

October 13, 2015

The Wythe County Board of Supervisors held its regularly scheduled meeting at 7 p.m., Tuesday, October 13, 2015. The location of the meeting was in the Boardroom of the County Administration Building, 340 South Sixth Street, Wytheville, Virginia.

MEMBERS PRESENT:

Timothy A. Reeves, Sr., Chair	Joe F. Hale
Arthur E. "Artie" Hall, Vice Chair	Coy L. McRoberts
Gary M. Houseman	B. G. "Gene" Horney
Steven T. Willis	

STAFF PRESENT:

R. Cellell Dalton, County Administrator
Stephen D. Bear, Assistant County Administrator
Scot Farthing, County Attorney
Martha G. Collins, Administrative Assistant
Bill Vaughan, County Engineer

OTHERS PRESENT:

John Paschal	Linda Meyer
Kenneth Quesenberry	Leysa Cox
Bob Melton	Thirteen Other Citizens

CALL TO ORDER AND INVOCATION

Chair Reeves determined that a quorum was present and called the meeting to order at 7 p.m. Supervisor Houseman provided the invocation and Chair Reeves led the pledge of allegiance.

CITIZENS' TIME

Chair Reeves welcomed the citizens present at the meeting and inquired if anyone wished to address the Board.

1. Fort Chiswell Road Sewer – Leysa Cox addressed the Board on behalf of Valley Properties, Inc. and RGM Erectors. Ms. Cox read the following prepared statement from Valley Properties president Bob Melton and secretary/treasurer Larry Edwards:

"Valley Properties, Inc. wishes to express its support for the extension of the sewer along Fort Chiswell Road to service our existing facility at 1151 Fort Chiswell Road. Also, when sewer is available, a prospective tenant has committed to lease a new building that will be erected on the lot adjoining our present facility. We also plan to erect a spec building for lease on lot number two if sewer becomes available. The availability of sewer will allow us to additionally develop the remaining 31 acres of the Worrell Farm Property, which is also on Fort Chiswell Road. Thank you for consideration in extending the sewer along Fort Chiswell Road."

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Ms. Cox advised that she is the office manager of RGM Erectors, the general contractor for the Fort Chiswell Church of God project. She requested on their behalf, the extension of the sewer along Fort Chiswell Road, which would benefit the citizens and encourage economic development of the area.

2. Crigger Road – Linda Meyer of 1118 Dry Road in Speedwell addressed the Board. Ms. Meyer reported that Crigger Road is in very bad condition. She asked if Crigger Road could be paved or improved in the near future.

Supervisor Horney noted that Crigger Road is on the Virginia Department of Transportation (VDOT) Six Year Plan.

3. Sheffey Town Road – John Paschal of Sheffey Town Road in Wytheville addressed the Board. Mr. Paschal reported that Sheffey Town Road had previously been on the VDOT Five Year Road Plan, but was removed. He noted that the road is dusty, dirty, and full of mud holes. Mr. Paschal presented the Board with a petition signed by the over 50 citizens who reside and travel on Sheffey Town Road requesting improvement of the road.

Mr. Dalton advised that a group of roads were removed from the Six Year Plan that could not feasibly be funded within the six-year time frame. He explained that the Board passed a resolution requesting that those removed roads be returned to the Plan when possible. Mr. Dalton noted that the Board plans to meet with Legislators within the next 30 days, and invited Mr. Paschal to attend that meeting to discuss Sheffey Town Road.

Supervisor Horney explained that Sheffey Town Road was removed from the Six Year Plan prior to the adoption of the resolution, and was therefore not included.

Chair Reeves noted that the Board would investigate possible options for improvement of Sheffey Town Road. He added that they would notify Mr. Paschal when the Board meets with local Legislators.

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

MINUTES OF PREVIOUS MEETING

The Board was presented with the September 22, 2015, minutes for adoption.

