

January 9, 2018

The Wythe County Board of Supervisors held its regularly scheduled meeting at 7 p.m., Tuesday, January 9, 2018. 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
Charlie G. Lester
Ryan M. Lawson
Joe F. Hale

Coy L. McRoberts
B. G. "Gene" Horney, Jr.
Timothy A. Reeves, Sr.

STAFF PRESENT:

Stephen D. Bear, County Administrator
Scot Farthing, County Attorney
Martha G. Collins, Administrative Assistant/Clerk
Bill Vaughan, County Engineer

OTHERS PRESENT:

Leysa Cox
Roy Cox
Leonard Davis
Carter Kegley
Brian Lawson

Jason Lawson
John Thompson
Steve Willis
Whitley Yates

CALL TO ORDER AND INVOCATION

County Administrator Bear determined that a quorum was present and called the meeting to order at 7 p.m. Leonard Davis of the Bethel AME Church provided the invocation and Mr. Bear led the Pledge of Allegiance.

Mr. Bear introduced new Board members Brian Vaught and Ryan Lawson.

Supervisor Vaught stated, "I don't know that I need to introduce myself. Looking forward to getting started. I hope that we can come together as a Board. This is not my first rodeo in politics. I know that we won't always agree, but hopefully we can do the best that we can for the citizens. I would like to thank Mr. Bear. It is an honor to represent the Black Lick District. We are very proud of Mr. Bear down in Black Lick as one of our hometown gentlemen that has done really well in life. I would like to thank him and Martha and the rest of the department heads. We had our Board orientation. They did an excellent job. I didn't know that there was anybody outside of the Sheriff's Office that knew Wythe County as well as we do, but I think Stephen knows every nook and cranny in Wythe County and actually a couple that I wasn't aware of. I would like to thank Stephen and Martha and everybody else for helping us get started. Thank you."

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Supervisor Lawson stated, "Unlike Mr. Vaught this is my first rodeo with politics. I am very excited and I feel very blessed to be up here. Thank you all for everything. I look forward to the next four years being the representative for East Wytheville. Thank you."

CHAIR FOR 2018

Mr. Bear opened the floor for nominations for the Wythe County Board of Supervisors Chair for calendar year 2018.

Supervisor Lester nominated Supervisor Tim Reeves as Chair for 2018.

Supervisor Vaught made a motion, seconded by Supervisor Lawson to close the nominations and elect Supervisor Reeves as Chair for 2018.

The motion passed unanimously.

VICE CHAIR FOR 2018

Chair Reeves opened the floor for nominations for Vice Chair for 2018.

Supervisor McRoberts nominated Supervisor Joe Hale as Vice Chair for 2018.

Supervisor Lawson nominated Supervisor Vaught as Vice Chair for 2018.

Supervisor Horney made a motion, seconded by Supervisor McRoberts to close the nominations for Vice Chair for 2018.

The motion passed unanimously.

The roll call vote on the motion to elect Supervisor Hale as Vice Chair for 2018 was as follows:

AYES:	Charlie G. Lester	B. G. "Gene" Horney, Jr.
	Joe F. Hale	Timothy A. Reeves, Sr.
	Coy L. McRoberts	

NAYS:	Brian W. Vaught
	Ryan M. Lawson

PRO-TEM FOR 2018

Chair Reeves appointed Supervisor Vaught to serve as pro-tem in the absence of the Chair or Vice Chair.

CITIZENS' TIME

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

1. Pope Road – Roy Cox of 1262 Pope Road in Ivanhoe addressed the Board and stated the following:

“Good Evening. Most of you know why I am here. Mr. Brian or Ms. Lawson they probably don’t know. We have been trying to get our road blacktopped for many many years. It is blacktopped on both ends. Just need to connect the dots. We have done everything that we know to do to get it, but it is up to you guys hand to push forward to try to get that thing done. We have been on the Six-Year Plan for who knows when, but it never moves up. Right now I think it is right on the bottom of the list again. The road really needs to be took care of. The bridge washed out, but we ain’t worried too much about the bridge right now. We need to get that road blacktopped. More people would be more happier than what would be if you put the bridge in. I believe Mr. Brian and Ms. Lawson; I believe they are going to do a good job. Glad to have them aboard. I know they will be a good asset to the Board. So that is about all that I can say. I Appreciate anything you all can do. Thank you.”

Chair Reeves advised that the Board continues to do everything within their power to have Pope Road paved in the future.

