

May 11, 2009

The Carroll County Board of Supervisors held their regular monthly meeting on, May 11, 2009 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: David V. Hutchins  
Wesley G. Hurst  
W.S. "Sam" Dickson  
Andrew S. Jackson  
Dr. Thomas W. Littrell  
N. Manus McMillian  
Gary Larrowe, County Administrator  
Ronald L. Newman, Assistant Administrator  
Nikki Shank, Assistant Administrator

Mr. Hutchins called the meeting to order at 4:03 p.m. and colors were presented by the Carroll County Jr. ROTC as well as the invocation.

Mr. Hutchins thanked everyone for coming and recognized Senator Reynolds and thanked him for the kind opportunity of attending the meeting.

(Order)

### **APPROVAL OF MINUTES**

Upon motion by Mr. Hurst, seconded by Mr. McMillian, and passed unanimously, the Board approved the minutes of the meeting on April 13 and April 27, 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. Hurst, seconded by Mr. Dickson, and passed unanimously, the Board approved the payroll for May 2009 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign on the 15<sup>th</sup> and 30<sup>th</sup> days of June 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.

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VOTES

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

(Order)

**TRAINING CENTER CONTACT**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved the attached Training Center Contract.

VOTES

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

(Order)

**SHERIFF'S OFFICE ADDITIONAL APPROPRIATION**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved an additional allocation for funds received by the Sheriff's Office. The revenue and expense line items that are to be adjusted are as follows; Revenue – 16010-0003 \$9.00, 19020-0010 \$12,550, 19020-0014 \$222.35, 19020-0020 \$1,509.44, 19020-0021 \$150 and Expenses – 31020-5401 \$9.00, 31030-5409 \$5,197.35, 31020-5504 \$1,509.44, 31030-7005 \$215, 31030-7004 \$7510.

VOTES

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

(Order)

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**PSA ADDITIONAL APPROPRIATION**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved an additional appropriation from funds reimbursed to the County by the PSA. The revenue source is line item # 19020-0009 for \$30,376 and the expense line items to be adjusted are 43160-6000 - \$10,051, #43160-2002 - \$17,007 and #43160-2010 - \$3,318.

VOTES

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

(Order)

**2009 MODIFIED HOLIDAY SCHEDULE**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved the attached modified 2009 Holiday Schedule.

New Years	January 1&2
Lee Jackson	January 16
Martin Luther King	January 19
Presidents Day	February 16
Easter	April 10
Memorial Day	May 25
Independence Day	July 3
Labor Day	September 7
Columbus Day	October 12
Veterans Day	November 11
Thanksgiving	November 26
Christmas	December 25

VOTES

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

(Order)

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**2010 HOLIDAY SCHEDULE**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved the following 2010 Holiday Schedule.

New Years	January 1
Lee Jackson	January 18
Presidents Day	February 15
Memorial Day	May 31
Independence Day	July 5
Labor Day	September 6
Columbus Day	October 11
Veterans Day	November 11
Thanksgiving	November 25 & 26
Christmas	December 24

VOTES

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

(Order)

**PSA LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$7981 from line item ## 42020-9000 to line item # 43160-6000 for \$6495, # 43160-2002 for \$814, # 43160-2001 for \$497 and # 43160-2006 for \$175.

VOTES

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

(Order)

**REVENUE SHARING APPROPRIATION**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to appropriate \$150,000 to line item # 81060-9007 from line item # 11030-0001. This is for the Revenue Sharing agreement with VDOT.

VOTES

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

(Order)

**CARROLL EMS LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$21,000 from line item # 11085-7007 to line item # 35060-9020. This is to purchase a defibrillator for a new vehicle in the EMS area.

VOTES

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

(Order)

**RECREATION LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$20,712 from line item # 42020-9000 and place \$19,240 in # 71010-1001 and \$1472 in # 71010-2001. This will be used to pay out leave for the retiring Recreation Director.

VOTES

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

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(Order)

**RECREATION LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer #12,000 from line item # 71050-7000 and place in line item # 71050-9000. This will be used to improve the handicap access in the parking lot and to repair the picnic shelters.