Supervisor Hale made a motion, seconded by Supervisor McRoberts to approve the September 22, 2015, minutes as presented.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Coy L. McRoberts
 Arthur E. "Artie" Hall B. G. "Gene" Horney
 Steven T. Willis Timothy A. Reeves, Sr.
 Joe F. Hale

NAYS: None

PAYMENT OF COUNTY INVOICES

Supervisor Houseman made a motion to pay the invoices for approval on October 13, 2015, for the various departments of County government. The invoices were paid on General Warrants 30092702-30092705, 30092707-30092719, 30092728-30092729, 30092731-30092812, and 30092814-30092828 as follows:

**EXPENDITURES BY DEPARTMENT
 BOARD OF SUPERVISORS
 October 13, 2015**

CHECK #	ISSUE DATE	VENDOR	TOTAL
30092702	10/02/15	APPALACHIAN POWER	\$2,981.06
30092703	10/02/15	BUSINESS CARD	\$2,443.24
30092704	10/02/15	CENTURYLINK	\$3,280.05
30092705	10/02/15	CENTURYLINK	\$43.51
30092707	10/02/15	CENTURYLINK	\$4,899.22
30092708	10/02/15	CENTURYLINK	\$52.76
30092709	10/02/15	CENTURYLINK	\$105.43
30092710	10/02/15	CENTURYLINK	\$42.88
30092711	10/02/15	CENTURYLINK	\$107.81
30092712	10/02/15	CENTURYLINK	\$135.53
30092713	10/02/15	CENTURYLINK	\$58.05
30092714	10/02/15	CENTURYLINK	\$62.42
30092715	10/02/15	CENTURYLINK	\$110.27
30092716	10/02/15	CENTURYLINK LABOR	\$241.13
30092717	10/02/15	LUMOS NETWORKS	\$30.90
30092718	10/02/15	TOWN OF WYTHEVILLE	\$4,660.38
30092719	10/02/15	WALMART	\$130.88
TOTAL CHECKS 10/02/15			\$19,385.52

CHECK #	ISSUE DATE	VENDOR	TOTAL
30092728	10/13/15	ALSCO	\$123.79
30092729	10/13/15	ALVIS ELECTRIC	\$150.00
30092731	10/13/15	APPALACHIAN POWER	\$20,119.80
30092732	10/13/15	BARKER, FAYE	\$580.80
30092733	10/13/15	BKT UNIFORMS	\$369.90

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30092734	10/13/15	BLUE RIDGE AUTO PARTS (MM)	\$159.89
30092735	10/13/15	BLUE RIDGE AUTO PARTS INC	\$47.19
30092736	10/13/15	BOONE TRACTOR AND IMPLEMENT INC	\$16.70
30092737	10/13/15	BRENNTAG MID-SOUTH INC	\$1,444.00
30092738	10/13/15	BUSINESS INFORMATION SYSTEMS	\$102.50
30092739	10/13/15	CARDINAL BLUEPRINTERS	\$5,995.00
30092740	10/13/15	CDW GOVERNMENT INC	\$551.58
30092741	10/13/15	CENTRAL BUILDERS INC	\$59,854.43
30092742	10/13/15	CENTURYLINK	\$224.39
30092743	10/13/15	CENTURYLINK	\$217.14
30092744	10/13/15	CENTURYLINK	\$48.14
30092745	10/13/15	CENTURYLINK	\$234.82
30092746	10/13/15	CENTURYLINK	\$419.40
30092747	10/13/15	CITIZENS TELEPHONE COOP	\$741.50
30092748	10/13/15	COMMUNITY ANIMAL CLINIC INC	\$60.59
30092749	10/13/15	COUNTY OF WYTHE	\$1,416.67
30092750	10/13/15	DEPT OF MOTOR VEHICLES	\$2,060.00
30092751	10/13/15	DUNAGAN, KEITH	\$552.77
30092752	10/13/15	EMS INC	\$3,645.00
30092753	10/13/15	FERGUSON ENTERPRISES	\$850.10
30092754	10/13/15	FOOD COUNTRY	\$217.42
30092755	10/13/15	FOWLKES MACHINE CO INC	\$49.87
30092756	10/13/15	GALLS	\$502.96
30092757	10/13/15	GRANT, BRUCE M	\$4,074.25
30092758	10/13/15	HORNEY, HAYDEN H	\$356.16
30092759	10/13/15	JOINT PUBLIC SERVICE AUTHORITY	\$40,078.48
30092760	10/13/15	KC AUTOMOTIVE	\$64.95
30092761	10/13/15	KETCHUM MFG CO INC	\$365.43
30092762	10/13/15	KING-MOORE INC	\$2,028.00
30092763	10/13/15	KING'S COUNTRY PRODUCE INC	\$20.00
30092764	10/13/15	LEXISNEXIS	\$696.00
30092765	10/13/15	LEXISNEXIS	\$183.00
30092766	10/13/15	M & W PRINTERS INC	\$2,003.07
30092767	10/13/15	MANSFIELD OIL CO	\$6,505.43
30092768	10/13/15	MCI COMM SERVICE	\$406.03
30092769	10/13/15	MEREDITH'S GARAGE	\$86.00
30092770	10/13/15	MILO C COCKERHAM INC	\$488.89
30092771	10/13/15	MODERN SHOE STORE	\$259.98
30092772	10/13/15	NACO	\$585.00
30092773	10/13/15	NADA APPRAISAL GUIDES	\$40.00
30092774	10/13/15	NATIONAL BANK	\$525.00
30092775	10/13/15	NEW RIVER VALLEY REGIONAL JAIL	\$106,311.95
30092776	10/13/15	OWEN G DUNN CO	\$182.70
30092777	10/13/15	PAPER CLIP	\$546.76
30092778	10/13/15	PITNEY BOWES	\$591.00

