFICE ADDITIONAL APPROPRIATION

Upon motion by Mr. McMillan, seconded by Dr. Littrell, and passed, the Board approved the request for an additional allocation to the Sheriff's Office budget as listed below in order to expend recouped various expenses:

31020-5401 Office Supplies	\$21.00
31030-5409 Vehicle Supplies	\$10,697.20
31020-5504 Travel Expense	\$2,723.13

VOTES

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

(Order)

APPROVE SBDC ADDITIONAL ALLOCATION AND ADJUSTMENT

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved the request to make an adjustment to the SBDC Budget to

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include the recovered amount of \$59,924.51 to various expenditure accounts in line item #81500 as detailed below:

Economic Development Office		Budget	Adj Budget	SBDC 7/1/08 - 12/31/08	SBDC 1/1/09 - 6/30/09	FY2009 Ec Dev Needs	Total	Add'l Approp	SBDC Account
81500	1001 Salaries	82,783.00	82,783.00	41,325.04	36,597.50	36,500.00	114,422.54	31,639.54	Personnel
81500	1003 Salaries and Wages Part-time	15,000.00	15,000.00	904.28	5,000.00	10,000.00	15,904.28	904.28	Personnel
81500	2001 FICA	7,480.00	7,480.00	2,907.57	3,182.21	3,557.25	9,647.03	2,167.03	Fringe
81500	2002 VRS	10,381.00	10,381.00	4,530.12	4,589.33	4,577.10	13,698.55	3,315.55	Fringe
81500	2005 VRS Insurance	737.00	737.00	296.16	300.10	299.30	895.56	158.56	Fringe
81500	2009 Unemployment Insurance	339.00	339.00	25.63	106.60	73.80	339.00	-	Fringe
81500	2010 Health Insurance	11,779.00	11,779.00	5,239.80	5,239.80	4,590.00	15,069.60	3,290.60	Fringe
81500	2011 Worker's Comp. Insurance	2,445.00	2,445.00	1,004.42	-	486.58	2,445.00	-	Fringe
81500	3015 Contractual Services	-	-	-	2,000.00	-	2,000.00	2,000.00	Contractual Svcs.
81500	5201 Postage	1,000.00	1,000.00	-	-	1,000.00	1,000.00	-	-
81500	5401 Office Supplies	1,000.00	1,000.00	3,327.16	750.00	1,500.00	5,577.16	4,577.16	Supplies
81500	5408 Gasoline	2,000.00	2,000.00	964.65	-	2,000.00	2,964.65	964.65	-
81500	5415 Miscellaneous	1,500.00	1,500.00	2,100.04	2,665.00	1,500.00	6,255.04	4,765.04	Other
81500	5501 Mileage	-	-	-	-	-	-	-	-
81500	5504 Travel Reimbursement	1,000.00	1,000.00	235.67	1,500.00	1,500.00	3,235.67	2,235.67	Travel
81500	7002 Office Equipment	2,500.00	2,500.00	4,406.45	500.00	1,500.00	6,406.45	3,906.45	Equipment
81500	7003 Vehicle Maintenance	3,312.00	3,312.00	-	-	3,312.00	3,312.00	-	-
	Total	143,256.00	143,256.00	67,266.97	62,430.54	72,396.03	203,180.51	59,924.51	
	Current Adj Bud Rev	19020-1004						65,754.00	
	Additional Appropriation	19020-1004						59,924.51	
	Total Revenue							<u>125,678.51</u>	

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VOTES

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

(Order)

APPROVE LINE ITEM TRANSFER

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved transferring \$5000 from line item # 011010-7006 Board Reserve to line item # 043100-5190 Amerlink to cover the additional expenses in regard to the additional Amerlink charges that are being incurred.