VOTES

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

(Order)

**RECREATION LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$10,500 from line item # 71050-9007 to line item # 71060-9007. This will be used to pay Ameripumps their FY10 allocation.

VOTES

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

(Order)

**SCHOOL FUND LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$50,000 from line item # 11070-7007, \$55,000 from line item # 11070-7009 and \$145,000 from line item # 11080-7007 for the school fund.

VOTES

Mr. Jackson Yes  
Mr. Hurst Yes  
Mr. Hutchins Yes

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Mr. Dickson Yes  
Mr. Littrell Yes  
Mr. McMillian Yes

(Order)

**RECREATION LINE ITEM TRANSFER**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$4965 from line item # 71050-1001 to # 12020-1003 and \$379.82 from line item # 71050-2001 to # 12020-2001.

VOTES

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

(Order)

**FOUR FOR LIFE ADDITIONAL ALLOCATION**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved an additional allocation of \$17,681.92 for the Four for Life Grant.

VOTES

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

(Order)

**LEAVE BALANCE**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to bring all leave balances in line with the maximum carry over balances as stated in the personnel policy.

VOTES

Mr. Jackson Yes  
Mr. Hurst Yes

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Mr. Hutchins Yes  
Mr. Dickson Yes  
Mr. Littrell Yes  
Mr. McMillian Yes

(Order)

**DCR RECREATION TRAIL FUNDS**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to transfer \$15,272 for the DCR Recreation Trail. These monies were received via EFT to the General Fund and need to be transferred to the IDA.

VOTES

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

(Order)

**IDA APPROPRIATION**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved an additional allocation to the IDA in the amount of \$198,000.

VOTES

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

(Order)

**ANIMAL CONTROL CLAIM**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing, the Board approved to pay Eugene Horton \$45.00 for the death of 18 chickens.

VOTES

Mr. Jackson Yes  
Mr. Hurst Yes



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Mr. Hutchins Yes  
Mr. Dickson Yes  
Mr. Littrell Yes  
Mr. McMillianYes

(Order)

### **EMPLOYEE AGREEMENT**

Upon motion Mr. Hurst, seconded by Mr. McMillian and passing the Board approved the Employee Agreement between Mr. Larrowe and the Board of Supervisors.

#### VOTES

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

(Order)

### **JOINT EMPLOYEE AGREEMENT**

Upon motion by Mr. Hurst, seconded by Mr. McMillian and passing the Board approved the Joint Employee Agreement between Mr. Larrowe, the Board of Supervisors and the PSA.

#### VOTES

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

(Order)

### **EMPLOYEE RECOGNITION**

Mr. Larrowe told that Jim Whitten joined the Carroll County team on August 1, 2008. Previously, he was the building official in Floyd County where he was employed for 8 years. He told that Jim has lived in Floyd since July, 1999 in an old farmhouse which he has been renovating and he enjoys living adjacent to the Blue Ridge Parkway on about 70 acres. Some things you may not know about Jim are that he works on old style hotrods, fly fishes, and explores local vineyards. He told that Jim holds a multitude of

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certifications in residential and commercial construction and He continues to seek additional certification and is currently working towards his Master Code Official's certification. Currently, there is only 1 individual with this certification in Southwest Virginia, and Jim hopes to become the second very soon. When Jim became the Building Official, he immediately reviewed the office's procedures and began improvements. He has revamped the permit process, established a closer working relationship with the Health Department and the Assessor's office, and assisted other employees with their study for certification. He has had two employees receive certification recently. In the area of community outreach, Jim recently held a very successful code change workshop at the Crossroads Institute. On April 7, 2009, 60 contractors attended and were briefed on recent code changes. Jim has also instituted an open door policy in his office in the morning and the afternoon at which times any citizen may call or stop by to talk with Jim about any topic on their mind in regard to construction, energy efficiency, subdivisions, etc. Jim is truly an asset to Carroll County, and we would like to recognize him for a job well done and thank him for his service to Carroll County. Mr. Larowe presented Mr. Whitten with a Certificate of Appreciation.

