

September 9, 2014

The Wythe County Board of Supervisors held its regularly scheduled meeting at 5 p.m., Tuesday, September 9, 2014. The location of the meeting was in the Boardroom of the County Administration Office, 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
Martha G. Collins, Administrative Assistant
Michelle Cassell, Planning Commission Assistant Department Head
James Copeland, Director of Communications
Jeremy Farley, Public Information Officer

CALL TO ORDER

Chair Reeves determined that a quorum was present and called the meeting to order at 5:02 p.m.

EVERBRIDGE CITIZEN ALERT WORK SESSION

Michelle Cassell, Planning Commission Assistant Department Head, provided a detailed presentation demonstrating the process to sign up for and edit Everbridge citizen alert system information, as well as the different citizen alert options available and how to use each.

RECESS

The Board recessed at 5:57 p.m.

RECONVENE

The Board reconvened at 7 p.m.

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
Martha G. Collins, Administrative Assistant
Bill Vaughan, County Engineer

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OTHERS PRESENT:

Gary Cope
David Manley
John Thompson

Millie Rothrock
Linda Meyer

INVOCATION AND PLEDGE OF ALLEGIANCE

Gary Cope of the Word of Life Ministries 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. Illegal Aliens – Linda Meyer of 1118 Dry Road in Speedwell addressed the Board. Ms. Meyer reported that Washington County has adopted a resolution in opposition to the housing of illegal aliens in their County. She requested that the Board adopt a similar resolution for Wythe County.

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

MINUTES OF PREVIOUS MEETING

The Board was presented with the August 26, 2014, minutes for adoption.

Supervisor Horney made a motion, seconded by Supervisor Willis to approve the August 26, 2014, minutes as presented.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSTAIN: Arthur E. "Artie" Hall

PAYMENT OF COUNTY INVOICES

Supervisor Hall made a motion to pay the invoices for approval on September 9, 2014, for the various departments of County government. The invoices were paid on General Warrants 30089114-30089115, 30089117-30089124, 30089126-30089187, and 30089189-30089195 as follows:

**EXPENDITURES BY DEPARTMENT
BOARD OF SUPERVISORS
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CHECK #	ISSUE DATE	VENDOR	TOTAL
30089114	09/09/14	ALSCO	\$104.78
30089115	09/09/14	ANTHEM BLUE CROSS BLUE SHIELD	\$1,611.00
30089117	09/09/14	APPALACHIAN POWER	\$3,629.68
30089118	09/09/14	BLUE RIDGE AUTO PARTS INC	\$7.29
30089119	09/09/14	BRENNTAG MID-SOUTH INC	\$920.90
30089120	09/09/14	BROWN EXTERMINATING CO	\$40.00
30089121	09/09/14	BUSINESS CARD	\$4,631.10
30089122	09/09/14	CARTER MACHINERY CO INC	\$468.24
30089123	09/09/14	CDW GOVERNMENT INC	\$126.66
30089124	09/09/14	CENTURYLINK	\$43.15
30089126	09/09/14	CENTURYLINK	\$4,871.99
30089127	09/09/14	CENTURYLINK	\$53.55
30089128	09/09/14	CENTURYLINK	\$212.40
30089129	09/09/14	CENTURYLINK	\$105.51
30089130	09/09/14	CENTURYLINK	\$43.15
30089131	09/09/14	CENTURYLINK	\$110.79
30089132	09/09/14	CENTURYLINK	\$89.05
30089133	09/09/14	CENTURYLINK	\$56.77
30089134	09/09/14	CENTURYLINK	\$60.51
30089135	09/09/14	CITIZENS TELEPHONE COOP	\$742.00
30089136	09/09/14	COLLINS AUTO REPAIR	\$16.00
30089137	09/09/14	COLONIAL FORD TRUCK SALES INC	\$94,351.20
30089138	09/09/14	COMFORT SYSTEMS USA	\$692.50
30089139	09/09/14	COUNTY OF WYTHE	\$2,833.34
30089140	09/09/14	CW WARTHEN	\$744.75
30089141	09/09/14	DEPT. OF ENVIRONMENTAL QUALITY	\$2,112.00
30089142	09/09/14	DEPT. OF ENVIRONMENTAL QUALITY	\$8,656.00
30089143	09/09/14	DEPARTMENT OF MUSEUMS HERITAGE	\$1,250.00
30089144	09/09/14	DISTRICT THREE	\$3,632.50
30089145	09/09/14	DUKE'S PRINTING	\$150.00
30089146	09/09/14	DUNFORD, ARLAN B	\$20.00
30089147	09/09/14	FERGUSON ENTERPRISES	\$1,104.53
30089148	09/09/14	GALLS	\$120.75
30089149	09/09/14	GRANT, BRUCE M	\$3,965.21
30089150	09/09/14	HARPO'S HARDWARE AND BLDG SUPPLY INC	\$137.82
30089151	09/09/14	HEALTH EDUCATORS OF VA LLC	\$675.00
30089152	09/09/14	HOME AND COMMERCIAL CLEANING	\$85.00
30089153	09/09/14	HORNEY, HAYDEN H	\$348.60
30089154	09/09/14	JANPAK	\$471.32
30089155	09/09/14	KC AUTOMOTIVE	\$76.23
30089156	09/09/14	KINCER, KELLY	\$180.00

