

VIRGINIA: At a Regular Meeting of the Board of Supervisors held in the Bland County Conference Room, Bland, Virginia, on the twenty-third day of June, 2009 at 2:30 p.m., the following duly elected and qualified members were present or absent.

PRESENT: John Thompson, Karen Hodock, Jason R. Ramsey, Henry Blessing

ABSENT: None

ALSO PRESENT: Carol Hall, Interim County Administrator

CALL TO ORDER

Chairman Thompson called the June 2009 regular meeting to order.

CLOSED SESSION *****“Move to go into a closed session to discuss a personnel matter (interviewing applicants for the position of county administrator) pursuant to 2.2-3711-A, subparagraph 1 of the Code of Virginia was made by Karen Hodock and seconded by Jason Ramsey.

Vote on the motion was as follows: Jason Ramsey, yes; Karen Hodock, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

“Move to return to Regular Session, adopt the certification and waive the reading of the certification of a Closed Session but certify that only items announced by the Board were discussed was made by Karen Hodock, seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

RECESSED

RECONVENED

The meeting reconvened to the Bland County main courtroom at 5:00 p.m.

OTHERS PRESENT: Brenda Stultz, Secretary

INVOCATION

PLEDGE TO FLAG

The invocation was offered and pledge to the flag was led by the Supervisor, Mr. Ramsey.

JUNE 23, 2009 MTG AGENDA APPROVED WITH CHANGES

***** Motion to approve the June 23, 2009 meeting agenda as amended was made by Jason Ramsey and seconded by Henry Blessing.

Vote on this motion was as follows: Jason Ramsey, yes; Henry Blessing, yes; Karen Hodock, yes; John Thompson, yes. The motion passed unanimously.

CONSENT AGENDA APPROVED AS PRESENTED

*****MOTION to approve the Consent Agenda which consists of the minutes of May 26, 2009, June 11, 2009, bills for the month of June 2009, in the amount of \$219,537.51, payrolls of June 1, 2009 and June 16, 2009 totaling \$177,732.82, reports from the Sheriff, Treasurer, Animal/Litter Control, Building Official, E-911, Public Works Director, Meals & Lodging and Recycling was made by Jason Ramsey and seconded by Henry Blessing.

Vote on this motion was as follows: Jason Ramsey, yes; Henry Blessing, yes; Karen Hodock, yes; John Thompson, yes. The motion passed unanimously.

VIRGINIA DEPARTMENT OF TRANSPORTATION

Marty Halloway, Residency Administrator appeared with an update on VDOT related issues.

SOCIAL SERVICES APRIL 2009 REPORT APPROVED

*****MOTION to accept the April 2009, Social Services report in the amount of \$106,893.73, with the local allotment of \$29,646.29, was made by Jason Ramsey and seconded by Henry Blessing.

Vote on this motion was as follows: Karen Hodock, yes; Henry Blessing, yes; Jason Ramsey, yes; John Thompson, yes. The motion passed unanimously.

SCHOOLS JULY 2009 REQUISITION APPROVED

*****MOTION to approve and appropriate the Bland County School Boards' July 2009 requisition in the amount of \$650,000.00, to approve the meeting minutes of May 20, and May 26, 2009 and to approve all check registers submitted to the Board of Supervisors for the month of May 2009 was made by Henry Blessing and seconded made by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

SCHOOLBOARD 2008-2009 BUDGET

*****MOTION to approve and appropriate \$56,050.00 to the school board's 2008-2009 budget based upon an actual ADM and allow the school board to carry over this amount to the 2009-2010 budget, pulling the funds from the capital improvements' projects line was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, no. The motion passed.