VOTES

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

(Order)

APPROVE ROOFTOP/PEOPLE INC. RESOLUTION

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved the RESOLUTION OF SUPPORT FOR PARTNERSHIP ROOFTOP OF VIRGINIA CAP, INC. AND PEOPLE INCORPORATED OF VIRGINIA as follows:

RESOLUTION OF SUPPORT FOR PARTNERSHIP
ROOFTOP OF VIRGINIA CAP, INC.
AND
PEOPLE INCORPORATED OF VIRGINIA

The governing body of Carroll County, consisting of District Representatives, in a duly called meeting held on the _____ day of _____, 2009 at which a quorum was present RESOLVED as follows:

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BE IT HEREBY RESOLVED that, in order to facilitate a partnership between Rooftop of Virginia CAP, Inc. and People Incorporated of Virginia for funding purposes and Rooftop of Virginia CAP, Inc. to be the provider of services to the citizens of the communities of Carroll County, the governing body does hereby and duly adopts the formation of this partnership for funding purposes.

BE IT FURTHER RESOLVED that Chris Bedsaul, Executive Director of Rooftop of Virginia CAP, Inc. be authorized to execute on behalf of the Rooftop of Virginia CAP, Inc. the above referenced agreements and to execute such other documents that may be required in obtaining the partnership for financial funding to serve citizens in Carroll County.

This Resolution is hereby entered into the permanent minutes of the meetings of this Board.

Attest on this day:

Board of Supervisors Chair

County Administrator

VOTES

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

(Order)

APPROVE EMS AGENCY NUMBER APPLICATION

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved allowing Emergency Services Coordinator Joe Roma to apply for a new agency number for Carroll EMS to begin running as Carroll Fire and Rescue.

VOTES

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

(Order)

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APPROVE CLEO APPOINTMENT

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board appointed Mr. Wes Hurst and Mr. Gary Larrowe as alternates to the CLEO Board to serve as needed.

VOTES

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

(Order)

APPROVE WORKFORCE INVESTMENT BOARD NOMINATION

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board approved the nomination of Mr. David Hutchins as the business representative for Carroll County on the Workforce Investment Board.

VOTES

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

(Order)

**AUTHORIZE PUBLIC HEARING - CENTRAL ABSENTEE
PRECINCT ORDINANCE**

Upon motion by Mr. McMillian, seconded by Dr. Littrell, and passed, the Board authorized holding a Public Hearing to be held on March 9, 2009 beginning at 5:30 p.m. or as soon thereafter as practical, for the purpose of soliciting public comment concerning repealing CENTRAL ABSENTEE PRECINCT ORDINANCE CARROLL COUNTY, VIRGINIA Ordinance No.

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2004-2 and adopting CENTRAL ABSENTEE PRECINCT ORDINANCE
CARROLL COUNTY, VIRGINIA.

VOTES

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

CITIZENS TIME

Ms. Margaret Barnhardt told that she purchased Mountain Top Restaurant in 2005 and renovated the second building on the property. She told that they have an antique shop and they rent out the sweet shop. She told that they opened the 3rd building in 2007 with landscape and design and told that they have purchased Susie's Trading Post and they will be renovating that. She told that Fancy Gap is unique and different from the other exits. She told that they would not be in competition with Exit 14 and they get a lot of business from Winston and Greensboro from people who want to stop to eat and shop. She told that Tourism is just as important as an industry and told that they believe in Fancy Gap and a thriving Parkway corridor will help the County.

Mr. Todd Price told that he has an interest in developing in the Fancy Gap community and told that he will support it any way he can and asked the Board to do the same.

Aldean Snow with Snow Realty and Construction told that the Fancy Gap community can make a point that tax dollars have been used to fund other projects. He told the Board to think where they would be if they hadn't invested in Exit 14. He told that Fancy Gap brings in \$249,000 with only one restaurant and no lodging. He told that people want places to shop, sleep and eat. He told that businesses would come if there is water and sewer and visitors will stop and spend money. He told that they hope to get State or Federal money but it is too important and they may have to raise the taxes to get it done and asked the Board to do this so it could create a positive future and cash flow.

Ms. Dee Dee Price told that Fancy Gap is the hub of the Parkway's 75th anniversary. She told that on July 4th they will have a practice session and it will be the base for tourism when they get water and sewer.