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30089157	09/09/14	KING-MOORE INC	\$1,495.00
30089158	09/09/14	KMART	\$92.80
30089159	09/09/14	LOWE'S	\$857.48
30089160	09/09/14	LUMOS NETWORKS	\$31.37
30089161	09/09/14	MALONE, JASON B	\$1,000.00
30089162	09/09/14	MAX MEADOWS FIRE DEPARTMENT	\$100.00
30089163	09/09/14	NEW PERFORMANCE AUTO LLC	\$676.13
30089164	09/09/14	NEW RIVER REGIONAL WATER AUTH.	\$15,485.15
30089165	09/09/14	NEW RIVER RESOURCE AUTHORITY	\$945.20
30089166	09/09/14	NEW RIVER VALLEY REGIONAL JAIL	\$122,953.60
30089167	09/09/14	PAPER CLIP	\$33.20
30089168	09/09/14	POLICY RESEARCH ASSOCIATES	\$14.00
30089169	09/09/14	PRINTECH INC	\$3,212.00
30089170	09/09/14	R & C TOWING AND REPAIR CO	\$16.00
30089171	09/09/14	R & R SEPTIC	\$60.00
30089172	09/09/14	ROBINSON FARMER COX ASSOCIATES	\$3,710.00
30089173	09/09/14	SENTRY SERVICES	\$505.01
30089174	09/09/14	STEVE'S AUTO SALES AND REPAIR	\$172.60
30089175	09/09/14	SUNTRUST	\$36,881.92
30089176	09/09/14	SVSWMA	\$30.00
30089177	09/09/14	THOMPSON TIRE	\$1,313.39
30089178	09/09/14	THREE RIVERS MEDIA CORP	\$330.00
30089179	09/09/14	TRANSUNION RISK AND ALTERNATIVE	\$10.75
30089180	09/09/14	TWO WAY RADIO	\$75.00
30089181	09/09/14	USA BLUE BOOK	\$188.19
30089182	09/09/14	V & M RECYCLING	\$435.00
30089183	09/09/14	VA DEPT. OF FIRE PROGRAMS BOOKSTORE	\$1,362.50
30089184	09/09/14	VACORP TOTAL CHECK	\$8,580.00
30089185	09/09/14	VDH - WATERWORKS TECH ASSIST FUND	\$7,233.40
30089186	09/09/14	VIRGINIA BUSINESS SYSTEMS	\$862.81
30089187	09/09/14	VITA	\$154.10
30089189	09/09/14	VITA	\$357.11
30089190	09/09/14	VITA	\$52.87
30089191	09/09/14	WIDNER, DONNIE	\$225.00
30089192	09/09/14	WYTHE TIRE AND MUFFLER	\$165.00
30089193	09/09/14	WYTHEVILLE ENTERPRISE	\$41.00
30089194	09/09/14	WYTHEVILLE OFFICE SUPPLY	\$667.04
30089195	09/09/14	XEROX	\$324.68
TOTAL EXPENDITURES APPROVED 09/09/14			\$350,200.57

Supervisor McRoberts 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

BUILDING AND GROUNDS COMMITTEE REPORT

1. Surplus Property – Supervisor Hale made a motion, as recommended by the Building and Grounds Committee to proceed with the sale of surplus property through Stanley King Land Auctions, who would provide on-site auctions. He stated that the Committee also recommended clearing of the Ivanhoe water tank site prior to the auction date.

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

Mr. Dalton advised that the Board would be required to schedule a public hearing to declare the property as surplus prior to the sale. He suggested holding the public hearing on October 14, 2014, at 7:05 p.m.

The Board agreed.