Mr. Hutchins told that as a contractor, Mr. Whitten has raised the level of quality in the County and he thanked him for his work.

Mr. Whitten thanked Mr. Larowe and the Board for the award and thanked them for trusting in him. He told that last year was a blessed year because he had been chosen as the building official. He told that he enjoys his job and working for the County.

(Order)

### **AVIS COLLIER PRESENTATION**

Mr. Larowe introduced Senator Reynolds here on behalf of the Congressional Office in recognition of a local citizen.

Senator Reynolds invited the family to join him. He told that it was a pleasure knowing Mr. Avis Collier and that people. He presented the following resolution passed by the Senate to the family.

#### **SENATE JOINT RESOLUTION NO. 301**

Offered January 14, 2009

Prefiled January 5, 2009

*Celebrating the life of Avis H. Collier.*

-----  
Patrons-- Reynolds; Delegates: Armstrong, Carrico and Merricks  
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WHEREAS, Avis H. Collier of Dugspur, a beloved and respected citizen and an outstanding community leader in Carroll County for many years, died on October 21, 2008; and

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WHEREAS, Avis Collier loved his community of Dugspur, where he began serving his fellow residents as the owner and operator of the local service station, Collier's Store, which is now Dugspur Deli Mart; and

WHEREAS, Avis Collier was married to the late Blanche Phillips, and the loving couple shared 53 years together and have three daughters, Becky, Debbie, and Jill; and

WHEREAS, Avis Collier was active in all of the events, celebrations, and public issues of Dugspur, and was a founding member and hard-working volunteer for the Dugspur Rescue Squad, often closing up his establishment to answer emergency calls; and

WHEREAS, always ready to help his neighbors whenever he could, Avis Collier would often give food and supplies to needy families who came into his store, and he received many of Dugspur Rescue Squad's annual service awards for answering the most rescue squad calls; and

WHEREAS, dedicated to providing quality public services to his fellow citizens, Avis Collier served as a member of the Carroll County School Board for many years, as well as four terms on the Carroll County Board of Supervisors from 1983 to 1999; and

WHEREAS, Avis Collier was especially supportive of quality education for Carroll County students, and he helped to improve county water, sewer, and other services and to establish initial 911 dispatch and other emergency services; and

WHEREAS, an outstanding public servant with considerable knowledge and vision, Avis Collier always carefully "thought about the county and the welfare and the well-being of the people in the county" in his decision making; and

WHEREAS, concerned with continually improving access to health services in Carroll County, Avis Collier was a founding committee member of the Twin County Regional Healthcare Hospital; and

WHEREAS, Avis Collier received numerous awards and accolades over the years for his many contributions to his community, and a plaque in his honor appears in the Carroll County Governmental Complex, Carroll County High School, and other renovated secondary schools and projects in the county; and

WHEREAS, a family man with a tremendous heart, Avis Collier will be fondly remembered and greatly missed by his three daughters and their wonderful families, his loving family members and friends, and the citizens of Carroll County; now, therefore, be it

RESOLVED by the Senate, the House of Delegates concurring, That the General Assembly note with great sadness the passing of a fine community leader and outstanding Virginian, Avis H. Collier; and, be it

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RESOLVED FURTHER, That the Clerk of the Senate prepare a copy of this resolution for presentation to the family of Avis H. Collier as an expression of the General Assembly's respect for his memory.

Mr. Hutchins asked if Senator Reynolds had any other comments.

Senator Reynolds thanked the Board for the opportunity to present the resolution and told that he enjoyed working with the Board during last session especially regarding the Airport issues.

(Order)

### **WCC PRESENTATION – DR. CHARLIE WHITE**

Mr. White told that he appreciates the relationship that he has with the governing bodies. He told that he has Mava Vass with him this evening and she is on the WCC Board as a representative for Carroll County. Mr. White presented the board with a packet and pointed out that there are several bulleted points on the back. He told that they are known for their health science programs. Mr. White told that they took 2 groups of students to legislative day and 3 of the students were from Carroll County. He told that they did a great job. He told that their average annual enrollment is around 4300 and 23% of those are from Carroll County. Mr. White told that Mava Vass and Carolyn Phillips are the Board Members from Carroll County. He reviewed the handout told that he would be glad to answer any questions.