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Mr. Lou Kirk told that he is developing St. Clouds Estate and he has a home in Fancy Gap. He told that he has 100 acres of land ready to develop, but they need infrastructure and he is in support of the water and sewer.

Mr. Victor Allen told that he owns a garage and a convenience store and he wished they had water and sewer when he started. He told that new businesses will come if they have it.

Mr. Paul Burnett told that he appreciates what the County is doing to try to get water and sewer to Fancy Gap. He told that he did work in a factory that went over seas and we need to provide jobs for the County. He told that water and sewer at Fancy Gap and other places will give an opportunity for jobs and that he has been in contact with a brand name restaurant who would like to come if there is water and sewer.

Ms. Gina Isom told that 3 committees have been formed in Fancy Gap and all 3 have met and progress has been made. She told that she appreciates the Board's desire to obtain funds for water and sewer. She stated that while there is no guarantees that the county will get the stimulus money that Fancy Gap would like to know where they stand in funding and what the Board plans to do to get the funds to pay the difference. She told that she is proud of the people in Fancy Gap.

Ms. Renae Crockett told that she worked at Lakeview for 15 years and then bought property to build the restaurant. She told that sewer would have cost \$120,000 and the lost revenue to the County is \$240,000 over the last 8 years. She told that water and sewer is needed.

Mr. Tom Kyle told that he appreciates the work the Board is doing. He told that it is visible that they are trying to do a good job. He told that he has had an office in Fancy Gap for 20 years and he likes working with the land and the people who come looking for mountain land. He told that the Fancy Gap exit is the 2nd busiest off of the Parkway and he has seen several potential businesses fail because of lack of water and sewer. He told that people can travel from the Parkway to the Interstate and asked the Board to support the water and sewer.

Mr. Joe White with Cockerham Oil told that they have 2 facilities at Exit 8 and they strongly support water and sewer.

Mr. Gus Goulas told that he came to Fancy Gap 3 years ago and has no complaints. He told that there are cars from everywhere from April to November and there are local people the other months. He told that they need water and sewer to make it easier to run a business.

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Mr. Kane Allen told that he owned the trading post in Fancy Gap, but it has been closed for some time now. He told that the businesses that are interested in the building are tattoo and piercing parlors. He told that Fancy Gap is a good place to ride a bike and the second most popular sport is cycling. He told that the average income of a cyclist is \$60,000 and they ride by on the Parkway. He told that they do not have services to pull people off of the Parkway and told that he would like to open his business back up.

Mr. David Reed told that he owns property at Skyland Lakes and they have been looking for properties for development. He told that water and sewer are needed for development.

Ms. Janet Tate told that she has worked in tourism since she was 12. She told that the County needs to do tours and make people feel comfortable. She told that the County needs to get people to stop at Fancy Gap. She told that the County needs to plan for Fancy Gap and told there is a group from Canada that come and stay in Blacksburg and will be riding the Parkway.

Mr. Guy Clark discussed Lambsburg Rescue Squad and told that a breach of protocol can be serious or not serious and told that he thinks the Board has made a mistake. He told that the people in Lambsburg are very upset and told that the squad is doing just as good of a job as other squads in the County. He told that Dr. Edsall spoke of 5 years to bring things up to intermediate level so there are others in the County that are not up to speed. He told that Lambsburg was set up because they are not under the County charter. He told that it takes Cana twice as long to get there. He told that they may consider a suit against the County and they feel neglected by the rest of the County. He told that he doesn't like the government getting in the way when they are trying to help.

Mr. Kevin Sheer told that he has major problems on his street with dogs barking and coming onto his property. He told that he tried building a fence, but it was to close to the road. He told that he has planted trees and the dogs have killed them. He told that if they solve the issue of dogs roaming around it would help the problem of barking. He asked the Board to pass the ordinance then provide the ordinance to the first 9 houses on his road. He told that he has no problem with dogs running on the owner's property and again asked the Board to pass the noise ordinance and the nuisance ordinance.