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

PAYMENT OF COUNTY INVOICES

Supervisor McRoberts made a motion to pay the invoices for approval on January 9, 2018, for the various departments of County government. The invoices were paid on General Warrants 30099737-30099789 as follows:

**EXPENDITURES BY DEPARTMENT
BOARD OF SUPERVISORS
January 9, 2018**

CHECK NO.	ISSUE DATE	VENDOR	TOTAL
30099737	01/09/18	APPALACHIAN POWER	\$1,477.07
30099738	01/09/18	BLUE RIDGE AUTO PARTS INC.	\$119.47
30099739	01/09/18	CARTER BANK AND TRUST (NOTE)	\$15,985.00
30099740	01/09/18	CENTURY LINK	\$51.63
30099741	01/09/18	CENTURY LINK	\$114.45
30099742	01/09/18	CENTURY LINK	\$126.56
30099743	01/09/18	CENTURY LINK	\$247.54
30099744	01/09/18	CENTURY LINK	\$4,919.10
30099745	01/09/18	CENTURY LINK LABOR	\$150.00
30099746	01/09/18	CITIZENS TELEPHONE COOP	\$720.00
30099747	01/09/18	DATAWATCH CORP.	\$2,667.97
30099748	01/09/18	FRIZZELL CONSTRUCTION CO. INC.	\$6,474.95
30099749	01/09/18	GRANT, BRUCE M.	\$4,699.25

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30099750	01/09/18	HORNEY, HAYDEN H.	\$421.03
30099751	01/09/18	KINCER, KELLY	\$12.38
30099752	01/09/18	LEXIS NEXIS	\$724.00
30099753	01/09/18	MANSFIELD OIL CO.	\$6,036.39
30099754	01/09/18	MANSFIELD OIL CO.	\$6,208.21
30099755	01/09/18	MUSSER FARMS	\$100.00
30099756	01/09/18	NEW RIVER REGIONAL WATER AUTH.	\$11,573.69
30099757	01/09/18	NEW RIVER REGIONAL WATER AUTH.	\$336,433.94
30099758	01/09/18	NEW RIVER RESOURCE AUTHORITY	\$529.62
30099759	01/09/18	NICOLA, PATRICK	\$16.66
30099760	01/09/18	TLA ENTERPRISES LLC	\$158.00
30099761	01/09/18	OFFICE OF THE CHIEF MEDICAL EXAMINER	\$20.00
30099762	01/09/18	PAPER CLIP	\$175.60
30099763	01/09/18	PEED AND BORTZ LLC	\$682.33
30099764	01/09/18	POSTAGE BY PHONE RESERVE ACCOUNT	\$393.00
30099765	01/09/18	POSTAGE BY PHONE RESERVE ACCOUNT	\$612.00
30099766	01/09/18	PROTECT YOUTH SPORTS	\$31.90
30099767	01/09/18	R & R ENTERPRISES INC.	\$210.00
30099768	01/09/18	ROBINSON FARMER COX ASSOCIATES	\$6,000.00
30099769	01/09/18	RURAL DEVELOPMENT	\$2,282.00
30099770	01/09/18	RURAL DEVELOPMENT	\$2,514.00
30099771	01/09/18	RURAL DEVELOPMENT	\$11,572.00
30099772	01/09/18	SOUTHWESTERN EQUIPMENT	\$303.54
30099773	01/09/18	SOUTHWESTERN VIRGINIA GAS SERVICE	\$1,795.14
30099774	01/09/18	SPEEDWELL FIRE DEPARTMENT	\$4,670.11
30099775	01/09/18	SPILLMAN TECHNOLOGIES INC.	\$41,275.00
30099776	01/09/18	STATE ELECTRIC SUPPLY CO.	\$128.74
30099777	01/09/18	SUNTRUST	\$36,881.92
30099778	01/09/18	TOWN OF WYTHEVILLE	\$150,324.31
30099779	01/09/18	TWO WAY RADIO	\$180.00
30099780	01/09/18	USA BLUE BOOK	\$48.23
30099781	01/09/18	VAMAC INC.	\$1,755.55
30099782	01/09/18	VIRGINIA LAWYERS WEEKLY	\$389.00
30099783	01/09/18	VIRGINIA RESOURCES AUTHORITY	\$2,619.74
30099784	01/09/18	VRPS	\$168.00
30099785	01/09/18	WYTHE COUNTY HEALTH DEPARTMENT	\$40.00
30099786	01/09/18	WYTHE COUNTY HEALTH DEPARTMENT	\$168.00
30099787	01/09/18	WYTHE COUNTY WATER AND WASTEWATER	\$250.88
30099788	01/09/18	WYTHE GRAYSON REGIONAL LIBRARY	\$82,350.00
30099789	01/09/18	WYTHEVILLE OFFICE SUPPLY	\$333.05
TOTAL EXPENDITURES APPROVED 01/9/18			\$748,140.95

Supervisor Horney seconded the motion.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Charlie G. Lester	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

MINUTES OF PREVIOUS MEETING

The Board was presented with the December 27, 2017, minutes for adoption.

