

August 22, 2017

The Wythe County Board of Supervisors held its regularly scheduled meeting at 9 a.m., Tuesday, August 22, 2017. The location of the meeting was in the Boardroom of the County Administration Building, 340 South Sixth Street, Wytheville, Virginia.

MEMBERS PRESENT:

Joe F. Hale, Vice Chair
Gary M. Houseman
Charlie G. Lester

Steven T. Willis
Coy L. McRoberts
B. G. "Gene" Horney, Jr.

MEMBERS ABSENT:

Timothy A. Reeves, Sr., Chair

STAFF PRESENT:

Stephen D. Bear, County Administrator
Martha G. Collins, Administrative Assistant
Bill Vaughan, County Engineer

OTHERS PRESENT:

Faye Barker
Mary Begley
Kelly Cali
Lori Guynn

Linda Meyer
George Porter
One other Appalachian Power Representative

CALL TO ORDER AND INVOCATION

Vice Chair Hale determined that a quorum was present and called the meeting to order at 9:03 a.m. Supervisor Houseman provided the invocation and Vice Chair Hale led the Pledge of Allegiance.

Vice Chair Hale asked that they focus on the good in the County and work towards the inclusion of positive news in the media instead of only negative. He expressed his appreciation to those who organized the recent County employee picnic. Vice Chair Hale noted that it was a great event and offered good fellowship. He asked that everyone open their minds, look at the good, and remember how fortunate we are to be here.

CITIZENS' TIME

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

1. CareDox System – Linda Meyer of 1118 Dry Road in Speedwell addressed the Board and stated the following:

"I was a little distressed about the article in the paper. The schools eyeing health issues. Our superintendent has initiated the CareDox system. It is supposedly to keep our kids safe. Collecting their medical records for analytical reasons and reporting. To whom, may I ask. Then the article says that the system does sell information, but you are going to be safe because they don't include the names. Well, let me tell you, with all the hacking that is going on, and everything that

August 22, 2017

could happen there is no reason why this system can't be hacked and all the kids' medical records would be out all over the place. I feel, I am a grandmom, I had my kids, this is intrusive and is beyond what the schools are meant to do, which is educate our kids. This is government over reach again. Who is going to administrate this program? Is it requiring another employee? Then we have to have a reality check. We should be focusing on teaching not parental responsibilities. This could be used against your kids in some nefarious or perverted way. Could you suddenly find your mailbox full of pharmaceutical advertising? Do I trust everybody? No, I don't. I think we shouldn't be doing this. This is beyond the scope of the schools assignment, which is supposed to be teaching. This collecting of medical records is a private thing. It is almost Orwellian. Who wants to know the details of kids' lives? I am sorry. This is beyond. We should scrap this and we should teach the kids cursive writing and let them keep their own medical records at home. It shouldn't be part of our responsibility."

2. Wellness Center – Ms. Meyer next stated the following:

"Then we are talking about the grant that was just secured for the wellness center created for the school employees. It is a grant. It is not in perpetuity. Who is going to pay for these medical centers? Who is going to do electric? Who is going to do buildings? Who is going to do staff? If you open up our yellow pages, there are 17 providers, doctors and associates in Wythe County. The schools are within reach of two Guardian Ambulance, this ambulance. We have got the hospital and then 17 providers within. Is this a necessity? No, it is not. I am asking you guys to look at it realistically to the public and start reeling in Dr. Perry because he has gone beyond the scope of his administrative duties."

Vice Chair Hale noted that the Board of Supervisors cannot interfere with operations of the school system and requested that Ms. Meyer discuss the issue with the School Board. He questioned if the County has agreed to participate in or fund the program.

Mr. Bear explained that they have preliminarily discussed possible inclusion of County employees in the program, but they have not entered into an agreement.

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

MINUTES OF PREVIOUS MEETING

The Board was presented with the August 8, 2017 minutes for adoption.

Supervisor McRoberts made a motion, seconded by Supervisor Lester to approve the August 8, 2017 minutes as presented.

The motion passed unanimously with six ayes and one absent.