PETITION FOR WATER – OLIVE BRANCH ROAD

The Board reviewed a petition signed by residents of Olive Branch Road requesting the extension of County water to their area.

Mr. Dalton explained that a preliminary engineering report would be needed to allow for the application of funding for the project.

Supervisor Houseman made a motion, seconded by Supervisor McRoberts to obtain proposals for the preliminary engineering report for water on Olive Branch Road from the firms selected for open-ended engineering contracts, and to refer those proposals to the Water Committee for review.

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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

AUSTINVILLE WASTEWATER TREATMENT PLANT REMEDIATION

The Board reviewed a memorandum from Don Crisp, Wythe County Water and Wastewater Director, requesting amendment and appropriation of \$16,432.60 to 4402-43100 for costs incurred during the clean-up of a fuel spill into the wastewater system.

Mr. Dalton explained that Lead Mines Estates has requested that the County wait for payment until reimbursement is received from the State. He explained that he does not believe that Lead Mines Estates would receive reimbursement until the invoice is paid. Mr. Dalton noted that he has directed the County Attorney to inform Lead Mines Estates that they are responsible for payment of the invoices. He advised, however, that the County did hire those who performed the clean-up and is obligated to pay the invoices. Mr. Dalton added that the County initiated the contamination clean-up prior to discovering the source of the spill.

Supervisor McRoberts made a motion, seconded by Supervisor Horney to amend and appropriate \$16,432.60 to 4402-43100 for the costs associated with the clean-up of the fuel spill.

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

SMYTH WYTHE AIRPORT COMMISSION

The Board reviewed a draft resolution concerning the Smyth Wythe Airport Commission.

Mr. Dalton reported that he and Chair Reeves met with the Town of Wytheville, Town of Marion, Smyth County, Federal Aviation Administration (FAA), Delta consultants, representatives from the State of Virginia, Airport Commission members, pilots associations, and others to discuss the Smyth Wythe Airport Commission. He explained that they toured the Airport, reviewed the proposed improvement projects, and attended presentations from Delta and the FAA. Mr. Dalton noted that they all agreed

that the Airport needs to follow the direction of the funding sponsors, and to provide full details of any projects and obtain approval prior to beginning the project. He advised that the funding agencies plan to meet annually to allow the Commission the opportunity to present their budget, and allow the sponsors the chance to provide input on the proposed budget and projects. Mr. Dalton added that the draft resolution would provide the Airport Commission with guidance of how the entities expect the Airport to be operated.

Chair Reeves noted that the draft resolution has been submitted to the other funding agencies for review. He added that the resolution would not be adopted until comments are received from the other agencies.

The Board members recommended and discussed several revisions to the draft resolution.

Supervisor Hale questioned if the taxation of the airplanes housed at the Airport could be addressed by the funding agencies.

Mr. Dalton advised that Smyth County has stated that they would discuss the issue with their Commissioner of Revenue. He explained that the tax rate was reduced several years ago to potentially increase the number of planes housed at the Airport. Mr. Dalton noted that there are presently fewer planes hangared at the Airport. He reported that with the reduced number of planes and the implementation of a depreciated tax schedule, the amount of tax collected has significantly decreased. Mr. Dalton added that Wythe County receives half of the total taxes collected.

Supervisor Hale asked that they request in writing, that Smyth County reevaluate their position on the issue.

Mr. Dalton stated that he would draft a request to Smyth County. He requested that Board members e-mail him any comments or suggestions for revision of the resolution.

2014 PERSONAL PROPERTY TAX RELIEF ACT

The Board reviewed the 2014 Personal Property Tax Relief Act (PPTRA) reimbursement calculations and supporting resolution.

**RESOLUTION 2014-16
PERSONAL PROPERTY TAX RELIEF ACT**

Whereas, the Personal Property Tax Relief Act of 1998, Virginia Code §58.1-3523 et seq. (PPTRA), and subsequent revisions to the PPTRA legislation; and

Whereas, these legislative enactments require the County to take affirmative steps to annually implement these changes, and to provide for the computation and allocation of relief provided pursuant to the PPTRA as revised; and,

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Whereas, these legislative enactments provide for the appropriation to the County, of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to personal property tax on such vehicles.

