

February 25, 2020

The Wythe County Board of Supervisors held its regularly scheduled meeting at 6:00 p.m., Tuesday, February 25, 2020. The location of the meeting was in the Boardroom of the County Administration Building, 340 South Sixth Street, Wytheville, Virginia.

MEMBERS PRESENT:

Brian W. Vaught, Chair
 Ryan M. Lawson, Vice Chair
 Rolland R. Cook
 B.G. "Gene" Horney, Jr.

Coy L. McRoberts
 James D. "Jamie" Smith
 Stacy A. Terry

STAFF PRESENT:

Stephen D. Bear, County Administrator
 Scot Farthing, County Attorney
 Martha Collins, Administrative Assistant/Clerk
 Darlene Lang, Director of Communications

OTHERS PRESENT:

Jim & Dee Ennis
 Charlie Foster
 Lori Gynn
 Gus Kincer
 Shelly Kyle

David Manley
 Don Martin
 John Matthews
 Linda Meyer
 Kathy Vaught

CALL TO ORDER

Chair Vaught determined that a quorum was present and called the meeting to order at 6:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Shelly Kyle, Bethlehem Baptist Church, provided the invocation and Supervisor Cook led the Pledge of Allegiance.

CITIZENS' TIME

Chair Vaught inquired if anyone present wished to address the Board.

1. Gun Legislation – Mr. Gus Kincer appeared before the Board and stated "Good evening. Yesterday, during the Virginia Senate Judiciary Committee meeting, nine gun bills were passed from the House and will be sent to the Senate floor and there's a 99% chance that they will become law. Of those nine, there is only one that you as a local government can do something about and that's HB421 which I

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gave you a copy of. When you passed the resolution making Wythe County a 2nd Amendment Sanctuary county, which I thank you for doing, I heard several of you say that you would stand up and defend the Constitution of the United States and the 2nd Amendment, and I'm here this evening doing the same. HB421 will eliminate Virginia's vital firearms preemption statute and grant Virginia's 95 counties and 38 independent cities the authority to enact severe gun controls. HB421 will add subsections E and F to the already existing law, and those are in the handout that I gave you. Subsections E and F will allow localities to impose gun-free zones on public streets, roads, sidewalks and right-of-ways, buildings, any events, public parks, recreation centers and community centers. These sections, in my mind, go against the 2nd Amendment to keep and bear arms. In order for this new law not to affect the citizens of Wythe County, not only now but in years to come, I would like for you as a Board to pass an ordinance saying Wythe County will not exercise the authority given to them in section 15.2, subsections E and F of the Code of Virginia. This ordinance will protect Wythe County's 2nd Amendment rights now and in the future. I trust everyone on this Board will look into this matter. Thank you for your time."

Chair Vaught asked Mr. Bear if we were to pass such an ordinance, and later on a different Board wants to repeal it, what all is involved? Is it simply a majority vote at a Board meeting?

Mr. Bear responded that typically, yes, that is all that's required to pass an ordinance. He said most ordinances have language about repealing. A public hearing would be required to pass and/or repeal an ordinance.

With no one else wishing to address the Board, Chair Vaught closed Citizens' Time.

PAYMENT OF COUNTY INVOICES

Supervisor McRoberts made a motion to pay the invoices for approval on February 25, 2020, for the various departments of County government. The invoices were paid on General Warrants 30106055-30106143 as follows:

EXPENDITURES BY DEPARTMENT BOARD OF SUPERVISORS February 25, 2020

CHECK #	ISSUE DATE	VENDOR	AMOUNT
30106055	02/18/2020	APPALACHIAN POWER	\$ 20,857.33
30106056	02/18/2020	CENTURYLINK	29.85

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30106057	02/18/2020	CENTURYLINK	62.90
30106058	02/18/2020	CENTURYLINK	105.52
30106059	02/18/2020	CENTURYLINK	312.61
30106060	02/18/2020	CENTURYLINK	3,398.05
30106061	02/18/2020	ENTERPRISE FM TRUST	6,196.62
30106062	02/18/2020	MAILROOM FINANCE, INC	1,098.20
30106063	02/18/2020	SEGRA	31.25
30106064	02/18/2020	SMYTH WYTHE AIRPORT COMMI	13,430.00