PAYMENT OF COUNTY INVOICES

Supervisor Willis made a motion to pay the invoices for approval on August 22, 2017 for the various departments of County government. The invoices were paid on General Warrants 30098819-30098915 as follows:

**EXPENDITURES BY DEPARTMENT
BOARD OF SUPERVISORS
August 22, 2017**

CHECK NO.	ISSUE DATE	VENDOR	TOTAL
30098819	08/22/17	APPALACHIAN POWER	\$32,880.66
30098820	08/22/17	BAKERS CONSTRUCTION SERVICES INC.	\$38,589.81
30098821	08/22/17	BARKER, FAYE	\$40.00
30098822	08/22/17	BLUE RIDGE AUTO PARTS INC.	\$1.27
30098823	08/22/17	BOB BARKER CO. INC.	\$52.00
30098824	08/22/17	BRENNTAG MID-SOUTH INC.	\$1,570.50
30098825	08/22/17	BROOKS, CLAUDE	\$30.00
30098826	08/22/17	BUSINESS INK CO.	\$1,561.69
30098827	08/22/17	CARDINAL BLUE PRINTERS	\$140.00
30098828	08/22/17	CENTURY LINK	\$39.98
30098829	08/22/17	CENTURY LINK	\$56.42
30098830	08/22/17	CENTURY LINK	\$107.16
30098831	08/22/17	CENTURY LINK	\$248.90
30098832	08/22/17	CENTURY LINK	\$278.38
30098833	08/22/17	COLLINS AUTO REPAIR INC.	\$349.36
30098834	08/22/17	COMMUNITY ANIMAL CLINIC INC.	\$100.53
30098835	08/22/17	COMPLETE TRUCK SERVICE INC.	\$604.80
30098836	08/22/17	DATAWATCH CORP.	\$419.81
30098837	08/22/17	DEAN, DONALD	\$30.00
30098838	08/22/17	DEPARTMENT OF MOTOR VEHICLES	\$20.00
30098839	08/22/17	DEPARTMENT OF MOTOR VEHICLES	\$260.00
30098840	08/22/17	DISTRICT THREE	\$3,632.50
30098841	08/22/17	EEIS-ELEVATOR EQUIP. INSPECTION SERV.	\$375.00
30098842	08/22/17	EMS INC.	\$805.00
30098843	08/22/17	EVERBRIDGE INC.	\$11,760.43
30098844	08/22/17	FARTHING, SCOT S.	\$2,532.50
30098845	08/22/17	FERGUSON ENTERPRISES NO. 5	\$319.32
30098846	08/22/17	FIRE RESCUE AND TACTICAL INC.	\$25.49
30098847	08/22/17	FOWLER, CHARLENE	\$30.00
30098848	08/22/17	FOWLKES MACHINE CO. INC.	\$2.81
30098849	08/22/17	FRIZZELL CONSTRUCTION CO. INC.	\$33,252.86
30098850	08/22/17	GALLS	\$356.07
30098851	08/22/17	GRANT, BRUCE M.	\$4,074.25
30098852	08/22/17	HALE, JOE	\$122.40
30098853	08/22/17	HALEY FORD SOUTH	\$113,112.00

August 22, 2017

30098854	08/22/17	HARPO'S HARDWARE AND BUILDING SUPPLY	\$46.82
30098855	08/22/17	HERSHEY CREAMERY CO.	\$152.52
30098856	08/22/17	HORNEY, B. GENE JR.	\$97.20
30098857	08/22/17	HOUSEMAN, GARY M.	\$50.40
30098858	08/22/17	JOINT PUBLIC SERVICE AUTHORITY	\$14.04
30098859	08/22/17	KINCER, KELLY	\$30.00
30098860	08/22/17	KIRBY'S KUTTIN EDGE	\$1,875.00
30098861	08/22/17	L & A EMERGENCY EQUIPMENT	\$2,362.46
30098862	08/22/17	LANE GROUP, THE	\$1,500.00
30098863	08/22/17	LITTLE B ENTERPRISES INC.	\$61,103.67
30098864	08/22/17	LYNN, BENJAMIN E.	\$30.00
30098865	08/22/17	MANSFIELD OIL CO.	\$6,648.82
30098866	08/22/17	MAX MEADOWS FIRE DEPARTMENT	\$2,226.08
30098867	08/22/17	MCI COMMUNICATION SERVICES	\$33.71
30098868	08/22/17	MCI COMMUNICATION SERVICES	\$96.22
30098869	08/22/17	MCI COMMUNICATION SERVICES	\$607.13
30098870	08/22/17	MCROBERTS, COY L.	\$115.20
30098871	08/22/17	NATIONAL POOLS	\$1,131.93
30098872	08/22/17	NEW RIVER REGIONAL WATER AUTH.	\$11,776.93
30098873	08/22/17	NEW RIVER REGIONAL WATER AUTH.	\$84,046.00
30098874	08/22/17	NEW RIVER VALLEY REGIONAL JAIL	\$117,370.00
30098875	08/22/17	PARTNERSHIP SCREENING INTL INC.	\$14.40
30098876	08/22/17	PEARSON'S APPRAISAL SERVICE INC.	\$14,399.99
30098877	08/22/17	PEED AND BORTZ LLC	\$2,500.00
30098878	08/22/17	PIONEER COLLISION CENTER LLC	\$2,060.97
30098879	08/22/17	R & C TOWING AND REPAIR CO.	\$106.20
30098880	08/22/17	R & R ENTERPRISES INC.	\$135.00
30098881	08/22/17	R & R SEPTIC	\$60.00
30098882	08/22/17	REEVES, TIMOTHY A. SR.	\$25.20
30098883	08/22/17	RIDDELL	\$1,846.76
30098884	08/22/17	ROBINSON FARMER COX ASSOCIATES	\$4,000.00
30098885	08/22/17	RURAL RETREAT AUTO PARTS INC.	\$7.49
30098886	08/22/17	SALEM STONE	\$4,954.60
30098887	08/22/17	SENTRY SERVICES	\$948.42
30098888	08/22/17	SHENTEL	\$68.37
30098889	08/22/17	SIMPLEX GRINNELL	\$475.02
30098890	08/22/17	SMOKIN GUNS	\$5,839.50
30098891	08/22/17	STATE ELECTRIC SUPPLY CO.	\$242.24
30098892	08/22/17	SUBURBAN PROPANE 1241	\$72.00
30098893	08/22/17	THRASHER GROUP INC.	\$5,780.00
30098894	08/22/17	THREE RIVERS MEDIA CORP.	\$330.00
30098895	08/22/17	TOWN OF WYTHEVILLE	\$6,950.70
30098896	08/22/17	TRACTOR SUPPLY COMPANY	\$499.99
30098897	08/22/17	TRANSUNION RISK AND ALTERNATIVE	\$80.50
30098898	08/22/17	TRI CITIES SWVA REGIONAL	\$854.24