BUILDING OFFICIAL REPORT

Mr. Jim Whitten gave the Board an update on things in the Building Officials Office. He told that they have done 240 permits since August 1st and they have done 700 inspections which is 5-7 per day. He told that they have 42 active E&S plans and 14 that are under review. He told that they have done 25 E&S inspections since Tim Carpenter started. Mr. Whitten told that they have

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resolved several issues with DCR and he has worked with Mr. Carpenter on the plan reviews and customer complaints. He told that they are working on new office policies on well and septic approvals and he is working with Mr. Newman on the subdivision. He told that he has completed the 2006 Code Updates and they will go with the new Code when the contractors know the changes. He told that he and Mr. Hill spoke with a class at Crossroads and he has received his Maintenance Code Inspector Certification. Mr. Whitten told that he is working with M. Hill to get residential certification. He told that he completed the ISO Certification and they are paying attention to customer complaints and meeting with contractors during the morning. He told that they have worked well with Steve Bowman with the Town and they now have a checklist for final inspection. He told that he is working with Ms. Dalton on updating the permit process and doing online applications and payments and told that Ms. Dalton will start scanning all of the permits.

Mr. Dixon asked if someone calls before 12 and gets the answering machine will the call be returned the same day or the next day.

Mr. Whitten told that it would be returned the same day.

Mr. Hutchins told that he appreciated the good job that Mr. Whitten is doing.

Dr. Littrell asked if we are up to date with DCR.

Mr. Whitten told that they are in compliance now.

FINANCE REPORT

Ms. Pam Smith told that everyone likes paying invoices twice a month. She told that revenues for the month were \$1.27 million and the local sales and use tax is slightly less than last year but it is in line with the budget. She told that recording taxes are down. She told that the expenditures this month are \$3.2 million because of the final school transfer. She told that there were several lease payments and a large reimbursement to the rescue squads as well as purchasing the PSIC grant radios. She told that there is \$2.4 million positive cash flow. She told that she continues to work on the proposed budget and they will meet again on the 12th and will bring the draft budget in March.

(Order)

APPOINTMENT OF STIMULUS COMMITTEE

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Upon motion by Mr. Hurst, seconded by Mr. McMillian, and passed, the Board appointed Mr. Dickson, Mr. Hutchins and Mr. Larrowe to the Stimulus Committee.

VOTES

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

(Order)

APPROVE WINDMILL PLACEMENT INVESTIGATION

Mr. Hurst told that he would like to see the County do research and told that his biggest concern is where the windmills would be placed since the County doesn't have zoning. He told that they are great for clean energy but they do produce noise so they need to be investigated.

Upon motion by Mr. Hurst, seconded by Mr. Dickson and passing the Board approve to investigate into windmill placement, decibels levels and other environmental concerns and legal actions.

Mr. Larrowe told that Dr. Littrell has spoken on this before and they have started investigating.

VOTES

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

ADMINISTRATOR'S TIME

Mr. Larrowe told that most of the meeting dates are now on the website. He told that Wednesday at 2:00 before the Board meeting is the cutoff for getting information to the Administrator's Office for the Board Packet. He told that there would be an adjourned meeting of the PSA at 9:00 on February 23rd. He told that last week he and Mr. Hutchins were in DC and Richmond and they gathered a lot of useful information. He told that "the World belongs to those who show up" and the County is trying to move forward while others seem to

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be waiting. He told that he along with Mr. Hutchins, Dr. Littrell, and Mr. Jackson attended Legislative day. Mr. Larowe told that the County has asked for the ability to collect admissions tax and the motion did fail at this point. He told that the Airport Charter has passed the House. He told that he is working with Virginia Institute of Government on windmill and off road vehicle issues.

(Order)

AUTHORIZATION TO APPLY FOR GRANT FUNDS

Upon motion by Dr. Littrell, seconded by Mr. McMillian and passing unanimously, the Board approved resolutions to apply for grant funds for water and sewer on Exits 1, 8 and 19 as well as Regional Water, Cana Sewer and Honeycutt Dam Road water.