Supervisor Horney made a motion, seconded by Supervisor Lester to approve the December 27, 2017, minutes as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Charlie G. Lester	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

RESOLUTION 2017-36 – STEVEN T. WILLIS

The Board reviewed Resolution 2017-36 in honor of Steven T. Willis as adopted on December 27, 2017, as follows:

**RESOLUTION 2017-36
HONORING STEVEN T. WILLIS**

WHEREAS, Steven T. Willis was elected on November 5, 2013, by the citizens of Wythe County's East Wytheville District to serve as their representative on the Wythe County Board of Supervisors and began serving on January 1, 2014; and,

WHEREAS, Steven T. Willis served as a dedicated member of the Board of Supervisors for a four-year term ending on December 31, 2017; and,

WHEREAS, he devoted countless hours to serving on various committees and boards, most recently serving on the Wythe-Grayson Regional Library Board and Wytheville—Wythe —Bland Chamber of Commerce; and,

WHEREAS, he was actively involved with promoting economic development in Wythe County, having served on the Economic Development Committee and Budget Committee, where his personal business experience provided a valuable asset to Wythe County.

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NOW, THEREFORE, BE IT RESOLVED, that the Wythe County Board of Supervisors assembled in regular session in Wytheville, Virginia, this 27th day of December 2017, does hereby express its appreciation on behalf of the citizens of Wythe County to this distinguished gentleman for a job well done and does convey its best wishes to him and his family for continued success, happiness, and good health in the years to come; and,

BE IT FURTHER RESOLVED, that the Wythe County Board of Supervisors does hereby direct that this resolution be incorporated in the official minutes of this Board and that a framed copy be given to Steven T. Willis as a token of their high regard.

Adopted this 27th day of December 2017.

Chair Reeves read and presented the framed resolution to Mr. Willis and thanked him for his service to the Board.

2018 RULES OF PROCEDURE AND MEETING CALENDAR

The Board reviewed and discussed the 2018 Rules of Procedure and Meeting Calendar.

Supervisor Hale made a motion, seconded by Supervisor Lester to delay action and recess to a later date to allow for further review and discussion of the 2018 Rules of Procedure in a work session.

The motion passed with the following vote:

AYES:	Charlie G. Lester	Coy L. McRoberts
	Ryan M. Lawson	B. G. "Gene" Horney, Jr.
	Joe F. Hale	Timothy A. Reeves, Sr.

NAYS: Brian W. Vaught

Mr. Bear requested a copy of the Rules of Procedure with Supervisor Hale's recommended changes to provide to each Board member for review.

Supervisor Hale noted that he would prefer that the Board discuss any proposed changes in the work session.

The Board agreed to recess following the meeting and reconvene on January 17 at 7:30 p.m.

Supervisor Hale made a motion, seconded by Supervisor Lester to adopt the 2018 Meeting Calendar as presented.

The motion passed unanimously.

APPOINTMENTS

1. Appalachian Regional Exposition Center Construction Committee – Chair Reeves appointed himself, Supervisor Hale, and Supervisor McRoberts to the Appalachian Regional Exposition Center Construction Committee for 2018.
2. Budget Committee – Chair Reeves appointed himself, Supervisor Lester, and Supervisor Vaught to the Budget Committee for 2018.
3. Building and Grounds Committee – Chair Reeves reappointed Supervisor Hale, Supervisor Lester, and Supervisor McRoberts to the Building and Grounds Committee for 2018.
4. Economic Development Committee – Chair Reeves appointed himself, Supervisor Hale, and Supervisor Lester to the Economic Development Committee for 2018.
5. Fire and Rescue Committee – Chair Reeves appointed Supervisor Hale, Supervisor Lawson, and Supervisor McRoberts to the Fire and Rescue Committee for 2018.
6. Clerk of Circuit Court Liaison – Chair Reeves reappointed Supervisor Hale to serve as liaison to the Clerk of Circuit Court for 2018.
7. Commissioner of the Revenue Liaison – Chair Reeves appointed Supervisor Lawson to serve as liaison to the Commissioner of the Revenue for 2018.
8. Commonwealth’s Attorney Liaison – Chair Reeves appointed Supervisor Vaught to serve as liaison to the Commonwealth’s Attorney for 2018.
9. Planning Commission Liaison – Chair Reeves appointed Supervisor Lawson to serve as liaison to the Planning Commission for 2018.
10. Recreation Commission Liaison – Chair Reeves reappointed Supervisor Lester to serve as Recreation Commission liaison for 2018.
11. School Board Liaison – Chair Reeves reappointed Supervisor McRoberts to serve as liaison to the School Board for 2018.
12. Sheriff’s Office Liaison – Chair Reeves reappointed Supervisor Hale to serve as liaison to the Sheriff for 2018.
13. Treasurer’s Office Liaison – Chair Reeves reappointed Supervisor Lester to serve as Treasurer’s Office liaison for 2018.