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30092779	10/13/15	PITNEY BOWES	\$570.00
30092780	10/13/15	PITNEY BOWES INC	\$202.82
30092781	10/13/15	POSTAGE BY PHONE RESERVE ACCT	\$1,310.00
30092782	10/13/15	POSTAGE BY PHONE RESERVE ACCT	\$750.00
30092783	10/13/15	R & C TOWING AND REPAIR CO	\$85.86
30092784	10/13/15	R & R ENTERPRISES INC	\$270.00
30092785	10/13/15	R & R SEPTIC	\$60.00
30092786	10/13/15	RENTAL HUB INC	\$369.99
30092787	10/13/15	ROBINSON FARMER COX ASSOCIATES	\$3,820.00
30092788	10/13/15	SENTRY SERVICES	\$75.00
30092789	10/13/15	SHENTEL	\$55.21
30092790	10/13/15	SOUTHEASTERN SECURITY CONS INC	\$92.50
30092791	10/13/15	SOUTHERN STATES	\$264.32
30092792	10/13/15	SOUTHWEST VIRGINIA CRIMINAL	\$17,700.00
30092793	10/13/15	STATE ELECTRIC SUPPLY CO	\$139.52
30092794	10/13/15	STATE FORESTER	\$3,547.53
30092795	10/13/15	STEVE'S AUTO SALES AND REPAIR	\$156.00
30092796	10/13/15	SUNTRUST	\$36,881.92
30092797	10/13/15	SUTHERS, DAVID	\$125.61
30092798	10/13/15	THOMPSON TIRE	\$519.62
30092799	10/13/15	TOWN OF RURAL RETREAT	\$2,451.54
30092800	10/13/15	TOWN POLICE SUPPLY	\$1,404.90
30092801	10/13/15	TOWN WYTHEVILLE	\$37.99
30092802	10/13/15	TRANSUNION RISK AND ALTERNATIVE	\$18.25
30092803	10/13/15	TRI CITIES/SW VA REGIONAL	\$78.20
30092804	10/13/15	TRI CITIES/SW VA REGIONAL	\$124.35
30092805	10/13/15	TRI COUNTY GLASS INC	\$346.05
30092806	10/13/15	TYLER TECHNOLOGIES INC	\$5,605.94
30092807	10/13/15	US CELLULAR	\$1,069.26
30092808	10/13/15	US CELLULAR	\$64.10
30092809	10/13/15	US CELLULAR	\$610.21
30092810	10/13/15	US CELLULAR	\$825.89
30092811	10/13/15	USA BLUE BOOK	\$368.23
30092812	10/13/15	V & M RECYCLING	\$68,674.92
30092814	10/13/15	VACORP	\$20,790.00
30092815	10/13/15	VERIZON	\$8.50
30092816	10/13/15	VIRGINIA BUSINESS SYSTEMS	\$793.76
30092817	10/13/15	VITA	\$153.72
30092818	10/13/15	VITA	\$266.12
30092819	10/13/15	VITA	\$52.74
30092820	10/13/15	VLGMA	\$315.00
30092821	10/13/15	WASTE INDUSTRIES	\$472.50
30092822	10/13/15	WILLIAMS SUPPLY	\$62.73
30092823	10/13/15	WYTHE CO HEALTH DEPARTMENT	\$85,250.00
30092824	10/13/15	WYTHE CO WATER AND WASTEWATER	\$227.54