TOTAL EXPENDITURES 02/18/2020**\$45,522.33**

30106065	02/25/2020	AEGEAN, LLC	\$ 325.00
30106066	02/25/2020	AKER, RANDELL	156.10
30106067	02/25/2020	APPALACHIAN JUVENILE COMM	1,050.00
30106068	02/25/2020	APPALACHIAN POWER	14,365.62
30106069	02/25/2020	ASSOC OF DISTRICT COURT J	60.00
30106070	02/25/2020	AYERS & SONS SEPTIC LLC	1,187.50
30106071	02/25/2020	BKT UNIFORMS	591.85
30106072	02/25/2020	BMS DIRECT INC	178.91
30106073	02/25/2020	BROWN EXTERMINATING CO	75.00
30106074	02/25/2020	C W WARTHEN	434.14
30106075	02/25/2020	CAPE FEAR ANALYTICAL, LLC	1,305.00
30106076	02/25/2020	CARDINAL BLUEPRINTERS	348.00
30106077	02/25/2020	CARTER MACHINERY CO INC	23,409.00
30106078	02/25/2020	CARZ R US LLC	266.39
30106079	02/25/2020	CDW GOVERNMENT INC	1,536.94
30106080	02/25/2020	CELLEBRITE	3,700.00
30106081	02/25/2020	CENTURYLINK	27.03
30106082	02/25/2020	CENTURYLINK	39.98
30106083	02/25/2020	CENTURYLINK	120.31
30106084	02/25/2020	CENTURYLINK	237.74
30106085	02/25/2020	CENTURYLINK	299.17
30106086	02/25/2020	CLEARWATER INC	1,500.00
30106087	02/25/2020	CLECO CORPORATION	20,617.10
30106088	02/25/2020	COMM OF THE REV ASSOC OF	150.00
30106089	02/25/2020	CSG SYSTEMS, INC	1,653.42
30106090	02/25/2020	DEPT OF MOTOR VEHICLES	2,595.00
30106091	02/25/2020	DOLI BOILER SAFETY	40.00
30106092	02/25/2020	DUNAGAN, KEITH	417.72
30106093	02/25/2020	EATON CORP	6,645.00

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30106094	02/25/2020	FARTHING, SCOT S	7,112.50
30106095	02/25/2020	FERGUSON ENTERPRISES #5	519.66
30106096	02/25/2020	FIDELITY POWER SYSTEMS	1,294.38
30106097	02/25/2020	FOOD COUNTRY	88.83
30106098	02/25/2020	GALLS	2,431.80
30106099	02/25/2020	GRANT, BRUCE M	4,343.59
30106100	02/25/2020	GUN SHOP	1,516.87
30106101	02/25/2020	HOME DEPOT PRO	441.90
30106102	02/25/2020	HUFF FORD	53.93
30106103	02/25/2020	J. KEITH GOINES	164.93
30106104	02/25/2020	JASON'S AUTO SERVICE	39.99
30106105	02/25/2020	MANSFIELD OIL CO	5,861.73
30106106	02/25/2020	MATTERN & CRAIG, INC	830.00
30106107	02/25/2020	MCI COMM SERVICE	35.30
30106108	02/25/2020	MCI COMM SERVICE	160.13
30106109	02/25/2020	MCI COMM SERVICE	567.20
30106110	02/25/2020	MOUNT ROGERS COMMUNITY SE	41,087.25
30106111	02/25/2020	NEW RIVER VALLEY REGIONAL	140,155.80
30106112	02/25/2020	OFFICE OF THE CHIEF MEDIC	20.00
30106113	02/25/2020	PAPER CLIP	11.96
30106114	02/25/2020	PEED & BORTZ LLC	2,000.00
30106115	02/25/2020	RURAL RETREAT AUTO PARTS	18.93
30106116	02/25/2020	SALEM STONE	424.87
30106117	02/25/2020	SOUTHWESTERN VA GAS SERVI	3,186.18
30106118	02/25/2020	STATE ELECTRIC SUPPLY CO	11.60
30106119	02/25/2020	SUSAN ROBERTS GORDON	47.00
30106120	02/25/2020	T&J TRANSMISSIONS	127.00
30106121	02/25/2020	THOMPSON TIRE	674.35
30106122	02/25/2020	THREE RIVERS MEDIA CORP	330.00
30106123	02/25/2020	TOWN OF WYTHEVILLE	5,509.22
30106124	02/25/2020	WYTHE COUNTY JAM	750.00
30106125	02/25/2020	TREASURER OF WYTHE COUNTY	322.62
30106126	02/25/2020	TWO WAY RADIO	19.00
30106127	02/25/2020	US CELLULAR	2,275.80
30106128	02/25/2020	US POSTAL SERVICE	254.00
30106129	02/25/2020	VERIZON WIRELESS	3,043.12
30106130	02/25/2020	VIRGINIA BUSINESS SYST	97.57
30106131	02/25/2020	VIRGINIA INTERACTIVE	95.00
30106132	02/25/2020	VIRGINIA RESOURCES AUTHOR	91,763.27