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14. Personnel Committee – Chair Reeves appointed Supervisor Hale, Supervisor Lawson, and Supervisor Lester to the Personnel Committee for 2018.
15. Rural Retreat Town/County Committee – Chair Reeves appointed Supervisors Horney and Vaught to the Rural Retreat Town/County Committee for 2018.
16. Wytheville Town/County Committee – Chair Reeves appointed Supervisors Lawson and Lester to the Wytheville Town/County Committee for 2018.
17. New River Regional Water Authority – Supervisor Horney made a motion, seconded by Supervisor Hale to appoint Chair Reeves to the New River Regional Water Authority.

The motion passed unanimously.

18. New River Valley Regional Jail Authority – Supervisor Horney made a motion, seconded by Supervisor Vaught to reappoint Chair Reeves to the New River Valley Regional Jail Authority for an additional one-year term.

The motion passed unanimously.

19. New River Valley Regional Jail Authority Alternate – Supervisor Hale made a motion, seconded by Supervisor McRoberts to reappoint Stephen Bear to serve as New River Valley Regional Jail Authority alternate.

The motion passed unanimously.

20. Planning Commission – Supervisor Vaught made a motion, seconded by Supervisor Horney to appoint Heidi Davidson Lyall to the Planning Commission as the Black Lick District representative.

The motion passed unanimously.

Supervisor Lawson made a motion, seconded by Supervisor Lester to reappoint Ron Boone to serve as the East Wytheville District Planning Commission representative.

The motion passed unanimously.

Supervisor McRoberts made a motion, seconded by Supervisor Horney to reappoint Robert Walk to the Planning Commission as the Lead Mines District member.

The motion passed unanimously.

21. Wall of Honor Committee – Supervisor McRoberts made a motion, seconded by Supervisor Hale to appoint Supervisor Lawson to the Wall of Honor Committee.

The motion passed unanimously.

22. Insurance Committee – Supervisor Vaught made a motion, seconded by Supervisor Lawson to appoint Anthony Cline to the Insurance Committee.

The motion passed unanimously.

Supervisor McRoberts made a motion, seconded by Supervisor Horney to appoint Supervisor Vaught to the Insurance Committee.

The motion passed unanimously.

Supervisor Horney made a motion, seconded by Supervisor Lester to appoint Stephen Bear, Martha Collins, Lori Guynn, Lewis Lafon, and the Wythe County Public School Superintendent to the Insurance Committee.

The motion passed unanimously.

23. Lead Mines Rescue Squad Board of Directors – Supervisor Hale made a motion, seconded by Supervisor Vaught to reappoint James Armbrister and Juanita Branscome to the Lead Mines Rescue Squad Board of Directors for an additional four-year term.

The motion passed unanimously.

24. Mount Rogers Community Services Board – Supervisor Vaught made a motion, seconded by Supervisor McRoberts to reappoint Joe Bean to the Mount Rogers Community Services Board for an additional three-year term.

The motion passed unanimously.

25. Mount Rogers Planning District Commission Transportation Technical Committee – Supervisor McRoberts made a motion, seconded by Supervisor Hale to reappoint Bill Vaughan to the Mount Rogers Planning District Commission Transportation Technical Committee for an additional one-year term.

The motion passed unanimously.

26. Mountain Community Action Program Board – Supervisor Horney made a motion, seconded by Supervisor Lester to appoint Supervisor Lawson and Debra Reeves to the Mountain Community Action Program Board.

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The motion passed with the following vote:

AYES: Brian W. Vaught Joe F. Hale
 Charlie G. Lester Coy L. McRoberts
 Ryan M. Lawson B. G. "Gene" Horney, Jr.

NAYS: None

ABSTAIN: Timothy A. Reeves, Sr.

27. New River Community Corrections Board – Supervisor McRoberts made a motion, seconded by Supervisor Horney to appoint Supervisor Vaught to the New River Community Corrections Board for a one-year term.

The motion passed unanimously.

28. New River Highlands Resource Conservation and Development Council – Supervisor Horney made a motion, seconded by Supervisor Vaught to reappoint Chris King to the New River Highlands Resource Conservation and Development Council and to reappoint John Huffard to serve as alternate.

The motion passed unanimously.

29. Wythe Grayson Regional Library Board – Supervisor Vaught made a motion, seconded by Supervisor Lawson to appoint Supervisor Lester to the Wythe Grayson Regional Library Board.