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30092825	10/13/15	WYTHE TIRE AND MUFFLER	\$245.00
30092826	10/13/15	WYTHEVILLE OFFICE SUPPLY	\$149.85
30092827	10/13/15	XEROX	\$964.21
30092828	10/13/15	YA HILL AUTO PARTS	\$32.50
TOTAL CHECKS 10/13/15			\$525,614.33

TOTAL EXPENDITURES APPROVED 10/13/15 **\$544,999.85**

Supervisor Hall seconded the motion.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Coy L. McRoberts
Arthur E. "Artie" Hall B. G. "Gene" Horney
Steven T. Willis Timothy A. Reeves, Sr.
Joe F. Hale

NAYS: None

IVANHOE CIVIC LEAGUE

The Board reviewed a detailed breakdown of the funding request submitted by the Ivanhoe Civic League.

FORT CHISWELL SEWER

The Board reviewed specifications defining a pump and haul septic system, as well as information outlining the pump and haul permit process.

Kenneth Quesenberry resident of 264 Crimson Lane and pastor of the Fort Chiswell Church of God addressed the Board. Mr. Quesenberry advised that the church previously requested permission from the Board to initiate a pump and haul contract for the church. He reported that they have received a signed engineer's septic plan for the project with a cost of approximately \$42,000. Mr. Quesenberry explained that they believe that the proposed plan provides for a septic system that is larger than needed in both capacity and occupancy. He requested that the Board consider voting to approve expansion of a public sewer system to the area. Mr. Quesenberry noted that if the Board approves the sewer expansion, the church would not need to install the proposed expensive septic system and could implement the pump and haul contract until the sewer system is completed. He added that the church would be willing to donate the land needed for construction of the necessary pump station to facilitate the sewer system.

Mr. Dalton reported that the Board has approved advertisement for a preliminary engineering report for the project. He noted that the funding application process would take at least six months to complete, with the project finished in approximately 12 to 18 months.

Mr. Quesenberry noted that they understand that they cannot implement a permanent pump and haul system and are not requesting the system permanently. He requested that the Board allow the church to operate with the pump and haul system for 12 to 18 months. Mr. Quesenberry explained that if the public sewer system were not available at that time, then the church would install a certified engineered septic system.

Supervisor Hale advised that the Health Department had stated at a meeting with the church that a temporary pump and haul system could not be implemented under their regulations. He explained that the Health Department indicated at that meeting that a permanent system could be permitted to the County for the church without a resolution. Supervisor Hale noted that the County would have to contract and administer the system.

Mr. Dalton explained that the regulations state that a resolution is required from the Board of Supervisors to allow the permit. He agreed that the Board would be required to administer the pump and haul system and would also need to initiate a contract with the church allowing access to the facility to implement the system. Mr. Dalton read Virginia Administrative Code (VAC) regulations pertaining to Permanent Pump and Haul as follows:

“12 VAC 5-610-599.3. Permanent Pump and Haul.

Permanent pumping and hauling of sewage may be permitted under the following conditions:

1. That the government entity enter into a contract with the department setting forth that the government entity will provide pump and haul services, either directly or through a private contractor holding a sewage handling permit, to the home(s), commercial establishment(s) or occupied structure(s) for the period the occupied structure is utilized or until connection can be made to an approved sewerage facility;
2. Upon completion of the contract between the department and the government entity, the commissioner shall issue a single pump and haul permit to the government entity. A separate construction permit shall be issued to the government entity for each sewage storage facility. The sewage storage facility(s) shall be designed and constructed in accordance with Article 7 (12 VAC 5-610-990 et seq.) of Part V of this chapter; and
3. When the government entity provides the sewage pump and haul services, it shall conform to the conditions contained in 12 VAC 5-610-380 and Article 8 (12 VAC 5-610-1020 et seq.) of Part V of this chapter.”