30098899	08/22/17	TWO WAY RADIO	\$30.00
30098900	08/22/17	UNIFIRST CORP.	\$62.10
30098901	08/22/17	US CELLULAR	\$65.10
30098902	08/22/17	US CELLULAR	\$527.03
30098903	08/22/17	US CELLULAR	\$637.06
30098904	08/22/17	US CELLULAR	\$895.82
30098905	08/22/17	USA BLUE BOOK	\$1,536.26
30098906	08/22/17	V & M RECYCLING	\$860.00
30098907	08/22/17	VERIZON	\$13.50
30098908	08/22/17	VIRGINIA RESOURCES AUTHORITY	\$34,246.78
30098909	08/22/17	VUPS	\$200.55
30098910	08/22/17	WILLIAMS, KEVIN	\$52.52
30098911	08/22/17	WYTHE COUNTY HEALTH DEPARTMENT	\$948.48
30098912	08/22/17	WYTHE VCE	\$97.00
30098913	08/22/17	WYTHEVILLE ENTERPRISE	\$64.00
30098914	08/22/17	WYTHEVILLE OFFICE SUPPLY	\$171.99
30098915	08/22/17	XEROX	\$342.29
TOTAL EXPENDITURES APPROVED 08/22/17			\$632,098.10

Supervisor Horney seconded the motion.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Joe F. Hale
 Charlie G. Lester Coy L. McRoberts
 Steven T. Willis B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

APPALACHIAN POWER COMPANY UPDATE

Mr. Bear advised that at a previous meeting the Board had requested an update on the Appalachian Power Company area transmission line improvement projects. He introduced Appalachian Power representatives George Porter, Mary Begley, and Courtney to present the Board with an update on the projects.

George Porter, Appalachian Power Transmission Project Outreach Specialist, addressed the Board and reported the following:

"The Wythe Area Improvement Project. That is the line that is going from Jackson Ferry down to Progress Park. As you guys are aware, that crosses 77. That line is completed. It is up. It is ready to be in service, but right now, there is, as my project manager explained, there are some legal issues that are happening right now that are going on between land owners and we have yet to put that in service. Once that is cleared up, we will be ready to flip the switch and that line will be energized. Right now there are