SCHOOL CAFETERIA PAYROLLS

*****MOTION to appropriate \$176,545.84 to the 2008-2009 School Board budget for the amount of cafeteria payrolls process during the school year was made by Henry Blessing and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

SCHOOL BOARD REQUEST TRANSFER OF 2008-2009 CONSTRUCTION/LOTTERY FUNDS

*****MOTION to transfer the 2008-2009 construction/lottery remaining funds in the amount of \$208,390.52 to the BB&T construction/lottery fund was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

SCHOOLS 2008-2009 BUDGET AMENDED

With the extra monies received because of the increase in the ADM during the 2008-2009 fiscal year *****MOTION to increase the School Board's 2008-2009 budget to \$9,329,027.29, an increase of \$142, 283.29 over the original budget amount of \$9,186,744.00 was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

PUBLIC COMMENTS

*****MOTION to support the Resolution of Smyth County Community Hospital to establish a Rehabilitation Service as requested by Stacy O'Quinn was made by Jason Ramsey and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

TREASURER'S REPORT

John Goins, Treasurer, appeared with a monthly update of office activities.

EMERGENCY SERVICES REPORT

Willie Howlett, Emergency Services Coordinator, presented the monthly report of activities.

SMYTH –BLAND REGIONAL LIBRARY

Lois Shupe, representative, reported the latest statistics of the Library which included library events and scheduling.

RECREATION COMMITTEE

Randy Newberry and Todd Hoge appeared before the Board with the request to develop a soccer field upon the county property designated as a waste water treatment plant, in Bland. *****MOTION to approve a soccer field be developed upon the county property discussed after advisement of the Director of Public Works was made by Jason Ramsey and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

*****MOTION to transfer \$1,000.00 from the Civic, Community, Donations line, Seddon District, to the soccer organization for the fencing of the pond or other items needed in the development of a soccer field was made by Henry Blessing and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

BUILDING OFFICIAL/ZONING ADMINISTRATOR

Joel Cagle, Official reported on the number of building permits issued and office activities.

APPOINTMENTS

Wireless Authority Board

*****MOTION to appoint David Tuggle to the Wireless Authority Board for the term to expire 11-28-2010, replacing John Martin was made by Karen Hodock and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

Social Services' Board

*****Upon the recommendation of the County Attorney motion to rescind the motion made on May 26, 2009 appointing Mark Wilburn to the DSS board was made by Karen Hodock and second was made by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, abstain. The motion passed unanimously.

Social Services' Board

*****MOTION to appoint Stephen Kelley to the Social Services' Board, to a term to expire 6-30-2013 filling the position left vacant by Lois Shupe and appoint Cathy Strock as the fifth member to the DSS board, for a 4 yr. term to expire June 30, 2013, was made by Jason Ramsey and second was made by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

BOY SCOUTS OF AMERICA WAIVER REQUEST APPROVED

*****MOTION to approve the waiver request of the Boy Scouts of America for an electrical permit fee in the amount of \$30.53 was made by Henry Blessing and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

JACKSON LGEP APPLICATION APPROVED

*****MOTION to approve the Local Government Education Pool application of Remona Jackson, in the amount of \$550.00, based upon the requirements of policy was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

POLICE VEHICLE GRANT SIGNATURE RESOLUTION

*****MOTION to approve the Signature Resolution authorizing Carol Hall to sign off on the Police Vehicle Grant paperwork was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

FISCAL YEAR 2008-2009 BUDGET APPROPRIATIONS – YEAR END ADJUSTMENTS

*****MOTION to approve the 2008-2009 budget appropriations as presented was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

STIMULUS FUNDING RESOLUTION PASSES

*****MOTION to adopt the Stimulus Funding Resolution supporting the purchases of U.S. made products and services with any stimulus monies was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

2009-2010 BUDGET ADOPTED

*****MOTION to adopt the County's 2009-2010 budget in the amount of \$18,571,183.00, with the tax levies remaining the same. Real Estate \$.55 per \$100 value, Personal Property \$2.29 per \$100 value, Machinery & Tools tax at \$.89 per \$100 value, Merchants Capital at \$.73 per \$100 value, and set the PPTRA relief rate at \$.47 was made by Karen Hodock and seconded made by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

RELAY FOR LIFE SPECIAL ENTERTAINMENT PERMIT APPLICATION APPROVED

*****MOTION to approve the Relay for Life's Special Entertainment Permit application for June 6 & & and waive all fees was made by Henry Blessing and Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

VML/VACo/APCO RESOLUTION FOR ELECTRICAL SERVICE AND STREET LIGHTS

*****MOTION to approve the resolution for electric service and street lights between APCo and Local Governments and authorize the chairman to sign along with Mrs. Hall was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