The motion passed unanimously.

30. Appalachian Regional Exposition Center Authority – Supervisor Hale made a motion, seconded by Supervisor McRoberts to reappoint Doug Hughes and Cathy Pattison to the Appalachian Regional Exposition Center Authority.

The motion passed unanimously.

31. Chief Local Elected Official Board – Supervisor Horney made a motion, seconded by Supervisor McRoberts to reappoint Supervisor Hale to the Chief Local Elected Official Board.

The motion passed unanimously.

32. Crossroads Regional Industrial Facility Authority – Supervisor Vaught made a motion, seconded by Supervisor Horney to appoint Supervisor Lawson to the Crossroads Regional Industrial Facility Authority.

The motion passed unanimously.

33. Crossroads Regional Industrial Facility Authority Alternate – Supervisor McRoberts made a motion, seconded by Supervisor Horney to appoint Chair Reeves to serve as Crossroads Regional Industrial Facility Authority alternate.

The motion passed unanimously.

34. District Three Governmental Cooperative Board – Supervisor Horney made a motion, seconded by Supervisor Lawson to reappoint Chair Reeves to serve on the District Three Governmental Cooperative Board.

The motion passed unanimously.

35. District Three Governmental Cooperative Board Alternate – Supervisor Lester made a motion, seconded by Supervisor Horney to appoint Supervisor Vaught to serve as District Three Governmental Cooperative alternate.

The motion passed unanimously.

36. Extension Leadership Council – Supervisor Vaught made a motion, seconded by Supervisor Lawson to reappoint Supervisor Horney to the Extension Leadership Council for an additional one-year term.

The motion passed unanimously.

SHOP WITH A COP PROGRAM

The Board reviewed and discussed a memorandum and supporting information from County Administrator Bear requesting transfer of \$1,500 of "Shop with a Cop" donations to 31021-461420.

Mr. Bear reported that on November 28, 2017, the Board approved amendment and appropriation of donations in the amount of \$2,500 received from the Wal-Mart Foundation to 3102-461260 as requested by the Sheriff's Office. He noted that \$1,500 of those funds were to be allocated for the "Shop with a Cop" event with the remaining \$1,000 for supplies. Mr. Bear advised that at its December 27, 2017, meeting, the Board amended and appropriated \$3,812.76 in donations received for the "Shop with a Cop" event to 31021-46120 as requested by the Sheriff's Office. He requested that the Board, therefore, approve transfer of \$1,500 from 3102-461260 to 31021-461420 to allow all "Shop with a Cop" expenses to be paid from the same line code.

Supervisor Horney made a motion, seconded by Supervisor Lawson to transfer "Shop with a Cop" event donations in the amount of \$1,500 from 3102-461260 to 31021-461420.

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The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Charlie G. Lester	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

APPALACHIAN REGIONAL EXPOSITION CENTER PHASE II PAY APPLICATION NO. 2

The Board reviewed and discussed Appalachian Regional Exposition Center Phase II Pay Application No. 2.

Mr. Bear reported, "RGM submitted a pay application that you all approved at the December 27 meeting. About a week before that meeting, they submitted a second pay application. As we had closed out accounts payable for the week. I had requested that they set up a meeting as set up in the contract. Mr. Vaughan met with RGM last week to review the pay application. They will have a regular monthly meeting at the first of the month to review pay applications. Since I was on vacation last week, I was unable to approve this for it to go into the Board package to be paid. Saturday night when I looked at it, I sent a memo to Mr. Vaughan requesting that he and RGM get together and make some modifications. They have done so. This has been recommended by Mr. Vaughan and our inspector out there on the project confirming all of these items are on site. Since RGM is working so well with us in moving this project along, instead of holding them up for payment for two more weeks, I would request authorization to pre-pay this amount of \$1,045,278.38."

Supervisor Hale made a motion, seconded by Supervisor Lester to approve Appalachian Regional Exposition Center Phase II Pay Application No. 2.

Supervisor Vaught requested clarification of the term pre-pay. He asked if this payment was for work that has not yet been completed.

Mr. Bear responded, "Technically it was not on your invoice list that you approved, so you would not be paying this until the next meeting, two weeks out. I am just requesting permission to go ahead and pay this prior to that meeting. Your question was exactly what my first question was when the original pay request came in in December. That is why I had Mr. Vaughan and all of them confirm these are materials on site and only paying for items that are out there. It just speeds the process up by two weeks. If we didn't do this, it would just be on the agenda next time for approval."