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30106133	02/25/2020	VUPS	240.45
30106134	02/25/2020	WILLIAM KING MUSEUM OF AR	250.00
30106135	02/25/2020	WILLIAMS, KEVIN	165.60
30106136	02/25/2020	WODDY, JESSICA L.	19.26
30106137	02/25/2020	WORDSPRINT	370.00
30106138	02/25/2020	WYTHE CO HEALTH DEPT	193.05
30106139	02/25/2020	WYTHE TIRE AND MUFFLER	520.36
30106140	02/25/2020	WYTHE-GRAYSON REGIONAL LI	81,113.75
30106141	02/25/2020	WYTHEVILLE COMMUNITY COLL	157.50
30106142	02/25/2020	WYTHEVILLE OFFICE SUPPLY	1,051.05
30106143	02/25/2020	XEROX	453.52
TOTAL EXPENDITURES 02/25/2020			\$485,553.74

TOTAL EXPENDITURES APPROVED 02/25/2020 **\$531,076.07**

Supervisor Terry seconded the motion and the roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

MINUTES OF PREVIOUS MEETINGS

The Board was presented with the February 11, 2020 minutes for approval.

Supervisor Terry made a motion, seconded by Vice Chair Lawson, to approve the February 11, 2020 minutes as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

APPOINTMENTS

Vice Chair Lawson made a motion, seconded by Supervisor Terry, to appoint John Jones to the Planning Commission for the East Wytheville District.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

DIRECTOR OF COMMUNICATIONS' REPORT

Mrs. Darlene Lang, Director of Communications, appeared before the Board to report the following:

1. Radio System – Mrs. Lang provided the Board with an information packet with statistical data from 2017, 2018 and 2019. She reported that they have replaced antennas and wiring on the towers, and tomorrow will move forward with work on Hamilton Knob as they were finally granted the deed. The Sheriff's Office went live on February 15th and are now digital with no apparent issues. They can now call out on their portables anywhere in the County. Mrs. Lang said she tested the system from her home in Bland County, as well as in the basement of the hospital, and there was no problem. She is very pleased with the success. They are now entering into Phase II and doing the testing on the Fire Department side, which should be complete by the end of this week. They should be online in about 6-8 weeks and then they will work on the Rescue Squads shortly thereafter. Mrs. Lang advised there are still some towers that need to be upgraded, but they are looking to come in just under budget (of which they're halfway through).

Mr. Bear said this project has been in the works for quite some time but he has received a lot of positive feedback thus far. The work at Hamilton Knob will certainly help a great deal.

Chair Vaught commented that back in 2017, when he saw the coverage map, he was very pessimistic about our ability to cover that area with little to no cell service. However, the Chair thanked Mrs. Lang for all her hard work and said the difference is "unbelievable".

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Chief Deputy Foster also extended his thanks to Mrs. Lang and the Board of Supervisors for all their efforts to improve radio communications. He said at the time the radios were purchased, there was a real need for this, and now with the improvements made, they are much better position to save lives.

Chair Vaught also added that Mrs. Lang did an excellent job implementing training along with creating an excellent user manual.

2. Next Generation 911 – Mrs. Lang explained they are expecting a Next Generation 911 system. Currently, they work off of nine independent networks in the State, and because it's 40-year old technology, the networks can't talk to each other. She said that Google phones can reveal your exact location but we can't. Mrs. Lang said that in 2016, the 911 Services Board proposed legislation to improve the networks (new IP system) and it passed in 2017. RFPs were put out by Fairfax County and Virginia Beach. 911 The Services Board also secured funding so that we don't have to pay for it but it will likely take two to three years before we see any of it. She said it's a long, connectivity process. The PAL Agreement basically states that we agree to accept the funding. As per the deployment schedule, we are scheduled for late in 2021.

Benefits to the new system include advanced technology that will enable them to locate callers more quickly and accurately (pinging off cell towers). Mrs. Lang said that more people are doing away with landlines, and this technology uses a GIS or latitude/longitude system that provides absolute location of the cell phone. The new system will also allow us to transfer callers to another county saving valuable time, hence saving lives. Eventually, this will be a nationwide system. Based on the RFPs, AT&T was the recommended provider.

Mrs. Lang reported that deployment funding will be provided by the 911 Services Board. Legacy charges are charges that we currently pay and will be covered for the first two years by the 911 Services Board through the grant. They will also pay the difference between the new legacy charges and the old for the next two years. Mrs. Lang said that our current charges by CenturyLink are \$3,832 per month, and the projected charges after 2021 will be about \$6,246 per month.

Mr. Bear added that we continue to work in partnership with both Bland and Twin counties.

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Mrs. Lang commented that we utilize the same phone system as Bland and Twin, and that Twin runs Carroll and Grayson, so we have connectivity there. The PAL agreement basically states that we accept their financing of connectivity; it doesn't obligate us to enter into any contract. Mrs. Lang reiterated that we are simply agreeing to accept the grant funds from the 911 Services Board.

Chair Vaught asked how the funding formula will work with the two towns (Wytheville and Rural Retreat)?