Mr. Jackson told that his son received some dual credit and was able to transfer to Bluefield College as a junior and that he daughter took some classes with out even attending the college and she was able to start as a sophomore. Mr. Jackson thanked the college for all of the money that he has been able to save over the years.

Dr. White told they have had several of the same instances.

Mr. Hurst stated that he had been told that a high school student could graduate with an Associates degree.

Dr. White told that it can happen if they take enough classes. He told that they try not to start the classes until they are juniors, but they can also take classes on line. He told that they held graduation last week and added that over the last 3 semesters the enrollment has gone up over 40%.

Mr. Hutchins asked if the Water/Wastewater course meets Virginia's requirements.

Dr. White told that he was unsure, but he would find out and let us know.

Mr. Hutchins thanked Mr. White for coming.

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(Order)

### **CITIZEN'S TIME**

Ms. Libby Rakes told that she is there on behalf of the Church of Latter day Saints in Ft. Chiswell and that she wanted the Board to have a copy of the Family Proclamation to the World. She distributed copies to everyone and told the audience she had some extra copies if anyone would like them.

Ms. Mary McGrady told that she is from the Laurel Fork District and she was here to address the issue of tax on farm equipment. She told that in several surrounding counties that farm equipment is not a taxable item. She told that she is asking that we do the same as the other counties. Ms. McGrady told that 80% of farm equipment is seasonal and is sitting idle 3-6 months pr year. She told that she has a piece of equipment that they have had since 1963 and even if it is not in use, it is still taxed. She told that profit is non-existent and that it is only reasonable that we receive the same treatment as other counties.

Mr. Hutchins responded that it is too late in the cycle to have this included in this years budget, but they would get with Ms. Smith and see what they could do.

Ms. Quesenberry asked again if it was too late for this year.

Mr. Hutchins replied that the budget process started last June for this year.

Ms. Janet Tate told that she receives both local papers, but a lot of people don't get them both. She told that when she ran for office she wanted to make things more open. She told that she noticed that the Public Hearing ads are not listed in both papers. She told that she did contact both papers and their circulation for county citizens are about the same and she is asking that the website be kept updated with all of the public hearings on it. She told that openness in government is keeping people informed and she is concerned because it is not listed in both papers.

Mr. Ray Melton told that he would also like to see the farm tax removed. He told that he has had some equipment for years and it is still being taxed.

(Order)

### **BUDGET UPDATE AND FINANCIAL REPORT**

Ms. Smith told that in the month of April they had 565 invoices, 22 budget transfers, 3 journal entries and 5 additional allocations. She told that the personal property tax collections are higher this month due to decal sales requiring the bill be paid. She told that \$150,000 was collected from Galax for shared services and \$92,000 was collected from Social Services for their share of building maintenance. Ms. Smith told that \$10,000 in sports fees were collected and \$5,000 from Crooked Creek fee fishing and stated that the total revenues are \$2,331,122.07. She told that we paid the PSA \$250,000

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for regional water and we have purchased the first 3 of 6 vehicles for the Sheriff's office in the amount of \$92,000. She told that we spent out \$37,000 for auditing fees and \$30,000 was transferred to LGIP for voting machines as well as \$28,000 for fire truck repairs and \$15,000 for a mower and tire changer with the total expenditures being \$1,875,866.15.

Ms. Smith told that there are a multitude of transfer requests and additional allocations on this months agenda that will allow the county to purchase some capital items that are not scheduled for funding in FY10. She told that she would be happy to answer questions regarding April's revenue and expenditure activity.