Now therefore, be it resolved, by the Board of Supervisors, that qualifying vehicles maintaining situs within the County during tax year 2014, shall receive personal property tax relief in the following manner:

- Registered personal use vehicles valued at \$1,000 or less will be eligible for 100% tax relief;
- Registered personal use vehicles valued at \$1,001 to \$20,000 will be eligible for 44.84% tax relief;
- Registered personal use vehicles valued at \$20,001 or more shall only be eligible for 44.84% tax relief on the first \$20,000 of value; and,
- All other vehicles which do not meet the definition of "qualifying" (business use vehicles, motor homes, titled but unregistered vehicles, etc.) as determined by the Commissioner of Revenue will not be eligible for any form of tax relief under this program.

Supervisor Hall made a motion, seconded by Supervisor Hale to adopt Resolution 2014-16, Personal Property Tax Relief Act Resolution.

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

HAZARDOUS MATERIAL EMERGENCY RESPONSE PLAN

The Board reviewed Resolution 2014-17 as presented by the Local Emergency Planning Commission for adoption of the Hazardous Material Emergency Response Plan as follows:

**RESOLUTION 2014-17
HAZARDOUS MATERIAL EMERGENCY RESPONSE PLAN**

Whereas, the Superfund Amendment and Reauthorization Act of 1986 (SARA Title III) requires the development of detailed emergency response procedures; and,

Whereas, the Wythe County Board of Supervisors adopted the Emergency Operations Plan in April 2008; and,

Whereas, the Wythe County Board of Supervisors recognizes the need to prepare for, respond to, and recover from hazardous material disasters; and,

Whereas, the Wythe County Board of Supervisors has a responsibility to provide for the safety and well-being of its citizens and visitors; and,

Whereas, the Wythe County Board of Supervisors has established and appointed a Director and Coordinator of Emergency Management; and,

Now, therefore be it resolved, by the Board of Supervisors, this Hazardous Material Emergency Response Plan as revised is officially adopted, and

It is further resolved and ordered that the Director of Emergency Management or his/her designee, is tasked to maintain and present revisions as necessary to the Board for approval over the next four (4) year period.

Supervisor Hall made a motion, seconded by Supervisor Horney to adopt Resolution 2014-17, Hazardous Material Emergency Response Plan 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

FRIENDS OF WYTHE K9S

The Board reviewed an e-mail from Tonia Johnson of the Friends of Wythe K9s concerning the Wythe County Animal Shelter.

Mr. Dalton noted that Ms. Johnson has requested the inclusion of the Friends of Wythe K9s on the October 14 Board meeting agenda.

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SPEEDWELL WATERLINE EXTENSION PROJECT

The Board reviewed Speedwell Water Extension Division 1A Change Order No. 4.

Mr. Dalton reported that Change Order No. 4 would provide a quantity adjustment, increasing the contract price by \$26,875.50 and increasing the project days. He requested approval of Change Order No. 4.

Supervisor Houseman made a motion, seconded by Supervisor Horney to approve Speedwell Water Extension Division 1A Change Order No. 4.

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

EARLY RETIREMENT

Mr. Dalton reported that two employees have requested, through a committee, that the Board consider early retirement provisions. He explained that the committee agreed to the consideration of the matter, and would include the request as part of the budgetary process for fiscal year 2016. Mr. Dalton noted that five employees would qualify for the early retirement.

PROGRESS PARK ACCESS ROAD

The Board reviewed an engineering contract between Wythe County and Peed and Bortz for the Progress Park access road project engineering and development work.

Mr. Dalton advised that several months ago four engineering firms were interviewed for the Progress Park access road project. He noted that Peed and Bortz was selected for the project and requested authorization to sign the agreement and proceed with the project.

Supervisor Hall made a motion, seconded by Supervisor McRoberts to authorize signature of the contract with Peed and Bortz for the Progress Park access road project.

The roll call vote on the motion was as follow:

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

CLOSED MEETING – PROSPECTIVE BUSINESS OR INDUSTRY

Supervisor Hall made a motion, seconded by Supervisor Willis to enter into Closed Meeting under Section 2.2-3711-A.5 (Prospective Business or Industry) of the Code of Virginia.

The motion passed unanimously.

Supervisor Houseman made a motion, seconded by Supervisor Willis to return to open meeting.

The motion passed unanimously.

Upon returning to open meeting, Supervisor Hall made a motion, seconded by Supervisor McRoberts 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:	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	

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Supervisor Hall made a motion, seconded by Supervisor Horney to authorize signature of the unannounced industry proposal documents and to amend and appropriate \$205,000 to the Joint Industrial Development Authority.

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

ADJOURNMENT

With no other business to come before the Board, Chair Reeves adjourned the meeting at approximately 8:09 p.m.

Timothy A. Reeves, Sr., Chair