August 22, 2017

some negotiations that are still happening behind closed doors. Once that is squared away, then we will be able to get that energized and up and running and power will be flowing. As far as the Bland Area Improvement Project, that is the one that we currently have going on now, and that is the one I handed you guys in your packet. As you guys remember, we announced that project in January of 2015. We held an open house in March of 2015, as well. That is when we invited the community out. It was at Bland Elementary School. I got feedback. Comments. I got questions. Took all of the information that we received at the open house and we filed for a CPCN with the SCC in September of that year, and we received approval from the SCC in June of 2016. We actually started construction on that line at the end of 2016. As you guys know that line was originally built in 1925. Obviously, not many things are built to last close to 100 years. It was just time to upgrade. We want to do it for reliability, as well as economic development and growth in the area. We are taking that 20 miles of line, which is a 69 kV line and we are going to upgrade that to a 138 transmission line. We are also going to build about six new miles of 138 kV transmission line. New infrastructure, new poles, new wire, new conductors, reliable service to our customers. Obviously, we can't guarantee it is going to eliminate all outages, but it gives us an opportunity that if an outage does occur, we can get your power restored a lot quicker than we normally could dealing with infrastructure that was built almost 100 years ago. We are currently working, if you guys will look at your maps that I provided you, this line goes through Wythe County, Bland County, up into Mercer County, West Virginia, about a mile of it. We are currently working on the portion of the line from south Bluefield in Mercer County down to the new substation that is being built in Bland County. We expect to be done with that by the end of this year. Once we are done with that portion of the line as well as that substation, we will start on the portion that goes from the Town Creek Substation down at Progress Park. That is the part that enters into Wythe County. There is a portion of the line, as you guys see on your map there is a blue line there that we are going to remove that goes into the Wythe substation. About a mile of that line once we start removing that line, we are going to retain the easements on the Appalachian Power. The rest of that, which is about two miles, we are going to release that back to landowners. We are going to completely take the structures down. Take all of the wires down. A mile of it coming out of Wythe Substation. We are going to keep the easements under Appalachian Power. The rest of it we are going to release it back to the landowners. The part from Town Creek Substation down to Progress Park, majority of that line, the right-of-way has been acquired. There are a couple of landowners that we are still negotiating with right now. Right now, we have only started putting foundations in. We have started a little access road clearing, as well. We plan to start line construction on this portion down into Progress Park by the beginning of 2018. That will last from the beginning of 2018 and we should be completed with the entire project by the end of 2018. That is when we will put it into service. My responsibility mainly is to deal with the public. To date we have had very few complaints, issues, or concerns. We try to be proactive. Send updates when we can to the communities and let them know what we are doing. If there is going to be a major road crossing. I know we haven't done the best job that we would like to do as far as give you guys updates on what is happening, but our goal is to be proactive and let

residents know, as well as you guys know if there is going to be any inconvenience to the community. We will continue to try to do that and we will answer any questions that we may get from the community about our projects.”

Vice Chair Hale thanked Appalachian Power for their foresight to perform the proper maintenance on the lines before a major outage occurs and to add the needed infrastructure to provide the citizens more reliable energy.

Mr. Porter stated that the “Bland project is an \$80 million investment. Once it is put in service, we do expect and our tax people estimated, about an annual income of \$180,000 to Wythe County once the project is put in service. That will be in addition to what we are already paying each year. Always like to end on a good note. Thank you guys.”

Mr. Bear inquired when they would begin to receive revenue from the current line that is completed, but not yet energized.

Mr. Porter explained that “we will energize that, then we will file for rate recovery and then you guys will start getting payments on that.”

Mr. Bear questioned if the improvements being made at the Jackson Ferry Substation are taxable increases for the County.

Mr. Porter responded, “They are. We look at the assets that we are already paying on and of course every asset has depreciation value. They will take a look at any asset and how much they have depreciated. Once we add in the new assets, then you guys get the bump on top of whatever additional counts. Anything new that we add as far as substation, line, transmission structures, you guys will see a bump in increase as far as tax amount.”

Vice Chair Hale asked if 138 kV is the new standard for transmission lines. He noted that upgrading the line would assist Appalachian Power, as well as increase consumer reliability.

Mr. Porter explained that “a lot of construction happened in the early 20s and was built at 69. We are finding out that 138 is more reliable. The thing about 138 is it keeps us at a 100-foot right-of-way. We try to stay around those widths. A lot of the existing right-of-ways we have to supplement because 69 was normally built at 60 or 80 feet. We figure, we put in 138, that is a reliable source and reliable number that helps, like you said, provide a reliable service. Anything else guys. All right. Thank you for your time.”

The Appalachian Power Company representatives exited the meeting.

August 22, 2017

TREASURER'S REPORT

Treasurer Lori Guynn appeared before the Board and presented the Treasurer's Report as follows:

1. Picnic – Ms. Guynn thanked the Board for the recent County picnic. She also thanked Mr. Bear for initiating the event and allowing the employees to plan it. Ms. Guynn noted that it was a great opportunity for her staff to meet other employees that they would not normally have a chance to meet.
2. New Employee – Ms. Guynn introduced her new employee, Kelly Cali, who started on August 18.
3. Revenue Statement – Ms. Guynn reported that the consolidated account is currently at \$46,602,580 with \$28,411,102 in the General Fund account.
4. Meals Tax – Vice Chair Hale questioned why the meals tax collected has not increased with the upsurge of individuals eating out.