Ms. Smith told that to date we have received \$32.4 million and expended #28.7 million and our cumulative cash is positive in the amount of \$3.7 million. She told that we are at the same point on the Cash Flow Analysis graph in June as we were in March and the goal in each fiscal year is to estimate revenues slightly under and the expenditures slightly over. She told that in looking at the fund balance levels the auditors recommendation is that we have 10% of the combined County and School budget on hand for cash flow and emergencies and above that level, we must have cash on hand equal to the reimbursement grants that we have accepted. She told that when cahs on hand at the year end exceeds the combination of the 1% requirement and the total reimbursement grants you have a fund balance that may be put into two categories which are designated and undesignated. She told that designated fund balance is that portion above your requirements that the Board is setting aside for a specific purpose, such as the development of a comprehensive plan and undesignated is that portion above your requirements that is not earmarked for current or future expenditures. She told that having the undesignated fund balance available is viewed favorably if the County were to seek some type of financial rating. She asked the Board to give some thought as to the items that they may want to include in the designated fund balance and she will be asking for recommendations for those in a couple of months.

Ms. Smith told that the proposed budget was presented on April 13 and it is now online. She told that budget adoption is scheduled for June 8<sup>th</sup> and since it has been presented there have been minor changes in some personnel items to recognize changes in departmental organization and to incorporate changes in the election of health insurance by employees. She told that these changes were made with no affect on the bottom line budget.

Mr. Hutchins commended Ms. Smith again for what she has done. He told that it is a pleasure to have her and he looks forward to what she can do in the future.

(Order)

### **INTRODUCTION OF ENGINEER**

Mr. Hutchins introduced Jessica Montgomery as the new PSA/County Engineer. He told that we are glad to have her on board.

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(Order)

**DISTRICT III**

Mr. Mack Devusk expressed his gratitude for allowing him to speak. He told that he is a new employee with District III hired to oversee the Freedom Program. He told that it is a series of 5 routes that pick up persons to get to medical appointments outside of the area. He told that these routes crisscross districts and each route runs once per week. Mr. Devusk passed out the schedules for pickups.

Dr. Littrell asked if they use a full size bus.

Mr. Duvusk replied that they use a van that seats about 20 people. He added that they have wheel chair lifts.

Mr. Hurst thanked him for his help on this because it has helped the seniors. He asked if we could put the schedule on our website.

(Order)

**PUBLIC HEARING – 6 YEAR SECONDARY ROAD PLAN**

Mr. Hutchins opened the Public Hearing at 5:30 and told that the purpose is to hear comments regarding the 6 year secondary road plan.

Mr. Bob Beasley told that they would be taking comments for 09/10 and that another Public Hearing will be held in 2010.

Mr. Hurst told that the 2010 allocation is \$388,678 in Federal funds and \$97,107 in matching funds. He told that there are no secondary funds.

Mr. Beasley asked for comments.

With no one to speak, the Public Hearing was closed at 5:35 p.m.

(Order)

**PUBLIC HEARING – SECONDARY ROAD RESTRICTIONS ROUTE 620**

Mr. Bob Beasley told that he along with the State Police have reviewed the road and have come to the conclusion that Lambsburg Mountain is not configured for tractor trailers. He told that there are no plans to redo the mountain in the near future so in the

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interest of public safety they support the resolution. He told that panel trucks and pickups are not affected by this. He told that the entry and exit points would be from the end of the ramp coming off of I-77 to the top of the Mountain at the Parkway. He added that trucks making local deliveries would not be affected.

Mr. McMillian told that it says thru traffic. He told that after the first curve the truck are stuck. He told that this should have been taken care of a long time ago.

Mr. Beasley thanked Sgt. Musser for bringing this to his attention.

Mr. Hurst asked if there is a weight limit.

Mr. Beasley replied that it was only a length limit. He told that if a truck is making a stop in the area that they are not restricted.

Sgt. Musser told that from their stand it is a safety issue for the citizens especially if it was a hazmat load. He told that currently the signage states tractor trailers not recommended and they need one that says they are not allowed to go up the mountain. He told that he appreciates the Board's concern regarding this matter.

Mr. McMillian asked where the signage would be placed.

Sgt. Musser told that it would be at the end of the exit ramp from the interstate because most people are using a GPS and they don't realize how the mountain is.

Mr. McMillian told that there is no more appropriate time now due to Love's coming in.

Mr. Larrowe told that he has spoke with the developers and they do not want to signage deterring people from coming to the truckstop and asked that no signage be placed on the interstate.