The roll call vote on the motion was as follows:

AYES: Brian W. Vaught Coy L. McRoberts
 Charlie G. Lester B. G. "Gene" Horney, Jr.
 Ryan M. Lawson Timothy A. Reeves, Sr.
 Joe F. Hale

NAYS: None

RESOLUTION 2018-01 – HOUSE BILL NO. 222

The Board reviewed and discussed Resolution 2018-01 in support of House Bill No. 222 as follows:

**RESOLUTION 2018-01
A RESOLUTION IN SUPPORT OF HOUSE BILL NO. 222**

WHEREAS, Delegate James W. Morefield has introduced House Bill Number 222 into the Virginia General Assembly for consideration in the 2018 session, which seeks to provide a state income tax incentive for corporations who invest in Wythe County and create at least fifty jobs for county residents and provide state income tax breaks for their new employees; and,

WHEREAS, such tax incentives will provide incentives for private persons, partnerships, and corporations to locate their enterprises in Wythe County, broaden the tax base with their investment, and improve the economy by creating employment opportunities for County residents; and,

WHEREAS, the Board desires to support said legislation by joining with the affected localities in approving this joint resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Wythe County Board of Supervisors, does hereby support House Bill Number 222, sponsored by Delegate James W. Morefield, for the purposes of increasing economic development opportunities for Wythe County.

Mr. Bear advised that Delegate Will Morefield has proposed Legislation that would basically establish an income tax modification for a ten-year period for companies that either invest \$5 million in new capital investment in a qualified locality and create 10 jobs or create at least 50 jobs in the qualified locality. He noted that such companies would be exempt from withholding from their employees that reside within that locality. Mr. Bear reported that the localities currently included in the proposed Legislation are the Counties of Bland, Buchanan, Dickenson, Lee, Russell, Scott, Smyth, Tazewell, Wise, Grayson, Henry, Halifax, and Pittsylvania; and the Cities of Bristol, Norton, Danville, Galax, Martinsville, and Petersburg. He explained that the proposed Legislation had been discussed at a recent Virginia Industrial Advancement Alliance meeting and was

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also provided to localities requesting their support. Mr. Bear stated he had concerns supporting Legislation in which Wythe County was not included and has since contacted Delegate Morefield's office concerning the matter. He noted that he did receive a text message from Delegate Morefield today indicating that Wythe County along with Carroll County has been added to the proposed Legislation. He added that the resolution of support presented to the Board is based on that which has been adopted by other surrounding affiliated localities and requested that the Board consider adoption of the resolution for Wythe County.

Supervisor Hale noted that this funding bill could have a serious impact on the future economic development of Southwest Virginia. He requested that they contact Delegate Morefield and request that he and Bland County also support Wythe County's proposed Tobacco Tax Bill.

Supervisor Hale made a motion, seconded by Supervisor Lester to adopt Resolution 2018-01 in support of House Bill 222 as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Charlie G. Lester	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Timothy A. Reeves, Sr.
	Joe F. Hale	

NAYS: None

APPALACHIAN REGIONAL EXPOSITION CENTER SEATING

Mr. Bear reported that Bleacher Builders delivered sample bleachers, which are set up in the Sixth Street parking lot for the Board to view. He noted that he is unsure if the sample bleachers provided are the best representation of the proposed bleachers or if the seat coloring is indicative of what they are proposing that we purchase or if it just an example of color options available. Mr. Bear advised that they had requested bids for both new and used bleachers, either of which are available to pursue if desired. He stated that the group who provided funding for purchase of the bleachers would also need to view the seating to determine if the proposed seating meets their specifications, as our agreement with them stated that the County would purchase Hussey or Hussey equivalent type seating with the funds provided. Mr. Bear explained that Bleacher Builders has quoted a price of \$250,000 to \$300,000 for the refurbished/used indoor and outdoor bleachers for the facility. He added that the estimated cost to completely outfit the arena with new bleachers would be \$500,000 to \$700,000 depending on the option selected, but would not include the outdoor seating.

The Board members discussed seating options, layout, costs, Americans with Disabilities (ADA) compliance, and funding.

Chair Reeves stated that the Appalachian Regional Exposition Center Construction Committee would view the proposed bleachers and present a recommendation to the Board. He recommended that the Construction Committee schedule a tele-conference meeting with Bleacher Builders representatives to determine exactly what they would be purchasing. Chair Reeves requested that all Board members make an effort to view the seating during the daylight hours and e-mail Mr. Bear their opinions. He also asked that Mr. Bear request that Southwest Virginia Horsemen's Association representatives view the seating as soon as possible.

RECESS

The Board recessed at 8:17 p.m. until Wednesday, January 17, 2018, at 7:30 p.m.

RECONVENE – WORK SESSION

The Board reconvened on Wednesday, January 17, 2018, at 7:30 p.m.