Ms. Guynn noted that the majority of the more popular restaurants are in the Town. She explained that the revenue year to date reflected on the report is the amount collected in the month of June.

Vice Chair Hale inquired if the Treasurer or Commissioner of Revenue's Office performs any analytical analysis of the amounts collected. He noted that based on the increase in restaurant usage, the amounts collected should also have increased.

Mr. Bear requested that they prepare a study of the data over a four to five year time period, which would help determine if gaps exist.

Ms. Guynn deferred the request to the Commissioner of Revenue's Office who collects the meals tax.

5. Employee – Ms. Guynn noted that Debbie Repass would retire after 45 years of service in the Treasurer's Office at the end of October. She explained that they would host a floating reception for Ms. Repass on September 15, and invited all Board members to attend.

Ms. Guynn explained that although Ms. Repass' last day in the office would be September 15, she would remain on the payroll through the end of October in order to receive pay for accumulated time that she has earned. She requested that the Board consider permitting her to proceed with hiring a replacement bookkeeper as soon as possible to allow the individual to begin training prior to the start of tax season.

Mr. Bear advised that the County would provide approximately \$3,500 in pay for the new employee until they transfer to a Compensation Board funded position with Ms. Repass' official retirement.

Supervisor Houseman made a motion, seconded by Supervisor Willis to authorize the Treasurer to hire an employee under County pay.

The roll call vote on the motion was as follows:

AYES:	Gary M. Houseman	Joe F. Hale
	Charlie G. Lester	Coy L. McRoberts
	Steven T. Willis	B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

COMMISSIONER OF THE REVENUE'S REPORT

Commissioner of the Revenue Faye Barker appeared before the Board and reported the following:

1. Picnic – Ms. Barker expressed her appreciation to the Board for the recent County picnic.
2. Meals Tax – Ms. Barker noted that she would investigate the meals tax issue. She advised that several of the smaller restaurants will not pay the meals tax owed. Ms. Barker explained that those who do not pay are turned over to the Treasurer's Office for collection.

Ms. Guynn advised that the Treasurer's Office sends letters to those who do not pay and some do pay at that time, but many do not or ask to pay monthly installments of the amount owed. She explained that she does stress to the restaurants that this is money that they are collecting on top of what they are charging for their meals and in addition to State sales tax. She noted that they are essentially using someone else's money, which is a felony.

Vice Chair Hale inquired if they could prosecute those who do not pay the money owed.

Ms. Guynn explained that if they come in and are willing to start paying the amount owed, she allows them to do so as a good faith gesture. She stated that some do come in and pay the full amount due once they receive the letter, but others do not or will pay with a bad check. Ms. Guynn noted that she would meet with Ms. Barker to ensure that those who are behind on paying are contacted.

August 22, 2017

Vice Chair Hale stated that he believes that the issue with the chain store delis is still ongoing. He noted that if the customer purchases the items at the deli the tax is collected correctly, but if they checkout through the regular grocery line, they are not paying the correct tax.

Ms. Barker reported that she has been to and sent employees to the store in question and the tax has been correctly charged each time. She explained that she even sent her daughter to the store, and the tax was charged correctly.

Vice Chair Hale requested that the Commissioner's Office continue to monitor the situation.

WATER COMMITTEE REPORT

1. Speedwell Phase III Water Project Contingency – Supervisor Horney made a motion, as recommended by the Water Committee to amend and appropriate \$32,500 to 9050-470420 to meet the Rural Development contingency requirement for Speedwell Phase III Water Project Contract 2.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Joe F. Hale
Charlie G. Lester Coy L. McRoberts
Steven T. Willis B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

2. Speedwell Phase III Water Project Award – Supervisor Horney made a motion, as recommended by the Water Committee to award Speedwell Phase III Contract 2 to King General Contractors, Inc. of Bristol, Virginia, based on their low bid in the amount of \$378,080.44.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Joe F. Hale
Charlie G. Lester Coy L. McRoberts
Steven T. Willis B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

COUNTY ADMINISTRATOR'S REPORT

County Administrator Stephen Bear appeared before the Board and reported the following:

1. Picnic – Mr. Bear thanked the Board on behalf of County staff for the recent employee picnic. He noted that everyone seemed to have a very good time.
2. District III Governmental Cooperative – Mr. Bear reviewed with the Board a letter from District III Governmental Cooperative Executive Director Mike Guy announcing changes in the group's leadership. He noted that Mr. Guy would step down as executive director effective December 31.
3. Virginia Retirement System GASB Statement – Mr. Bear reviewed with the Board GASB Statement No. 68 prepared as of June 30, 2016, by Cavanaugh Macdonald Consulting, LLC, the Virginia Retirement System's actuary.
4. Virginia Department of Transportation 2017 Fall Transportation Meetings – Mr. Bear reviewed with the Board a letter and supporting information from Randy Hamilton, Virginia Department of Transportation District Engineer, providing notice of upcoming fall transportation meeting dates. He noted that the meeting for our area would be held on August 31 at the Prior Center at the University of Virginia-Wise. Mr. Bear requested that Board members inform him if they are interested in attending.
5. Virginia Department of Transportation Smart Scale Projects – Mr. Bear advised that County Engineer Bill Vaughan has been attending work sessions and training to assist with the Virginia Department of Transportation Smart Scale project prioritization application process. He explained that unless the Board disagrees, they plan to include the Progress Park Connector Road and Exit 77 improvement projects in their application submittal.
6. Virginia Criminal Justice Services Victim Witness Program Grant – Mr. Bear reviewed with the Board a letter from Francine Ecker, Virginia Department of Criminal Justice Services Director, announcing approval of a Victim Witness Program grant in the amount of \$95,402.00 including \$71,552.00 in Federal funds and \$23,850.00 in State special funds.

Supervisor Horney made a motion, seconded by Supervisor Willis to accept the Victim Witness Program Grant in the amount of \$95,402.00.

August 22, 2017

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Joe F. Hale
Charlie G. Lester Coy L. McRoberts
Steven T. Willis B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

7. Virginia Association of Counties Holiday Tree Ornaments – Mr. Bear reviewed with the Board a memorandum from Valerie Russell, Virginia Association of Counties Secretary, requesting a locality themed holiday tree ornament from each county, city, and town for display in the Executive Mansion ballroom. Mr. Bear explained that several years ago the Board requested ornaments from citizens, and then selected one from those received for submittal to the Virginia Association of Counties. He questioned if the Board would be interested in participating again this year.

The Board agreed to participate.

8. Inland Port – Mr. Bear reported that in the late 1990s the County received \$1.5 million in Economic Development Administration funding to grade the Inland Port and the road that eventually provided access to Amcor and Gatorade. He explained that recently the Economic Development Committee met with two individuals who have inquired about development of the Inland Port or an intermodal facility within Progress Park. Mr. Bear noted that a Congressman contacted him on August 18 requesting that he ascertain whether the Board is interested in working to attract an inland port or intermodal facility to the Park. He asked that the Board consider either adoption of a resolution or drafting a letter to our Legislative representatives indicating their desire to support an inland port or intermodal facility. Mr. Bear stated that the goal is to work to uncover funds to be placed in the Federal budget to assist or encourage a rail company to locate in the Park.

Following discussion, the Board referred the matter to the Economic Development Committee for further review.

9. Appalachian Regional Exposition Center Bidding Timeline – Mr. Bear reviewed with the Board the proposed timeline for completion of the Appalachian Regional Exposition Center arena bidding process.

Mr. Bear reported that the Lane Group has received the latest comments from the Department of Environmental Quality concerning the project stormwater management plan. He noted that the Lane Group is preparing the revisions, which if not completed prior to advertisement of the bids would be included as part of addendum no. 1.

Vice Chair Hale questioned if the Lane Group has provided the clarifications and corrections requested.

Mr. Bear noted that many of the items were dependent upon the building pad. He explained that Bakers Construction Services has submitted the necessary information to the Lane Group for inclusion in the design plans. Mr. Bear added that a meeting is scheduled for later in the week with the Lane Group to discuss.

Vice Chair Hale recommended that they revise the bid documents to state that the selected bidder would be notified within 60 days and no work could begin until the County issues the notice to proceed.

Supervisor Willis made a motion, seconded by Supervisor Lester to hire a part-time consultant, preferably Cellell Dalton, to advise the County on the project as needed.

Mr. Farthing advised that he believes that any public contract or services must be acquired through procurement. He noted that this would not be an employee, but a non-governmental person contracting with the County.

Following discussion, Supervisor Willis withdrew the motion pending legal clarification.

Mr. Farthing noted that he would investigate and provide an opinion by Friday.

10. Branch Botanicals – Mr. Bear reported that with Branch Botanicals' job and capital investment commitment, the County was able to receive Community Development Block Grant funding in the amount of \$359,695 for extension of the sewer to Lot 20 in Progress Park. He explained that an agreement between Wythe County and Branch Botanicals is required in accordance with the grant and reviewed the proposed agreement with the Board. Mr. Bear advised that a stipulation has been placed in the agreement that states "we shall not begin construction on the sewer until Branch Botanicals obtains a building permit for their building." He noted that if for any reason Branch Botanicals does not proceed with their facility, the County would not draw down any of the grant funding. Mr. Bear stated if Branch Botanicals meets less than 65% of their job and capital investment requirements, they shall be 100% responsible for repayment, but if they meet 65% or more of the requirements, then any shortfalls would be repaid at a prorated rate. He

August 22, 2017

added that Branch Botanicals has indicated preliminarily that this agreement would be acceptable to their Board.