Mr. Beasley replied that the signage would be on Route 620 west of the interchange.

Mr. Hutchins opened the Public Hearing at 5:45 p.m. and told that the purpose is to hear comments regarding the Secondary Road Restrictions on Route 620.

Mr. Ronald McCraw told that he lives in Cana and runs a small dump truck company. He told that he has no problem with no allowing a 53 foot trailer up the mountain. He told that he has 20 foot dump trucks and he didn't want to get caught up in the restriction. He told that all of his drivers know the road. He told that his trucks do have 5 axels, but the benefit for the company was 10 miles each way.

Mr. Hutchins asked Mr. Cornwell to review to resolution.

Mr. McMillian asked if a straight truck would be restricted.



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Mr. Beasley told that he thinks it would be restricted.

Dr. Littrell asked how this resolution is different from Fancy Gap.

Mr. Beasley told that it has specific wording and it came through legislation.

Mr. Hutchins asked if the dump truck posed a problem.

Sgt. Musser told that the problem would be the weight. He told that there were similar circumstances in Smythe County and they have put up signage that says in excess of 40 ft. is restricted.

Mr. Hutchins told that this would lessen the impact so straight trucks could go.

Mr. Cornwell told that we could always adopt it without the truck language.

Mr. McMillian asked what distinguish's trucks. He asked if that meant he could not go through in his truck.

Mr. Cornwell told that in Code Section 46.2.100 there were definitions.

Mr. Larrowe asked if Mr. Newman would work with Mr. Beasley on the resolution.

With no one else to speak, the Public Hearing was closed at 5:52 p.m.

(Order)

### **AIRPORT COMMISSION APPOINTMENT**

Dr. Littrell told that the General Assembly has passed HB 1907 and this deleted the three towns and added an additional member for the county. He told that this would take effect on July 1<sup>st</sup>. Dr. Littrell excused himself from the remainder of the discussion as he is currently on the Airport Commission.

Mr. Hutchins suggested that the do 1 4 year term and one 2 year staggered term.

Mr. Dickson asked for a recommendation from Dr. Littrell.

Dr. Littrell told that he is willing to continue as a representative and that he feels like Mr. Yonce should also be reappointed.

Upon motion by Mr. McMillian, seconded by Mr. Dickson and passing, the Board appointed Dr. Littrell to the 2 year appointment and Greg Yonce to the 4 year appointment.

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VOTES

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

(Order)

**COUNTY DECAL ORDINANCE DISCUSSION**

Mrs. Shank presented the draft ordinance of the County Auto Decal Ordinance. She told that she met with Ms. Smith, Ms. Williams and Ms. Quesenberry to work out the details so that staffing duties would not be greatly affected. She told that they all agreed that they wanted to keep the elements the same as they are now and keep the same fee. She told that they would be billing the fee to the personal property bill.

Mr. Cornwell told that we are not increasing rights and not changing the basic structure. He told that many counties no longer have an actual decal and that is his recommendation. He told that people do not like to put them on or take them off. Mr. Cornwell told that this would be enforced through the Division of Motor Vehicles. He told that in January 2010 the citizen would get a bill for the license fee but it would not be due until December 5, 2010. He told that you could send in one check and not have to stand in line to get a decal. He told that the current ordinance does not contain a lot of information that is in the State Code and they have included it. He told that there would not be a proration for example if you purchase a new vehicle in March you would still have to pay the fee for the year. He told that there are exemption for Volunteer Fire and Rescue and also for Veterans and POW's.

Mr. Hurst asked if they did not pay the fee could it be reported to the Department of Taxation so they can't get their income tax.

Mr. Cornwell told that they could report it to the state.

Dr. Littrell told that he is a collector of antique cars and the cars are titled, but they have not been licensed because some of them are only used for parts. He asked if he would have to pay for the decal on those cars.

Mr. Cornwell told that if they are not registered through the DMV then you wouldn't have to pay.

Mr. Hutchins proposed that we hold a public hearing on the ordinance at the next meeting.