MEMBERS PRESENT:

Brian W. Vaught	Coy L. McRoberts
Charlie G. Lester	B. G. "Gene" Horney, Jr.
Ryan M. Lawson	Timothy A. Reeves, Sr.
Joe F. Hale	

STAFF PRESENT:

Stephen D. Bear, County Administrator
Scot Farthing, County Attorney
Martha G. Collins, Administrative Assistant/Clerk

OTHERS PRESENT:

Cory Aker	Bob Litton
Doug Hughes	Matthew Miller
Buddy Johnstone	Cathy Pattison

APPALACHIAN REGIONAL EXPOSITION CENTER SEATING

The Board discussed proposed sample seating as provided by Bleacher Builders for use within the future Appalachian Regional Exposition Center.

Mr. Bear reported that Bleacher Builders has indicated that the proposed seats are available in three sizes and several colors. He explained that Bleacher Builders has stated that based on their calculations, they should be able to fit 10 rows of the proposed seating within the space, which would equate to approximately 2,200 to 2,400 total seats. Mr. Bear noted that he has requested a picture from Bleacher Builders depicting the proposed layout so that they can visualize the height, length, and width of the seating configuration.

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Mr. Bear advised that he has provided pictures of the proposed seating to Mark Munsey of the Southwest Virginia Horsemen's Association. He noted that he believes that the new samples should be much more amenable to the group than the sample previously provided.

Mr. Bear reviewed the bids received for both new and used bleachers, as well as a summary of the bids with the Board. He noted that the new bleacher bids received were for a collapsible portable seating system and he has since requested a quote for new seating that is more fixed and not as easily movable.

Matthew Miller, Appalachian Regional Exposition Center Authority Chair, addressed the Board. Mr. Miller reported that if they opt to use a combination of seating they would be able to increase the seats available to five rows of flip up seats and seven rows of bench seats with backs, for a total of twelve rows. He advised that if configured as all flip up seating they would only be able to accommodate ten rows, as the seating would require more space. Mr. Miller noted that the configurations proposed would provide space for 2,200 to 2,400 total seats. He stated that if they reduce the aisle way space, they would be able to add additional seats. Mr. Miller added that Bleacher Builders' bid included 5,000 total interior and exterior seating.

The Board discussed seating options and configurations.

Mr. Bear explained that once additional information and bid clarification is received from Bleacher Builders, they would be able to proceed with negotiations if the Board and Horsemen's Association agree with the seating proposed.

Following discussion, Chair Reeves requested that the matter be placed on the January 23, 2018, agenda for the Board's consideration.

SENATE BILL 501 – ADMISSIONS TAX

Chair Reeves reported that Senate Bill 501, which would allow for the collection of an admissions tax for the Appalachian Regional Exposition Center, passed unanimously out of the Senate Finance Committee.

HOUSE BILL 510 – CIGARETTE TAX

Chair Reeves advised that the Senate Finance Committee voted 14 to 1 to continue House Bill 510 to 2019. He noted that Senator Carrico has indicated that even if the Bill makes it out of the House of Delegates Committee, the Senate would kill it. Chair Reeves explained that Senator Carrico has stated that the Senate postponed the Bill to 2019 to allow additional time to determine how to proceed with the large number of Bills received aimed to increase local revenue.

2018 RULES OF PROCEDURE

The Board reviewed and discussed the 2018 Rules of Procedure and proposed revisions.

Supervisor Hale explained that he believes that the Rules of Procedure should be a living document that is updated from time to time. He noted that the Rules of Procedure have been in place since 1981 and have received minimal revisions since that time.

Supervisor Hale advised that he believes that Article VI – Order of Business may restrict the Board’s ability to speak and act as a Board in their responsibility as obligated by their oath of office.

Chair Reeves noted that any Board member can bring any topic before the Board at any meeting. He explained that if action is needed, they need to allow staff the opportunity to compile all of the necessary information before that action is taken.

Supervisor Hale referenced Article VI Section 10 – Matters Having to do with Agencies, and requested that they identify what is an agency and what is a department.

Chair Reeves advised that agencies include the Department of Social Services, Sheriff’s Office, and other Constitutional Offices. He explained that the County Administrator has supervision over all department heads, but does not have supervision over agencies.

Supervisor Hale requested clarification of Article VI Section 6 – Administrative and Informational Matters. He reported that Section 6.6 states “Administrative and Informational Matters shall not be placed on the agenda, or considered by the Board until the interested Board member has ascertained from the County Administrator that all administrative actions have been taken, or following a request for action until an unreasonable time has elapsed and insufficient administrative action has been taken. Matters having to do with actions or failures to act by the Administrative Staff shall not be placed on the agenda or considered by the Board until the County Administrator shall have been given a reasonable opportunity to furnish the interested member or members with an explanatory statement.” Supervisor Hale recounted several items that were brought before the former County Administrator, but have remained unresolved. He noted that based on Section 6.6, Board members are restricted and not permitted to readdress unresolved items in a Board meeting.