Mr. Bear replied that Mrs. Lang's budget is split between the two towns, so when the new charges come in, they will be split accordingly using the same ratio.

Vice Chair Lawson made a motion, seconded by Supervisor Cook, to accept the PAL agreement as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

TREASURER'S REPORT

Treasurer, Lori Guynn, appeared before the Board and reported the following:

1. Revenue Statement – Mrs. Guynn reported that the Consolidated Account was comprised of \$66,648,128 of which \$44,889,011 was in the General Fund Account at the end of January. There were quite a few expenditures in January that decreased the overall balance. With budget season upon us, they are trying to spend their remaining budget dollars.
2. Tax Collections – Mrs. Guynn reported that the figures shown on the financials include some of the taxes that were due December 5th as they were still processing payments through mid-January. Last month, the overall collection percentage was 91.6. The difference between then and now, she said, has only increased by 1%. Mrs. Guynn stated there should be a significant increase overall

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next month as people receive their income tax refunds and use those refunds to pay their tax bills.

Mrs. Guynn also reported that as on Monday, her office will finally be fully staffed. She welcomed everyone to come and meet the new hire as well as the other staff you may not already know.

SHERIFF'S REPORT

Chief Deputy Charles Foster reported that he forwarded to Mr. Bear a grant letter to recover \$21,000 on some FLIR units. Also, he submitted a letter to Mrs. Collins to declare a 2013 Ford Taurus as surplus.

Mr. Bear said they will put the vehicle out on govdeals.com and they will declare it as surplus when bids are received.

Supervisor Cook commented that the vehicle that was transferred to the Technology Center has been used and is very much appreciated. He said that having that car to practice with allowed them to win a few awards.

Chair Vaught asked, since they're on the topic of surplus, if they can get rid of the van for which there are no keys.

Mr. Bear responded that if no one is able to find the keys, then we can sell it "as is".

Lastly, Chief Deputy Foster wanted to thank everyone for the radios purchased for them as it has made a huge difference.

BUILDING & GROUNDS COMMITTEE

1. Kohler Avenue - Supervisor Cook made a motion, as recommended by the Building & Grounds Committee, to approve the no-cost rural addition resolution for construction of Kohler Avenue. The resolution is as follows:

RESOLUTION 2020-07

KOHLER AVENUE – NO COST RURAL ADDITION

WHEREAS, the Wytheville Residency Office of the Virginia Department of Transportation recommends that the street(s) referenced in this Board's resolution be added to the secondary

system of state highways as a no-cost rural addition pursuant to Section 33.2-705 and Commonwealth Transportation Board policy, because the street(s) meets current minimum standards, the condition of the existing hard surface is serviceable, the street(s) has provided continuous public service since its establishment in 1982 and currently serves a county owned and operated sanitary sewage treatment plant.

WHEREAS, the Wytheville Residency Office of the Virginia Department of Transportation confirms that no Department funds are required to improve the street(s) described on the attached addition sketch and form AM-4.3 to meet current minimum design or maintenance standards of the Department.

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached sketch and form AM-4.3 to the secondary system of state highways, pursuant to Section 33.2-705, Code of Virginia and the Rural Addition Policy of the Commonwealth Transportation Board of the Virginia Department of Transportation, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right of way, as described on the attached form AM-4.3, and any necessary easements for cuts, fills and drainage, and

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	
NAYS:	None	

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2. V&M Recycling Change – Supervisor Cook reported that V&M Recycling will be changing their plastic recycling to accept #1 and #2 plastics only in the near future. No Board action is needed – for informational purposes only.

Mr. Bear added that this will also go into effect for all our convenience centers. Prior to V&M taking over the contract several years ago, #1 and #2 were the only plastics accepted at the convenience centers. But when V&M came in, they opened it up to most other plastics. In light of changes in the recycling market, V&M has decided to go back to accepting only #1 and #2 plastics.

WATER COMMITTEE

Supervisor Horney made a motion, as recommended by the Water Committee, to approve writing-off the following outstanding balances, due to the property owners being deceased:

Glen Clark & Angela Simpkins, 573 Lone Ash Rd	\$ 844.39
Donald Burton Adams, 4875 Fort Chiswell Rd	\$ 946.71
Adeen Myers, 661 Lead Mine Road	\$2,980.45
Dorothy & Mildred Edmonds, 2762 Castleton Rd	\$ 946.71

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

BUDGET COMMITTEE

1. Sheriff's Office Printers – Supervisor Smith made a motion, as recommended by the Budget Committee, to transfer \$14,084.38 from the Electronic Summons Fund to the Police Activity fund and to amend and appropriate the same to 31021-470015 for the purchase of office printers.