SESQUICENTENNIAL FUNDS

*****MOTION to move \$1,496.93 from the BOS Civic, Community Dev. funds to the account setup for the sesquicentennial was made by Henry Blessing and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

BOS JULY 2009 MEETING DATE CHANGED

*****MOTION to move the July 28, 2009 Board meeting to July 21, 2009 and set the Public Hearing of at 6:30 p.m. was made by Jason Ramsey and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

LAW LIBRARY ASSESSMENT PUBLIC HEARING SET FOR JULY 2009

*****MOTION to schedule a public hearing in July 2009 to amend the Law Library ordinance to increase the assessment from \$2.00 to \$4.00, with public hearing to be held at 6:30 p.m. was made by Henry Blessing and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

CLOSED SESSION *****“Move to go into a closed session to discuss a contractual matter pursuant to 2.2-3711-A, subparagraph 13 of the Code of Virginia was made by Jason Ramsey and seconded by Karen Hodock.

Vote on the motion was as follows: Jason Ramsey, yes; Karen Hodock, yes; Henry Blessing, yes; John Thompson, yes. The motion passed.

“Move to return to Regular Session, adopt the certification and waive the reading of the certification of a Closed Session but certify that only items announced by the Board were discussed was made by Jason Ramsey, seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed.

PARTIAL ASSESSMENT PUBLIC HEARING OPENED

Mr. Thompson opened the public hearing to receive public comment on the adoption of an ordinance to authorize partial assessment.

PUBLIC COMMENTS

No public comments were offered.

PUBLIC HEARING CLOSED

Mr. Thompson closed the public hearing.

PARTIAL ASSESSMENT ORDINANCE ADOPTED

*****MOTION to adopt the Ordinance adopting the assessment of new buildings substantially completed was made by Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

LEWIS REZONE PUBLIC HEARING OPENED

Chairman Mr. Thompson opened the public hearing to receive public comment on the application of Michael Lewis to rezone Tax Map parcel 13A1-A-2 from Agricultural to Commercial, for the purpose of operating an allowed use of a retail store (#35), specializing in the sales and service of computers.

PUBLIC COMMENTS

No public comments were received.

LEWIS REZONE PUBLIC HEARING CLOSED

Mr. Thompson closed the public hearing.

LEWIS REZONE APPLICATION APPROVED

*****MOTION to approve the application of Michael Lewis to rezone Tax Map parcel 13A1-A-2, in the Rocky Gap area, from Agricultural to Commercial, for the purpose of operating an allowed use of a retail store (#35), specializing in the sales and service of computers was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

COUNTY ATTORNEY CONTRACT RENEWED

*****MOTION to compose the County Attorney contract, to be effective July 1, 2009 and expire June 30, 2010, to include a 30 day in and out clause, at \$32,000 per year retainer fee, to be paid in monthly installments of \$2,666.67, was made by Henry Blessing and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

CLOSED SESSION *****“Move to go into a closed session to discuss a contractual matter pursuant to 2.2-3711-A, subparagraph 13 of the Code of Virginia was made by Jason Ramsey and seconded by Karen Hodock.

Vote on the motion was as follows: Jason Ramsey, yes; Karen Hodock, yes; Henry Blessing, yes; John Thompson, yes. The motion passed.

“Move to return to Regular Session, adopt the certification and waive the reading of the certification of a Closed Session but certify that only items announced by the Board were discussed was made by Jason Ramsey, seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed.

COUNTY ADMINISTRATOR HOWLETT HIRED

*****MOTION to employ Willie Howlett to perform the duties of the Bland County Administrator and 911 Emergency Services Coordinator at the total salary of \$85,000.00, with a start date of July 1, 2009 was made by Jason Ramsey and seconded by Karen Hodock.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, no; John Thompson, yes. The motion passed.

ADJOURNED This meeting was continued till 5:00 p.m. July 21, 2009 to the Bland County Courthouse Conference Room.

John C. Thompson, Chairman

Carol J. Hall, Interim County Administrator