Supervisor Houseman exited the meeting at 10:23 a.m.

Supervisor Lester made a motion, seconded by Supervisor Horney to accept the agreement with Branch Botanicals and to authorize any necessary signatures.

The roll call vote on the motion was as follows:

AYES: Charlie G. Lester Coy L. McRoberts
Steven T. Willis B. G. "Gene" Horney, Jr.
Joe F. Hale

NAYS: None

ABSENT: Gary M. Houseman
Timothy A. Reeves, Sr.

COUNTY ATTORNEY'S REPORT

County Attorney Scot Farthing appeared before the Board and reported the following:

1. Lamberson Case – Mr. Farthing reported that the attorneys for Allen Lamberson had submitted a Freedom of Information Act request several days prior to start of the trial. He explained that he had asked for clarification on the information requested, which the attorney responded to on August 21. Mr. Farthing noted that the attorney had requested all communication between himself, Mr. Bear, and the Commonwealth's Attorneys related to Mr. Lamberson. He added that he is working to compile the requested documents.

Vice Chair Hale questioned the strength of their agreement with Mr. Lamberson.

Mr. Farthing explained that he would re-review it, but he believes that the agreement is strong.

SUPERVISORS' REPORTS

1. Millers Creek Road Bridge – Vice Chair Hale requested that Mr. Bear contact the Virginia Department of Transportation to determine when they would complete the Millers Creek Road Bridge project.
2. Road – Vice Chair Hale noted that the Virginia Department of Transportation completed the paving of the dangerously curvy area in the Lead Mines District.

CONSENT CALENDAR

Supervisor Horney made a motion to approve the consent calendar for August 22, 2017, as follows:

1. PAYROLL – July 2017:

General County Fund	\$ 514,336.41
Police Activity Fund	84,954.02
Courthouse Security Fund	14,017.10
Water Department	16,532.90
<u>Wythe County Wastewater Fund</u>	<u>19,870.55</u>
TOTAL	\$ 649,710.98

Check Numbers: 20000000-20000024

Voucher Numbers: 1-379

2. STATUS REPORTS:

- A. Animal Control – Arlan Dunford
- B. Building and Grounds/Refuse – Billy Bowers
- C. Building Inspection – Tim Spraker
- D. Emergency Communications – Darlene Lang
- E. Engineering – Bill Vaughan
- F. Finance Department – Bruce Grant
- G. Water and Wastewater – Don Crisp

3. PERSONNEL:

- A. Bruce, Anna Nicole – Hired, Full-time Clerk, Commissioner of the Revenue, Annual Salary \$22,168, Effective June 5, 2017
- B. Cali, Harold – Hired, Full-time Deputy, Sheriff’s Office, Annual Salary \$31,009, Effective July 16, 2017
- C. Post, Richard – Merit Increase, Full-time Water Operator, NRRWA, Annual Salary \$37,238, Effective July 1, 2017
- D. Botsch, Joseph – Merit Increase, Full-time Water Operator, NRRWA, Annual Salary \$36,241, Effective July 1, 2017
- E. Harrington, Chance – Hired, Full-time Deputy, Sheriff’s Office, Annual Salary \$31,009, Effective August 1, 2017

August 22, 2017

4. BUDGET AMENDMENT:

- A. \$6,085 – (4402-460602) – Sewer Pump Station Property Claim, April 24, 2017
- B. \$12,648 – (4401-470030) – AGCO Tractor Inland Marine Claim, June 26, 2017

Supervisor McRoberts seconded the motion.

Supervisor Houseman re-entered the meeting at 10:28 a.m.

The roll call vote on the motion was as follows:

AYES: Gary M. Houseman Joe F. Hale
Charlie G. Lester Coy L. McRoberts
Steven T. Willis B. G. "Gene" Horney, Jr.

NAYS: None

ABSENT: Timothy A. Reeves, Sr.

SUPERVISORS' REPORTS – CONTINUED

- 3. Noise Ordinance – Supervisor Houseman explained that at the previous Board meeting he had requested data detailing the number of calls received by the Sheriff's Office related to dogs barking and individuals shooting guns. He noted that he did receive the dogs barking information, but did not receive the gun shooting data.

Mr. Bear advised that he had requested data related to any calls associated with the Noise Ordinance. He noted that he would confirm if gun shooting was included in the report.