Mr. Dalton noted that the Board could make a motion, to authorize initiation of the application process with the Health Department to obtain the permit.

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Supervisor Hale made a motion, seconded by Supervisor McRoberts to authorize the County to make an application with the Health Department for an open permanent pump and haul permit for the .8 of a mile area from the Fort Chiswell High School to the church.

Mr. Dalton explained that making an application for the permit does not guarantee that the permit would be issued in the timeframe desired by the church.

Ms. Cox noted that the church has applied for a temporary pump and haul permit with the Health Department. She questioned if the temporary permit could be implemented while awaiting approval of a permanent permit.

Chair Reeves reported that in accordance with the regulations, the County could only apply for a temporary permit in an emergency situation.

Ms. Cox advised that the Health Department had informed her that a temporary permit was allowed as long as a permanent system is pending. She noted that they have permanent solutions available if the public sewer system is not viable.

Mr. Dalton explained that a temporary permit would not be issued if a permanent solution could not be completed within one year. He noted that the long term goal is to provide a permanent sewer system to the church.

Chair Reeves questioned if the County could provide the Health Department with assurance that the public sewer system could be completed within one year.

Mr. Dalton stated that if the County had the cash in hand for the project, it could possibly be completed within one year. He noted that the County does not currently have access to the \$1 million needed for the project.

Supervisor Hall called for the question.

The roll call vote on the motion was as follows:

AYES:	Gary M. Houseman	Coy L. McRoberts
	Arthur E. "Artie" Hall	B. G. "Gene" Horney
	Steven T. Willis	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

Chair Reeves noted that they would begin the application process and meet with the Health Department. He added that they would keep the church apprised of the situation.

Bob Melton, general contractor for the church project and co-owner of Valley Properties, addressed the Board. Mr. Melton noted that he had believed that installation of the sewer system was proceeding, but now is unsure. He explained that they have a client who intends to sign a contract for a project, and questioned if they should sign the contract, as the sewer expansion may not take place. Mr. Melton advised that they also plan to construct five other buildings to offer to the public for future development of the area. He stated that he had spoken with the Town of Wytheville several years ago concerning a pump station to a subdivision he owns within the Town, which at that time would have cost \$75,000. Mr. Melton asked, therefore, how .8 of a mile of line could cost \$1 million. He added that he has lost several development projects due to the lack of sewer in the area and inquired if the sewer project would proceed.

Chair Reeves advised that they are in the preliminary phases of the project at this time. He noted that the cost of \$1 million was only an estimate.

Mr. Melton requested a timeframe for completion of the project. He noted that as a developer, it is essential to know when the sewer system would be available.

County Attorney Farthing recommended not committing to a date of completion for the project at this time. He noted that if Mr. Melton or any other business relies on a specific completion date, and it is not completed, the County could be exposed to potential liability.

Mr. Dalton suggested requesting that the Health Department attend the October 20 Water Committee meeting to discuss the issue. He encouraged Mr. Melton to also attend the meeting.

Chair Reeves referred the issue to the Water Committee for further discussion.

SCHAFFNER MTC TRANSFORMERS

The Board reviewed a press release prepared by Governor McAuliffe's Office announcing expansion of the Schaffner MTC Transformers operation in Wythe County.

Chair Reeves reported that Schaffner MTC Transformers announced on Wednesday, October 7, 2015, that their Fairview Park facility would be expanded. He advised that 79 new high paying jobs would be available as part of the expansion. Chair Reeves noted that Schaffner MTC Transformers' vice president has also indicated that additional expansions of the facility are planned for the future.

VIRGINIA ASSOCIATION OF COUNTIES ANNUAL BUSINESS MEETING

The Board reviewed a memorandum from James Campbell, Virginia Association of Counties (VACo) Executive Director, requesting the Board's designation of a voting representative for the VACo annual business meeting to be held on November 10, 2015.

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Chair Reeves noted that he, Supervisor Hale, and Supervisor Horney plan to attend the meeting.

Supervisor Hale made a motion, seconded by Supervisor Horney to nominate Chair Reeves to serve as the Board's voting delegate.