(Order)

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**APPROVAL OF PUBLIC HEARING – COUNTY DECAL ORDINANCE**

Upon motion by Mr. Dickson, seconded by Dr. Littrell and passing, the Board approved to hold a Public Hearing regarding the County Decal Ordinance on June 8, 2009 at 5:30 p.m. or as soon thereafter as practical.

VOTES

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

(Order)

**AIRPORT COMMISSION DISCUSSION**

Dr. Littrell told that the Airport Manager was here at the last meeting. He told that he recommended returning the personal property tax collected on Aircraft to the airport for Capital projects.

Mr. Larowe told that currently the taxes are being held for the Airport Commission for debt service. He told that this would be expanding it to include any new future Aircraft that was housed at the airport. Mr. Larowe discussed the motion that was made on June 9, 2004.

Mr. McMillian asked if there were any figures on it.

Mr. Larowe told that there were no figures, but there is an inventory list of the aircraft.

Mr. Hutchins told that this would not impact the revenue stream and there would not be a loss.

Mr. Larowe told that he has some information in his office to help the Board make a more informed decision.

(Order)

**ADMINISTRATOR’S TIME**

Mr. Larowe told that we need to pass the Resolution for the Secondary Construction Program if at all possible. He told that we had received a late arrival of a MOU from the Twin County Prevention Coalition. He stated that it was for a drug free community and

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the Coalition needs this because they are working on funding. Mr. Larrowe encouraged the Board to approve this. He told that the agreement needs to be in the Governor's office by May 20<sup>th</sup>. Mr. Larrowe told that we have received a Steel Interstate Rail Resolution that would be promoting a rail system that would parallel with 81. He told that GIS is moving ahead and that they have a list of items that are needed. He told that the IT Consulting Bids have been received but they have not been opened yet. Mr. Larrowe reminded the Board of the County Picnic on the 13<sup>th</sup>. He told that we have the possibility of getting an intern from East Tennessee State for minimum wage rate to help with special projects for a semester. Mr. Larrowe told that we have gotten estimates to repair the backhoe that is used by PSA. He told that they are proposing to surplus the equipment because it is owned by both the County and the PSA and to put out a bid for a replacement excavator. He told that we had several departments that participated in the EMS drill at the high school. He told that the training was very real and they all went to the fire house for lunch and a debriefing.

Mr. Hutchins told that he would like to publicly recognize the group for their efforts. He told that there is a regional version and if 3 or more counties participate the State will pay for it. He told that he would like to start planning for this.

Mr. Larrowe told that they worked with the hospital and their new team. He told that it brought squads together.

(Order)

### **APPROVAL OF SECONDARY CONSTRUCTION PROGRAM RESOLUTION**

Upon motion by Mr. Hurst, seconded by Mr. Dickson and passing, the Board approved the Secondary Construction Program Resolution.

#### RESOLUTION

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan,

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the Construction Priority List (2010) on May 11, 2009 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Priority List,

WHEREAS, Robert K. Beasley, Residency Administrator, Virginia Department of Transportation, appeared before the board and recommended approval of the Construction Priority List (2010) for Carroll County,

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Carroll County and of the citizens

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residing on the Secondary System, the Construction Priority List (2010) is hereby approved as presented at the public hearing.

VOTES

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

(Order)

**APPROVAL OF TWIN COUNTY PREVENTION COALITION MOA**

Upon motion by Mr. Dickson, seconded by Mr. McMillian and passing, the Board approved the Memorandum of Agreement with the Twin County Prevention Coalition.

VOTES

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

(Order)

**APPROVAL OF STEEL INTERSTATE RAIL RESOLUTION**

Upon motion by Mr. McMillian, seconded by Dr. Littrell and passing the Board approved the attached resolution supporting the Steel Interstate Rail System.