VOTES

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

DELINQUENT TAXES

Mr. Cornwell told that he is working with the Treasurer and they have estimated 50-75 property owners with delinquent taxes. He told that the property taxes must be 2 years delinquent before they start collecting. He told that the monies are paid to the Attorney's office and the Treasurer will receive notices and the Board will receive a financial update. He told that the money will be used to pay costs and the rest will be put into an interest bearing account. He told that the costs and Attorney fees will be paid by the property owner.

Dr. Littrell told that some counties publish delinquent lists on an annual basis and asked if the County has considered this.

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Mr. Cornwell told that the County can do this but they must advertise the property in the paper before filing suit.

Mr. Hutchins told that at the Chairman's institute they had 3 to 4 County Administrators and they discussed how they managed time and tasks and especially ones that the Board members call and give them. One method of action discussed was if a task would take over 30 minutes it would take Board action. He told that others used 1 or 2 hour thresholds. He told that the question was "is the Board disrupting the Administrator's time when doing this". He told that they also discussed some Administrators allocating 15 minutes per day to each Board member.

Mr. McMillian told that they would need to ask Mr. Larrowe about this.

Mr. Larrowe told that it was not a topic that he had on the agenda and told that he always tries to give the Board due diligence. He told that he was given advice to always return calls to Board members and to try to do whatever is necessary and to work at the Boards pleasure.

Mr. Hurst told that he understands due diligence to the Board but receiving an email at 3:58 a.m. is pushing the envelope. He told that there has to be some personal time or in the future they will not be able to find Mr. Larrowe. He told that they need to be more cognizant on the time frame for phone calls and e-mails. He told that they need to have an understanding of all involved of appropriate times and actions.

Mr. Dickson told that Mr. Larrowe is on a lot of Committees and he attends a lot of meetings. He suggested getting a list of committees of the Board, Mr. Larrowe and Mr. Newman and it might help to share the load.

(Order)

RATIFY EMERGENCY SERVICES BOARD MOTION

Upon motion by Mr. Hurst, seconded by Mr. McMillian, and passed unanimously, the Board approved to support the action of the EMS Board of the motion on January 22nd upholding the action of the County Administrator on December 31st concerning Lambsburg Rescue Squad.

Mr. McMillian told that the OMD is in that position for that reason and they do trust his opinion. He told that when the OMD makes a recommendation they should seriously consider it. He told that the EMS Board is in place to consider these issues. He told that when you are talking about people's lives it is more important than egos and it is the Boards responsibility to have the health of citizen's as an upmost interest.

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Mr. Jackson told that the EMS Board is made up of citizen's that have never been on fire or rescue and some that have been on a squad. He told that there were a lot of questions and discussion. He told that the OMD was the doctor that received the patient and the patient was transferred to Winston. He told that the patient should have had more care with their life support and they have an obligation to give patients the best medical care during emergencies.

Mr. McMillian told that Lambsburg Rescue was invited to a meeting and he did call to confirm the time of the meeting and no one showed up.

VOTES

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

(Order)

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

Upon motion by Mr. Hurst, seconded by Mr. Dickson, and passed unanimously, the Board convened a Closed Session at 7:13 p.m. to 9:02 p.m. for the discussion of personnel, for the discussion of the disposition of real estate where public discussion would be detrimental to the County's position, for the discussion of a prospective business or industry where there has been no public announcement of the business or industry's desire to locate or expand in the County, and for the discussion of legal matters pertaining to threatened or pending litigation as authorized by Virginia Code Section 2.2-3711(A1,A3,A5,A7).

VOTES

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

(Order)

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CERTIFICATION OF CLOSED SESSION

Upon motion by Mr. Hurst, seconded by Mr. McMillian, 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.

VOTES

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

(Order)

ADJOURNMENT

Upon motion my Mr. Dickson, seconded by Mr. Hurst, and passed unanimously, the Board adjourned at 9:03 p.m. until March 9, 2009 at 4:00 p.m.

VOTES

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

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David V. Hutchins, Chairman

Ronald L. Newman, Assistant Clerk