The roll call vote on the motion was as follows:

AYES:	Rolland R. Cook	B. G. "Gene" Horney, Jr.
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James D. "Jamie" Smith Stacy A. Terry
Coy L. McRoberts

NAYS: None

ABSTAIN: Brian W. Vaught Ryan M. Lawson

2. Commonwealth Attorney's Office Multi-Purpose Printer – Supervisor Smith made a motion, as recommended by the Budget Committee, to transfer \$5,362.49 from the Commonwealth Attorney Asset Forfeiture Fund to the General Fund and to amend and appropriate the same to 2201-470015 for the purchase of a multi-purpose printer/copier/scanner.

The roll call vote on the motion was as follows:

AYES: Brian W. Vaught Coy L. McRoberts
 Rolland R. Cook B. G. "Gene" Horney, Jr.
 Ryan M. Lawson Stacy A. Terry
 James D. "Jamie" Smith

NAYS: None

3. Sheriff's Office Overtime Funds – Supervisor Smith made a motion, as recommended by the Budget Committee, to amend and appropriate \$70,000 to 31021-413300 for additional overtime funds for the Sheriff department. \$63,000 of this is provided from DMV grants.

Supervisor McRoberts asked if this was going to be a regular monthly request.

Mr. Bear does not believe so. He said this is putting grant funds back in and the Sheriff can determine how far that money will go. If the Sheriff needs more before the end of the fiscal year, then he may need to request additional funds.

The roll call vote on the motion was as follows:

AYES: Rolland R. Cook B. G. "Gene" Horney, Jr.
 James D. "Jamie" Smith Stacy A. Terry
 Coy L. McRoberts

NAYS: None

ABSTAIN: Brian W. Vaught

Ryan M. Lawson

CONSENT CALENDAR

Mr. Bear explained that changes were made to items G and J. The updated Consent Calendar is below.

Supervisor Smith made a motion to adopt the Consent Calendar as follows:

1. PAYROLL – January 2020:

General County Fund	\$	556,735.81
Police Activity Fund		65,394.61
Courthouse Security Fund		12,470.25
Water Department Fund		21,128.21
Wythe County Wastewater Fund		22,658.66
TOTAL	\$	678,387.54

Check Numbers: 20000680-20000701

Voucher Numbers: 10757-11108

2. STATUS REPORTS:

- A. Animal Control – Arlan Dunford
- B. Building Inspection – Tim Spraker
- C. Engineering – Johnny Kincer
- D. Finance – Bruce Grant
- E. Parks & Recreation – Kevin Williams
- F. Water & Wastewater – Don Crisp

3. PERSONNEL:

- A. Catron, Leonard – Hired, Full-time IT Specialist, Annual Salary \$53,056, Effective January 2, 2020
- B. Barker, Faye – Retired, Commissioner of the Revenue, Effective December 31, 2019

- C. Vaught, Kathy – Elected, Commissioner of the Revenue, Annual Salary \$79,509, Effective January 1, 2020
- D. Lovelace, Teresa – COIN Increase, Deputy Commissioner of the Revenue, Annual Salary \$30,212, Effective January 1, 2020
- E. Shelton, Lisa – COIN Increase, Deputy Commissioner of the Revenue, Annual Salary \$37,402, Effective January 1, 2020
- F. Bowers, Margaret – Promoted to Administrative Assistant, Sheriff’s Office, Annual Salary \$47,500, Effective January 1, 2020
- G. Wright, Clayton – Promoted, Compensation Board Position, Sheriff’s Office, Annual Salary \$33,475, Effective January 1, 2020
- H. Austin, Martin – Promoted to Maintenance Tech II, Step 4, Water Dept, Annual Salary \$29,323, Effective January 1, 2020
- I. Ward, Kevin – Promoted to Maintenance Tech I, Step 1, Water Dept, Annual Salary \$27,031, Effective January 1, 2020
- J. Nicola, Patrick – Merit Increase, Wastewater Dept, Annual Salary \$45,298, Effective January 1, 2020
- K. Roach, Thomas – Promoted to Water/Wastewater Operator 1, Step 4, Annual Salary \$33,289, Effective January 1, 2020
- L. Goines, Joseph – Hired, Full-time Deputy, Sheriff’s Office, Annual salary \$35,000, Effective January 1, 2020
- M. Jones, Zachary – Hired, Full-time Wastewater Operator, Annual Salary \$27,031, Effective January 13, 2020
- N. Alderson, Kaitlin – One-year Merit Increase, 911 Communications, Annual Salary \$28,560, Effective January 31, 2020
- O. Claypool, Sharmeta – Hired, Full-time 911 Communications, Annual Salary \$27, 000, Effective February 1, 2020

BE IT FURTHER RESOLVED, that the County Administrator is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

**RESOLUTION 2020-04
REVENUE SHARING – ORION DRIVE**

At a regularly scheduled meeting of the Wythe County Board of Supervisors held on February 25, 2020, by motion made by _____, seconded by _____, the following resolution was adopted by a vote of ___ to ___:

WHEREAS, the Wythe County Board of Supervisors desires to submit an application for an allocation of funds of up to \$17,476 through the Virginia Department of Transportation Fiscal Year 2021-22, Revenue Sharing Program; and,

WHEREAS, Wythe County intends to provide \$17,476 as its match of these funds to fund Orion Drive improvements at a distance of 0.1 miles; and,

WHEREAS, The Wythe County Board of Supervisors hereby supports this application for an allocation of \$17,476 through the Virginia Department of Transportation Fiscal Year 2021-22 Revenue Sharing Program.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Wythe hereby commits to fund its local share of preliminary engineering, right-of-way and construction (as applicable) of the project(s) under agreement with the Virginia Department of Transportation in accordance with the project financial document(s).

BE IT FURTHER RESOLVED, that the County Administrator is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

**RESOLUTION 2020-05
REVENUE SHARING – PENWOOD LANE**

At a regularly scheduled meeting of the Wythe County Board of Supervisors held on February 25, 2020, by motion made by _____,

seconded by _____, the following resolution was adopted by a vote of ___ to ___:

WHEREAS, the Wythe County Board of Supervisors desires to submit an application for an allocation of funds of up to \$17,500 through the Virginia Department of Transportation Fiscal Year 2021-22, Revenue Sharing Program; and,

WHEREAS, Wythe County intends to provide \$17,500 as its match of these funds to fund Penwood Lane improvements at a distance of 0.1 miles; and,

WHEREAS, The Wythe County Board of Supervisors hereby supports this application for an allocation of \$17,500 through the Virginia Department of Transportation Fiscal Year 2021-22 Revenue Sharing Program.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Wythe hereby commits to fund its local share of preliminary engineering, right-of-way and construction (as applicable) of the project(s) under agreement with the Virginia Department of Transportation in accordance with the project financial document(s).

BE IT FURTHER RESOLVED, that the County Administrator is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

**RESOLUTION 2020-06
REVENUE SHARING – STAFF STREET**

At a regularly scheduled meeting of the Wythe County Board of Supervisors held on February 25, 2020, by motion made by _____, seconded by _____, the following resolution was adopted by a vote of ___ to ___:

WHEREAS, the Wythe County Board of Supervisors desires to submit an application for an allocation of funds of up to \$75,000 through the Virginia Department of Transportation Fiscal Year 2021-22, Revenue Sharing Program; and,

WHEREAS, Wythe County intends to provide \$75,000 as its match of these funds to fund Staff Street improvements at a distance of 0.2 miles; and,

WHEREAS, The Wythe County Board of Supervisors hereby supports this application for an allocation of \$75,000 through the Virginia Department of Transportation Fiscal Year 2021-22 Revenue Sharing Program.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Wythe hereby commits to fund its local share of preliminary engineering, right-of-way and construction (as applicable) of the project(s) under agreement with the Virginia Department of Transportation in accordance with the project financial document(s).

BE IT FURTHER RESOLVED, that the County Administrator is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

Supervisor Terry made a motion, seconded by Supervisor Smith, to adopt the amended resolutions as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

COUNTY ADMINISTRATOR'S REPORT

Mr. Bear explained that the first item, Road Name Request, is stricken from the agenda as a different name is now being considered. Other items are as follows:

1. Seven Sisters Tobacco Commission Funds Disbursement – Mr. Bear stated that this Board previously approved the agreements and he now requests approval to disburse \$30,000 to JIDA when received from the Tobacco Commission.

Supervisor Terry made a motion, seconded by Vice Chair Lawson, to authorize the County Administrator to disburse those funds accordingly.

The roll call vote on the motion was as follows:

February 25, 2020

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

2. Wythe County/Wytheville Fire Rescue – Mr. Bear said that this resolution, upon dissolution of Wythe County Rescue Squad, conveys all rights, title, interest, equipment, personal property, accounts receivable, accounts payable to the Town of Wytheville. This conveyance also includes three vehicles. The resolution is as follows:

WYTHE COUNTY RESOLUTION 2020-08
Conveyance of property & rights to the
Town of Wytheville

WHEREAS, the Wythe County Board of Supervisors ("County") entered into an Emergency Services Agreement with Wythe County Rescue Squad ("Squad") and the Town of Wytheville ("Town") at its February 11, 2020 meeting; and,

WHEREAS, the agreement provides for the conveyance of three vehicles owned by County to the Town; and,

WHEREAS, the agreement provides for the dissolution of the Squad and conveyance of all rights, title and interest in equipment, personal property, accounts receivable, and accounts payable of the Squad to the Town.