The roll call vote on the motion was as follows:

AYES:	Gary M. Houseman	Coy L. McRoberts
	Arthur E. "Artie" Hall	B. G. "Gene" Horney
	Steven T. Willis	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

Supervisor Hale made a motion, seconded by Supervisor Willis to appoint Supervisor Horney to serve as the Board's voting alternate.

The motion passed unanimously.

STORMWATER RESOLUTION 2015-25

The Board reviewed Resolution 2015-25 concerning the Commonwealth of Virginia's Stormwater Management Program as follows:

RESOLUTION 2015-25

WHEREAS, many localities are increasingly concerned over the Commonwealth of Virginia's expanding reliance upon localities for the administration, implementation, and enforcement of regulations promulgated at the state level; and

WHEREAS, over the past several years, many changes have been made to the environmental laws in the Commonwealth of Virginia, including legislation imposing unfunded and underfunded mandatory local obligations regarding erosion and sediment control, the Chesapeake Bay Act, and most recently, the significant expansion of the Virginia Stormwater Management Program (VSMP); and

WHEREAS, many localities in Virginia expressed concern to their state government delegation about the reasonableness, efficacy, and costs of implementing the Commonwealth's expanded Stormwater Management Program and other environmental regulations at the local level; and

WHEREAS, many localities in Virginia have expressed concern regarding the liability they incur by becoming the VSMP plan approving authority, as well as the inestimable costs and responsibilities of the perpetual maintenance of abandoned

stormwater facilities required or implied through the expanded Stormwater Management Program; and

WHEREAS, the Senate of Virginia and the Virginia House of Delegates, in response to local government concerns, both passed by wide margins amendments to the Virginia Stormwater Management Program under House Bill 1173/Senate Bill 423, which amendments allow local governments to choose either to manage their own Stormwater Management Programs or to “Opt Out”, leaving the administration, implementation, and enforcement of the Program to the Virginia Department of Environmental Quality (DEQ). These were both Omnibus Bills with broad and unequivocal support from DEQ, environmental groups, and representatives from the construction and development community; and

WHEREAS, the Governor of the Commonwealth of Virginia signed House Bill 1173/Senate Bill 423 on March 24, 2014, and the bill was enacted immediately with an emergency clause contained therein; and

WHEREAS, upon enactment, the Commonwealth of Virginia’s lead environmental regulatory agency, the DEQ, was established as the Commonwealth’s VSMP Authority. The DEQ is the stormwater permitting authority and has the responsibility to implement, administer, and enforce the Commonwealth’s environmental regulations in a uniform, consistent, efficient, and timely manner across the Commonwealth; and

WHEREAS, the Board of Supervisors of Wythe County, along with 54 other localities in Virginia, voted in 2014 to “Opt Out” of administering their own stormwater management program, leaving the administration of the Program to the DEQ; and

WHEREAS, following the 2014 legislation, a Stormwater Advisory Group was convened and charged with making recommendations regarding consolidation and implementation of the Virginia Water Regulations, including Stormwater and Erosion and Sediment Control, to the 2016 General Assembly; and

WHEREAS, the Stormwater Advisory Group is largely comprised of representatives from the environmental community, engineers and DEQ staff and lacks sufficient representation from Virginia’s “Opt Out” localities and Chesapeake Bay Act localities; and

WHEREAS, while the Stormwater Advisory Group should be commended for their months of hard work, and in particular for the work on consolidating various environmental programs into one program under DEQ administration, the Group has focused a significant amount of time recently and has become sidetracked of late with a discussion on the benefits to DEQ of repealing the statutory right to “Opt Out” provided by the 2014 legislative amendments to the Virginia

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Stormwater Management Program and thereby returning to localities the responsibility of plan implementation, administration, and enforcement; and

WHEREAS, a recommendation to repeal the statutory "Opt Out" constitutes nothing less than nullification by committee of the legislative action clearly embodied in the 2014 Omnibus legislation, nullification of a right guaranteed by both houses of the General Assembly and the Governor, and would require that each and every locality in the Commonwealth administer a separate version of the Virginia Stormwater Management Program, thus resulting in inconsistency, inefficacy and a cumulative burden that will increase both in size and cost each year, constituting nothing short of a significantly expensive and burdensome **unfunded or underfunded mandate**; and