A RESOLUTION

Petitioning Virginia's Federal representatives to sponsor legislation to fund a comprehensive study of the proposed "Steel Interstate" rail system pilot project between Knoxville, TN and Harrisburg, PA, as a part of a National Steel Interstate System that would bring fast rail freight and passenger service to the nation

WHEREAS, Congress is considering investments in transportation, public health, renewable energy, energy efficiency, fuel conservation, green gas abatement, and public infrastructure as fiscal stimulus, and a National Steel Interstate rail system will promote all these goals, and

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WHEREAS, Steel Interstate rail service would reduce Interstate truck traffic and dependence on imported oil, while enhancing safety, national security, and economic competitiveness, and

WHEREAS, a Steel Interstate System offers the nation greater transportation productivity at lower cost compared to equivalent interstate highway expansion, and

WHEREAS, today, no passenger rail service, diminishing airline service, and limited intercity pub bus service exists within the I-81 corridor and surrounding region but Steel Interstate service allows for harmonious fast passenger and freight operation, and

WHEREAS, Steel Interstate technology offers positive advantages for communities, the Commonwealth, other Interstate 81 states, and the United States relating to cost, safety, economic growth, tourism development, and varied freight and passenger service options, and

WHEREAS, when electrified, the Steel Interstate System offers the U.S. opportunity to employ domestic, renewable energy sources and efficiency to drive transportation, and

WHEREAS, forty-nine Virginia and four Tennessee governing bodies have previously voted support for improved rail service over massive widening of I-81;

NOW, THEREFORE, BE IT RESOLVED, the we, the Carroll County Board of Supervisors, urgently petition our congressional delegation to work in concert with other I-81 Corridor representatives to sponsor and secure funding for a comprehensive study for the pilot segment (between Knoxville and Harrisburg) of a National Steel Interstate System.

BE IT FURTHER RESOLVED that the Carroll County Board of Supervisors asserts that the following should be included in the comprehensive study: 1) user surveys to identify attractive and cost effective services to divert the most truckloads to rail and of potential passengers in this corridor, based on 79 MPH track speeds; 2) engineering and design to determine required infrastructure improvements, options, costs and speed improvement potential; 3) determination of appropriate environmental permitting; 4) exploration of financing, repayment, ownership and partnership scenarios; and 5) review of appropriate state/federal/private or other cooperative agreements.

AND BE IT FURTHER RESOLVED that the Carroll County Board of Supervisors strongly urges the Norfolk Southern Corporation, as owner of the current rail right of way and provider of rail service in the I-81 Corridor, to support and participate in the undertaking of the comprehensive study.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes

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Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. McMillian	Yes

(Order)

**APPROVAL OF INTERN**

Upon motion by Mr. McMillian, seconded by Dr. Littrell and passing, the Board approved to hire an intern from East Tennessee State at minimum wage to help with special projects for a semester.

VOTES

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

(Order)

**EXCAVATOR BIDS**

Upon motion by Mr. McMillian, seconded by Mr. Hurst and passing, the Board approved to execute the purchase of an excavator or similar based on the funds and bids and also subject to the Board of Supervisors.

VOTES

Mr. Jackson	Yes
Mr. Hurst	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. 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 passing, the Board convened a Closed Session at 6:34p.m. to 8:56 p.m. for the discussion of personnel, disposition of real estate, prospective business, legal matter, as authorized by Virginia Code Section 2.2-3711(A1).

(Order)

**CERTIFICATION OF CLOSED SESSION**

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

(Order)

**SUBDIVISION ORDINANCE**

Upon motion by Mr. Dickson, seconded by Mr. Hurst and passing, the Board approved to send the Subdivision Ordinance back to the Planning Commission for a few changes.

VOTES

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

(Order)

**AIRCRAFT PERSONAL PROPERTY TAX**

Upon motion by Mr. Dickson, seconded by Mr. Hurst and passing, the Board approved to provide the Airport Commission with any and all personal property tax received from Aircraft housed at the airport. The intention is for it to be used by the Airport Commission and this motion will supersede all previous actions.



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VOTES

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

(Order)

**SUPERVISOR'S TIME**

Dr. Littrell presented the 08 Audit for the Airport. He told that the Maintenance/Custodial Staff for the complex do a wonderful job because the building always looks great. He suggested that we recognize them in the near future.

(Order)

**ADJOURNMENT**

Upon motion by Mr. Jackson, seconded by Mr. Hurst and passing, the Board recessed at 9:00 p.m. until May 18, 2009 at 7:00 p.m.

VOTES

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

(Order)