NOW, THEREFORE BE IT RESOLVED, the Wythe County Board of Supervisors assembled in regular session in Wytheville, Virginia, this 25th day of February, 2020, does hereby authorize the County Administrator to execute any documents necessary to complete conveyance of items referenced in the Emergency Services Agreement to the Town of Wytheville.

Vice Chair Lawson made a motion, seconded by Supervisor Terry, to adopt Resolution 2020-08 Conveyance of Property and Rights to the Town of Wytheville.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

3. Town of Pulaski Mutual Aid Agreement – Mr. Bear explained this is between the Town of Pulaski and Wythe County and he recommends approval of the mutual aid agreement. This will assist the Sheriff's Office in responding to those areas.

Supervisor Horney made a motion, seconded by Supervisor Smith, to approve the Mutual Aid Agreement with the Town of Pulaski.

The roll call vote on the motion was as follows:

AYES:	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry
	Coy L. McRoberts	

NAYS: None

ABSTAIN:	Brian W. Vaught	Ryan M. Lawson
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4. Informational Items – Mr. Bear said the remaining items are for informational purposes.

Mr. Bear reported that they met with the County Engineer, the Water Director, and the previous engineer who worked on the Slabtown/Ivanhoe waterline replacement project. They received good information on recent grants that other localities had gotten and will share that with the Water Committee for consideration.

COUNTY ATTORNEY'S REPORT

Mr. Scot Farthing, County Attorney, introduced Mr. Don Martin who is another attorney in his law practice. Mr. Martin is from Wytheville and has worked in Richmond and Washington, D.C. He may be attending some of the BOS meetings for Mr. Farthing.

1. Hamilton Knob – Mr. Farthing confirmed, as Mrs. Lang stated, that the deed for Hamilton Knob was received. It has been signed and recorded so the work can begin.
2. Parking Ordinance – Mr. Farthing said he sent an email describing changes made to the ordinance based on Committee recommendations. Mr. Farthing also communicated with Mrs. Guynn, as her office will be affected the most by the ordinance (i.e. collection of fines). He said she had very good input. Mr. Farthing commented that this Board can either move forward with a public hearing or send it back to Committee with comments/changes.

Mr. Bear said that he appreciates Mrs. Guynn's involvement on this ordinance and willingness to accept the additional responsibility.

Chair Vaught added that he appreciates the simple, straight-forward language of the ordinance, and that this should address some of the problems we face.

Supervisor Terry made a motion, seconded by Supervisor Smith, to set the public hearing for March 24, 2020 at 6:00 p.m.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

3. Mobile Home Flood Plain Ordinance – Mr. Farthing said they are working on some building code violations that were brought to his attention; one in particular is a mobile home in Ivanhoe sitting in a flood plain. He said there is a Flood Plain Ordinance and that it's more a violation of that ordinance than a

building code violation. He is now trying to determine next steps (i.e. Circuit Court or pursue a fine first).

4. Water Department – Mr. Farthing explained that the Water Department, in the past, did statutory liens with notices to the landowner. He said if the notices are done correctly, they can record the lien at the Circuit Court. The Water Department has asked him to review this to make sure they are doing this correctly. Mr. Farthing said the challenge is when landowner has a tenant and uncertainty if notices are getting to the landowner.

Chair Vaught asked if the water is in the name of the renter, can you still put a lien on the property owner?

Mr. Farthing is not certain and he will specifically be researching that. He said the landowner has to give consent for the tenant to put the water in the tenant's name. But they need to determine the correct process so they can send the notice and get the lien recorded.

Mr. Bear referenced the code section 15.2-2119.4 which has had some modifications over the last few years regarding signatures required, liens, etc. He said we need to make sure we are following the right steps if liens have to be placed on property owners.

BOARD OF SUPERVISORS' TIME

1. Recycling Center at Fort Chiswell – Supervisor Smith said he received a call about the center, that the person was told, by the attendant, that the recycle bins were full and to put the recyclables in the regular trash bin. The resident was upset and felt this was not at all appropriate.
2. Max Meadows Elementary School Parking Issue – Supervisor Smith asked if there was an update on this issue.

Mr. Fowler has an update but Mr. Bear doesn't have the specifics yet. He did say that they are looking at signage and will also advise the landowner to move the vehicle(s) off the right of way.

3. Flatwood Road Trash – Supervisor Smith inquired about the trash at the residence on Flatwood Road.

Mr. Bear responded that Mr. Dunford, Code Enforcement, has been there and believes there are actually 2-3 properties of concern, and that he is working on rectifying the issue.

4. Ivanhoe Property Trash – Supervisor Smith asked about the same issue in Ivanhoe.

Mr. Bear said the trailer is one item as Mr. Farthing had indicated. Mr. Bear said they are trying to pursue removal of the house under the Property Maintenance Ordinance.