WHEREAS, the DEQ has opined that Chesapeake Bay localities who exercise the statutory right to "Opt Out" receive an additional burden not shared by other localities by being forced to administer a local stormwater program for land disturbance projects between 2,500 square feet and 1 acre; and

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Supervisors of Wythe County **strongly opposes** any recommendation or effort to reverse or amend the action taken by the 2014 General Assembly in affording to Virginia's counties and cities the statutory right to "Opt Out" of administering the Virginia Stormwater Management Program, and further respectfully requests that the Stormwater Advisory Group support and seek implementation of the current law; and

The Board of Supervisors of Wythe County respectfully requests that the Stormwater Advisory Group recognize and recommend that the statutory right to "Opt Out" be applied to all localities equally such that the Chesapeake Bay localities are not required to administer a local stormwater program for land disturbance projects between 2,500 square feet and 1 acre.

BE IT FURTHER RESOLVED THAT:

The Board of Supervisors of Wythe County **strongly recommends** that the DEQ and the General Assembly impanel an additional stakeholder group, more representative of rural and Chesapeake Bay localities, to conduct a comprehensive review of the efficiency and efficacy of the implementation and delivery of state environmental regulations and programs, to make recommendation for revision on the delivery and implementation of these programs, and if appropriate, draft the subsequent statutory and regulatory revisions, especially where the objective is to grant "Opt Out" alternatives to all localities equally.

Supervisor Hall made a motion, seconded by Supervisor Horney to adopt Resolution 2015-25 as presented.

Chair Reeves noted that he would attend a Virginia Association of Counties Environmental and Agriculture Steering Committee meeting in Richmond on October 14 to discuss this topic.

The roll call vote on the motion was as follows:

AYES:	Gary M. Houseman	Coy L. McRoberts
	Arthur E. "Artie" Hall	B. G. "Gene" Horney
	Steven T. Willis	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

BUDGET COMMITTEE REPORT

1. Wythe County Public Schools – Supervisor Houseman made a motion, as recommended by the Budget Committee to amend and appropriate the following to Wythe County Public Schools, with the stipulation that the County be provided copies upon receipt of the funds and the funds are not to be supplanted with local funds.

<u>Source</u>	<u>Purpose</u>	<u>Amount</u>
Foundation for Excellence	CPR Equipment	\$15,252
Foundation for Excellence	Computers	\$47,795
Wythe Bland Foundation	Fitness Room	\$119,333
STEM Learning Through Arts	Kindergarten	\$46,716

The roll call vote on the motion was as follows:

AYES:	Gary M. Houseman	Coy L. McRoberts
	Arthur E. "Artie" Hall	B. G. "Gene" Horney
	Steven T. Willis	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

GOVDEALS SURPLUS PROPERTY SALE

The Board reviewed auction results for the sale of surplus vehicles and equipment through govdeals.com.

Mr. Dalton requested that the Board declare the four items as surplus and to accept the bids as presented.

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Supervisor Horney made a motion, seconded by Supervisor McRoberts to declare the vehicles and equipment as surplus and to accept the bids as presented.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Coy L. McRoberts
Arthur E. "Artie" Hall B. G. "Gene" Horney
Steven T. Willis Timothy A. Reeves, Sr.
Joe F. Hale

NAYS: None

GOVERNMENT ACCOUNTING STANDARDS BOARD

The Board reviewed an actuary report prepared by Cavanaugh Macdonald Consulting LLC to assist Wythe County in meeting Government Accounting Standards Board Statement No. 68 Virginia Retirement System requirements for the Fiscal Year ending June 30, 2015.

Mr. Dalton advised that Virginia Retirement System unfunded liability data must be included in the annual audit. He noted that the information encompasses all County employees including Sheriff's Office, public school, and Department of Social Services employees.

APPOINTMENTS

Mr. Dalton requested deferral of the appointments to the October 27 Board meeting.

WYTHEVILLE WYTHE BLAND CHAMBER OF COMMERCE

The Board reviewed an invitation from the Wytheville Wythe Bland Chamber of Commerce to their annual membership and awards dinner meeting scheduled for November 5, 2015.

Chair Reeves noted that he plans to attend the event.