- 4. Picnic – Supervisor Houseman noted that the recent picnic was well done and very enjoyable. He explained that not inviting family members provided employees an opportunity to mingle with other employees they might not have otherwise. Supervisor Houseman stated that he had to leave early and inquired who won the corn hole tournament.

Mr. Bear explained that Rick Stoneman and Don Crisp were awarded the championship. He noted that although the final game was rained out, Rick and Don were undefeated up to that point.

Mr. Bear requested authorization to advertise for the part-time consultant position, if Mr. Farthing determines it is required.

Vice Chair Hale advised that he believes that the most they would have to do is solicit qualified individuals for the position. He recommended that Mr. Bear proceed with soliciting individuals of equal stature for the position.

RECESS

The Board recessed at 10:35 a.m. until Tuesday, August 29, 2017, at 5:30 p.m.

RECONVENE

The Board reconvened on Tuesday, August 29, 2017, at 5:33 p.m.

MEMBERS PRESENT:

Timothy A. Reeves, Sr., Chair	Coy L. McRoberts
Joe F. Hale, Vice Chair	B. G. "Gene" Horney, Jr.
Steven T. Willis	

MEMBERS ABSENT:

Gary M. Houseman	Charlie G. Lester
------------------	-------------------

STAFF PRESENT:

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

OTHERS PRESENT

Millie Rothrock
Dale Wells

COMMUNITY DEVELOPMENT BLOCK GRANT

Mr. Bear explained two items needing adoption in regards to the Community Development Block Grant for Lot 20 at Progress Park.

Supervisor Horney made a motion, seconded by Supervisor McRoberts to adopt the Business and Employment Plan as presented.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSENT:	Gary M. Houseman	Charlie G. Lester
----------------	------------------	-------------------

August 29, 2017

Supervisor McRoberts made a motion, seconded by Supervisor Horney to adopt the Inter-Agency Agreement between Wythe County and the Joint Industrial Development Authority.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSENT: Gary M. Houseman Charlie G. Lester

ECONOMIC DEVELOPMENT COMMITTEE

1. Appalachian Exposition Center, Phase 1 Architectural Services Agreement, Amendment 4 – Supervisor Hale made a motion, as recommended by the Economic Development Committee to accept Amendment No. 4 to the Phase I Architectural Services Agreement with the Lane Group.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSENT: Gary M. Houseman Charlie G. Lester

2. Inland Port/Intermodal Facility – Supervisor Hale made a motion, as recommended by the Economic Development Committee to send a letter of support for an inland port/intermodal facility at Progress Park to Representative Morgan Griffith, Senator Tim Kaine, and Senator Mark Warner.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSENT: Gary M. Houseman Charlie G. Lester

APPALACHIAN REGIONAL EXPOSITION CENTER PROJECT

Mr. Bear reported that the Appalachian Regional Exposition Center construction project was advertised this past week in three papers, online, and by direct solicitations.

CLOSED MEETING – DISCUSSION OF A PERSONNEL MATTER IN CONSIDERATION OF A PROSPECTIVE CANDIDATE FOR EMPLOYMENT

Supervisor Willis made a motion, seconded by Supervisor McRoberts, to enter into Closed Meeting under Section 2.2-3711-A.1 (Discussion of a Personnel Matter in Consideration of a Prospective Candidate for Employment) of the Code of Virginia.

The roll call vote on the motion was as follows:

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

NAYS: None

ABSENT: Gary M. Houseman Charlie G. Lester

Supervisor Hale made a motion, seconded by Supervisor McRoberts to return to open meeting.

The motion passed unanimously.

Upon returning to open meeting, Supervisor Willis made a motion seconded by Supervisor Horney 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

August 29, 2017

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

NAYS: None

ABSENT: Gary M. Houseman Charlie G. Lester

COUNTY ATTORNEY

Mr. Farthing stated that a Freedom of Information Act request was made by Allen Lamberson's attorney requesting any communication between the Board and Jerry Mabe, David Saliba, or Officer Brewster.

All Board members in attendance indicated that they had no communications pertaining to the request.

Mr. Farthing inquired if that included any text messages.

The Board again confirmed that they had no communication, including texts, that pertained to the request.

APPALACHIAN REGIONAL EXPOSITION CENTER CONSTRUCTION COMMITTEE

Chair Reeves indicated that he would like to appoint a construction committee, consisting of himself, Supervisor Hale, and Supervisor Willis to oversee the Appalachian Exposition Center construction project. He noted that the committee would meet every other week between Board meetings in order to discuss and keep up to date on all construction details. Chair Reeves added that they would begin meeting in late September after the pre-construction meeting.

ADJOURNMENT

With no other business to come before the Board, Chair Reeves adjourned the meeting at approximately 5:55 p.m.

Timothy A. Reeves, Sr., Chair