Chair Reeves explained that if a Board member believes that a matter brought to a staff member is not resolved or not resolved in a reasonable time, then that Board member should bring the matter to the Board Chair. He noted that the Chair would then address the matter with the County Administrator and report back to the Board member. Chair Reeves added that if the matter has not been addressed in a legitimate timeframe, then the Board can bring the issue up, request an explanation from the County Administrator, and then take action.

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Mr. Bear noted that Article VI Section 10 states, "Any department of the County government, agency, or organization who wishes to submit a request for funds that have not been budgeted will submit their request in writing to the County Administrator at least seven days prior to a regularly scheduled Board meeting so that it can be placed on the agenda. The request will not be considered at the same meeting it is presented." He explained that any request that is provided to the County Administrator in time to be placed in the Board package could then be voted on in that meeting. Mr. Bear advised that the statement "The request will not be considered at the same meeting it is presented" could be struck from the Rules of Procedure.

Supervisor Vaught stated that he has concerns with the time limits placed on citizens during public hearings as outlined in Article VII Section 2 – Public Hearings. He noted that some citizens may not be able to get their point across in the three minutes provided.

Supervisor Vaught explained that he had asked Chair Reeves during his orientation why Board members were not allowed to speak on any topic during a meeting other than in the designated Supervisors' Time. He noted that Chair Reeves had stated at that time, as he did tonight, that if a Board member has a topic to discuss they could do so. Supervisor Vaught added that perhaps this should be addressed in the Rules of Procedure.

APPALACHIAN REGIONAL EXPOSITION CENTER SEATING – CONTINUED

Bob Litton, Appalachian Regional Exposition Center Authority Vice Chair, addressed the Board. Mr. Litton advised that he has received a response from Bleacher Builders concerning their quote. He noted that Bleacher Builders has indicated that they could provide 5,000 seats for \$250,000, which would outfit both the inside and outside of the main arena with seating. Mr. Litton added that the quote does include the tip up seating.

2018 RULES OF PROCEDURE – CONTINUED

Chair Reeves explained that normally in a Board meeting, if only two to three citizens have signed up to speak, they do not restrict them with a time limit. He questioned if increasing the times to five, ten, and fifteen minutes would be more beneficial to the citizens.

Supervisor Vaught noted that he believes that most citizens should be able to relay their point in five minutes.

Supervisor Lawson agreed to the time limit increase to five minutes for individual speakers.

Supervisor Vaught advised that the Rules of Procedure do not specify a set time for public hearings. He noted that he would prefer that they hold public hearings after normal business hours in the evenings.

Supervisor Horney stated that for hot topics, he would suggest holding two public hearings, one at the day meeting, and one at the night meeting.

Supervisor Hale recommended that they decide at the time they set the public hearing, based on the topic, whether they would hold the public hearing at the day meeting, night meeting, or both.

Mr. Farthing advised that at times public hearings must be advertised and held within a certain timeframe as the matter must be resolved quickly. He noted that often an organization or agency does not provide the information until late in the process and it must be acted upon within a specified timeframe.

The Board members agreed to revise the time allotted for each citizen to speak during a public hearing to five, ten, and fifteen minutes.

Mr. Bear suggested that the Board consider addition of the Board's Electronic Meeting Policy into the Rules of Procedure.

Supervisor Hale noted that Article VI Section 8 - Minutes stipulates that electronic recordings would only be maintained for one year. He questioned why it is necessary to destroy these recordings after one year.

Mr. Bear explained that it does not state that electronic recordings would be destroyed after one year, but states that they shall be maintained for that time period. He advised that they have never destroyed the recordings. Mr. Bear noted that this time period could be revised if desired.

The Board agreed to revise Section 6.8 to state that the Clerk shall maintain electronic recordings for five years.

The Board also agreed to strike the sentence from Section 6.10, which states, "The request will not be considered at the same meeting it is presented."

Mr. Bear advised that while researching rules of procedure for other counties he noticed that Pulaski County also adopts a code of ethics and code of conduct. He presented copies of these documents for the Boards' review. Mr. Bear noted that they have not had a need for either in the past and may not need them in the future.

Chair Reeves suggested that the Board review and if desired discuss at the January 23 meeting.

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ADJOURNMENT

With no other business to come before the Board, Chair Reeves adjourned the meeting at approximately 9:12 p.m.

Timothy A. Reeves, Sr., Chair