5. Grouse Ridge Road Update – Supervisor Smith asked if there's an update.

Mr. Bear replied that he spoke with Mr. Fowler and that all documentation is in from East Tennessee Natural Gas. The necessary documents have been sent to the Attorney General's Office. Mr. Bear said they are supposed to move forward setting up construction signs out there but they don't have a set date of when work will begin as they're waiting on final approval from the State. Mr. Bear asked that the contractor move forward with any work that can be done in the interim to at least improve some of the huge craters.

6. Conners Valley Road – Supervisor Smith asked if any progress has been made reaching Mr. Kelly.

Mr. Bear responded that he has not made contact with Mr. Kelly but he did speak with Mr. Fowler and they're looking at steps to at least improve the situation there.

7. Five Lots and Road at APEX – Supervisor Cook asked for an update on the five lots and road.

Mr. Bear said he and Mr. Kincer recently met with Hurt & Proffitt and reviewed the plans and traffic impact analysis. They later met with VDOT (Bristol) to review the traffic impact analysis and get their recommendations. Mr. Bear stated that VDOT will require left and right turn lanes off Chapman Road. This will also require a little widening and improving of Chapman at the Ready Mix intersection. He said this is a more cost-effective approach than an entire signalization of the interchange. The engineer is updating the traffic impact analysis and will submit it to VDOT for final approval before putting out to bid.

Supervisor Cook asked if this can be put on a future agenda to determine whether this Board still wants to proceed.

Mr. Bear replied that it will come before the Board for consideration once the engineering firm gives us their design and proposal. The money has already been borrowed for this project.

8. Kayak Ramp at Kents Lane – Vice Chair Lawson said she is working on the possibility of getting a ramp at Reed Creek near Kents Lane. She has spoken with a number of residents who would like to see this happen. The Vice Chair said this is a very inexpensive way to utilize our waterway. She intends to speak with the Town as they have a new park near the Reed Creek bridge. She's not sure what the Town has planned for the lower area, possibly a parking lot, but maybe they'd consider putting a ramp in there. If not, the Vice Chair said we might consider a ramp to the creek in Max Meadows. Simply put, this is a safe and inexpensive way for citizens and families to utilize the waterway.

Mr. Bear added that several years ago, a Blueway Trail was considered. The JP SA and Max Meadows properties were considered as potential sites. He said there are several individuals that kayak in those areas of the creek. It would be very good for tourism as well as providing a locally-based activity for our citizens.

9. Recycling Center in Cove Road Area – Supervisor Terry asked if Mr. Bear had any new information about this, reiterating the interest from resident(s).

Mr. Bear asked for contact information from the resident(s) so he can speak with them, and then possibly put this on the Building & Grounds Committee agenda.

10. APEX Promoter Complaint – Supervisor Terry said that there is a promoter who has reached out to him twice now with complaints about poor management at APEX. Supervisor Terry said that he will reach out to the Authority to make them aware of this but indicated that the promoter is pretty much ready to cancel their contract(s).

Chair Vaught, along with Supervisors McRoberts and Horney, had a few issues which they have already discussed or will discuss directly with Mr. Bear.

CLOSED MEETING

Supervisor Terry made a motion, seconded by Supervisor Horney, to enter into Closed Meeting under Section 2.2-3711(A)(1) (Discussion of Performance Review and Hiring),

Section 2.2-3711(A)(5) (Discussion of Project Panel and Project Groove) and Section 2.2-3711(A)(39) (Discussion of Project FC) of the Code of Virginia.

The motion passed unanimously.

Supervisor Terry made a motion, seconded by Supervisor Horney, to return to open meeting.

The motion passed unanimously.

Upon returning to open meeting, Supervisor McRoberts made a motion, seconded by Supervisor Terry, to adopt the following Resolution certifying the business conducted in closed meeting as follows:

**RESOLUTION
CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Wythe County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Wythe County Board of Supervisors that such meeting was conducted in conformity with Virginia law; and,

NOW, THEREFORE, BE IT RESOLVED that the Wythe 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 by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Wythe County Board of Supervisors.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry

James D. "Jamie" Smith

NAYS: None

SHERIFF'S OFFICE IT POSITION

Supervisor Terry made a motion, seconded by Supervisor Smith, to hire the IT candidate, salary not to exceed Step 14.

The roll call vote on the motion was as follows:

AYES:	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry
	Coy L. McRoberts	

NAYS: None

ABSTAIN:	Brian W. Vaught	Ryan M. Lawson
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APPOINTMENTS

Vice Chair Lawson made a motion, seconded by Supervisor Terry, to withdraw the appointment of John Jones from the Planning Commission, due to a potential conflict with him serving on the Town's Planning Commission.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

ADJOURNMENT

With no other business to come before the Board, Chair Vaught adjourned the meeting at approximately 8:36 p.m.

Brian W. Vaught, Chair