LEGISLATIVE MEETING

Chair Reeves reported that he has attempted to contact Delegate Campbell on several occasions over the past few days to schedule a legislative meeting, but has been unsuccessful. He noted that he would continue to work to schedule the meeting.

NEWTOWN HOUSING REHABILITATION PROGRAM

County Attorney, Scot Farthing, reported that funding was provided through a Community Funding Block Grant for refurbishment of properties and houses in the Newtown area in 2001. He explained that the owners of the properties signed a note at that time placing a deed of trust on the property that would be forgivable in ten years. He stated that nine deeds of trust have met the terms of the loan and have expired. Mr. Farthing requested release of the following lots: 273, 217, 254, 245, 252, 229, 277, 272, and 228.

Supervisor Hall made a motion, seconded by Supervisor Willis to authorize County Administrator Dalton to sign the release documents for the Newtown Housing Rehabilitation Program.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Coy L. McRoberts
Arthur E. "Artie" Hall B. G. "Gene" Horney
Steven T. Willis Timothy A. Reeves, Sr.
Joe F. Hale

NAYS: None

RECREATION FACILITIES AUTHORITY

Mr. Farthing reported that he provided information to the Board members concerning the recreation facilities authority via e-mail on October 13. He questioned if the Board is prepared to discuss the information provided including a draft ordinance establishing the authority, general description of the authority's duties, and by-laws.

Supervisor Hale suggested referral of the information to the Economic Development Committee for review.

Chair Reeves questioned if a work session to review and discuss the information might be beneficial.

Following discussion, the Board agreed to hold a work session on Thursday, October 22 at 5 p.m. to discuss the information.

CLOSED MEETING – CONSULTATION WITH LEGAL COUNSEL OR STAFF AND DISCUSSION OF PERSONNEL MATTERS

Supervisor Hall made a motion, seconded by Supervisor Horney to enter into Closed Meeting under Sections 2.2-3711-A.7 (Consultation with Legal Counsel or Staff) and 2.2-3711-A.1 (Personnel Matters) of the Code of Virginia.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Coy L. McRoberts
Arthur E. "Artie" Hall B. G. "Gene" Horney
Steven T. Willis Timothy A. Reeves, Sr.
Joe F. Hale

NAYS: None

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

October 13, 2015

**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:	Gary M. Houseman	Coy L. McRoberts
	Arthur E. "Artie" Hall	B. G. "Gene" Horney
	Steven T. Willis	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

VIRGINIA'S ACORRIDOR

Mr. Dalton reported that the Virginia's aCorridor has completed interviews for a new executive director. He noted that the selected individual would be officially introduced in November following full aCorridor Board approval.

RECESS

The Board recessed at 9:21 p.m. until October 22, 2015, at 5 p.m.

RECONVENE

The Board reconvened on October 22, 2015, at 5:04 p.m. The location of the meeting was in the Boardroom of the County Administration Building, 340 South Sixth Street, Wytheville, Virginia

MEMBERS PRESENT:

Timothy A. Reeves, Sr., Chair
Arthur E. "Artie" Hall, Vice Chair
Gary M. Houseman
Joe F. Hale (5:17 p.m.)
B. G. "Gene" Horney

MEMBERS ABSENT:

Steven T. Willis
Coy L. McRoberts

STAFF PRESENT:

R. Cellell Dalton, County Administrator
Stephen D. Bear, Assistant County Administrator
Scot Farthing, County Attorney
Jennifer Druien, Secretary

OTHERS PRESENT:

Millie Rothrock

EXPOSITION CENTER WORK SESSION

Board members discussed the Appalachian Regional Exposition Center authority including an ordinance for creation of the authority, draft by-laws, articles of incorporation, purpose and duties of the authority, appointees, and terms of appointment.

Supervisor Hall made a motion, seconded by Supervisor Horney to set a public hearing for purposes of creating an ordinance to create the Appalachian Regional Exposition Center authority for November 24, 2015.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman B. G. "Gene" Horney
Arthur E. "Artie" Hall Timothy A. Reeves, Sr.
Joe F. Hale

NAYS: None

ABSENT: Steven T. Willis
Coy L. McRoberts

ADJOURNMENT

With no other business to come before the Board, Chair Reeves adjourned the meeting at 6:10 p.m.

Timothy A. Reeves, Sr., Chair