

November 14, 2013

The Carroll County Board of Supervisors held their regular monthly meeting on, November 14, 2013 in the Board Meeting Room of the Carroll County Governmental Center.

Present were: David V. Hutchins  
W.S. "Sam" Dickson  
Dr. Tom Littrell  
Joshua A. Hendrick  
Phil D. McCraw  
Ralph "Bob" Martin  
Gary Larrowe, County Administrator  
Nikki Shank, Assistant County Administrator  
Jim Cornwell, County Attorney

Mr. Hutchins called the meeting to order at 3:36 p.m.

**CLOSED SESSION – PURSUANT TO VIRGINIA CODE SECTION 2.2-3711(A1, A3, A5, A7)**

Upon motion by Mr. McCraw, seconded by Mr. Hendrick, and passing, the Board convened a Closed Session for the discussion of personnel, disposition of real estate, prospective business, investments, legal matter, as authorized by Virginia Code Section 2.2-3711(A1).

Mr. Hutchins explained the purpose for entering Closed Session as listed below. Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter that involves the teacher and some student and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the appropriate board.

Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically

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threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**CERTIFICATION OF CLOSED SESSION**

Upon motion by Mr. Hendrick, seconded by Mr. McCraw, and passing, the Board adopted the following Resolution:

**WHEREAS**, the Carroll County Board of Supervisors convened a Closed Session this date pursuant to an affirmative recorded vote and on the motion to close the meeting in accordance with the Virginia Freedom of Information Act;

**WHEREAS**, Section 2.2-3711(D) of the Code of Virginia requires a certification by the Board of Supervisors that such Closed Session was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Carroll 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 under the Virginia Freedom of Information Act were heard, discussed or considered in the Closed Session to which this certification applies, and (II) only such business matters as were identified in the motion by which this Closed Session was convened were heard, discussed, or considered in the meeting to which this certification applies.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes

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Mr. Martin                      Yes

Mr. Hutchins recognized the Carroll County JROTC who presented the colors. He told that on behalf of the Board he would like to extend their thanks and congratulations to the colonel and the fine group that he has.

Mr. Martin told that Tyler Krejci would like to speak and Colonel Carper and Sergeant Isom do a tremendous job with the young people at Carroll County High School and this is just a small fraction of what they do. He told that Mr. Krejci is the number one senior cadet at the high school and he has applied to West Pointe and that may be a strong option for him.

Mr. Krejci replied yes. He told that he would like to let everyone know how they are doing and the things they are participating in this year. He told that they have high participation this year and have 18 females and 46 males and that is the largest number in their history especially with females. He told that they have been part of the honor unit for the past 10 years. He told that they did adventure training, historical tours, went to competitions, did color guards and ceremonies. He told that they also have a military ball which is a formal dinner and dance. He told that they have done several community service events. He told that their Raider team is closely related to the cross country team and 4 of the top runners are also in JROTC. He told that he was recently honored by the Scottish Rite for excellence in leadership, character and academics. He told that of their senior cadets, 5 plan to attend a community college, 2 plan to attend a 4 year college and 2 are going into the Army. He told that everyone is invited to the military ball and Sergeant Isom will be retiring this year with 7 years of service. He told that the 9<sup>th</sup> grade class has pros and cons and they like not having to wait on them to be bussed over but they do have a concern that they may be bothersome to the other classes next to them when they are doing PT or drill because on rainy days they do it inside in the hall and they are concerned they are disrupting the learning environment. He told that they have lost their marksmanship practice area but they do have a place to practice this year.

Mr. Martin told that he is an honor to the county and to the program and he is sure you and many of these others will be successful after Carroll County High School. He told that we just finished Veteran's Day so he asked Ms. Harmon to come because they know more than the National Anthem. He told that he heard a lot from the kids telling him how well it sounded in here last time and asked why does it sound good here.

Ms. Harmon told that the acoustics are appropriate and in the band room there is a lot of carpet that absorbs sound.

Mr. Martin thanked the group and told that they are really good.

Ms. Harmon told that they had 35 students selected for all district chorus this year so they have worked really hard.

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Mr. Martin told that they will close our Veterans Program, you hear so many negative comments about kids in high school and yes there is a few knot heads floating around but the truth is it is overwhelming. He told that one of the things they do is Fellowship of Christian Athletes, is God in schools and the answer is your dagum right and this is one of the organizations and the sponsor is Ms. Dena Reece and she has a young man with her.

Ms. Reece told that Chanse Quesenberry has a short devotion.

Mr. Quesenberry shared his devotion.

Mr. Hutchins told that it is not always the popular thing to do today, to express your beliefs in Jesus Christ and it is comforting to know that at least in our little part of the world we still have those beliefs and they are evident. He thanked Mr. Quesenberry and applauded him and support him.

Mr. Dickson led in invocation.

Mr. Hutchins told that they had a very successful meeting at VACO and the steering committees were very active. He told that wanted to congratulate Mr. McCraw, Dr. Littrell and Mr. Hendrick on their re-election.

Mr. McCraw thanked everyone and to that he was humbled to run unopposed.

Mr. Hendrick echoed Mr. McCraw and told that it is an honor to serve and represent Laurel Fork district.

Dr. Littrell told that he is pleased to be back for 4 years and he thanks all who supported him and he is glad that it is over.

(Order)

### **APPROVAL OF AGENDA**

Upon motion by Mr. Hendrick, seconded by Mr. Dickson and passing, the Board approved the agenda.

#### VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**APPROVAL OF MINUTES**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the minutes of the meeting on October 21, 2013 as previously distributed to the members of this Board.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**APPROVAL OF PAYROLL**

Upon motion by Dr. Littrell, seconded by Mr. Martin, and passed unanimously, the Board approved the payroll for November 2013 and did authorize the Chairman and Clerk, along with Bonita M. Williams, Treasurer, to sign checks for the December payment of salaries and wages for all County officials and employees as previously budgeted by the State Compensation Board and this Board of Supervisors.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**CONSENT AGENDA**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the Consent Agenda.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**MT. ROGERS FINANCING RESOLUTION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the Mt. Rogers Financing Resolution.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**AMTRACK RESOLUTION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the Amtrack Resolution below.

**WHEREAS**, Amtrack is the nation’s inter-country passenger rail service and the nation’s high speed rail operator; and

**WHEREAS**, Amtrack served 31.6 million passengers in FY13 and traveled at speeds up to 150 mph; and

**WHEREAS**, Amtrack connects 46 states, the District of Columbia and three Canadian Provinces; and

**WHEREAS**, Amtrack Virginia is the Virginia version of Amtrack; and

**WHEREAS**, Amtrack Virginia service continue to grow year after year, delivering statewide benefits, providing vital transportation services, advancing the Commonwealth’s economy and demonstrating the value and convenience of intercity passenger rail; and

**WHEREAS**, Amtrack Virginia provides additional transportation choices for citizens of the Commonwealth; and

**NOW, THEREFORE BE IT RESOLVED**, that the Carroll County Board of Supervisors support Amtrack Virginia and would welcome and encourage Amtrack to expand service to Southwest Virginia.

VOTES

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Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**CANNERY GRANT**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved an appropriation in the amount of \$33,400 for the USDA Cannery Grant.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**LITTER GRANT ALLOCATION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved an expenditure adjustment in the amount of \$800 for the Litter Grant.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**HOLIDAY RESOLUTION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved the Holiday Resolution below to include additional days given by the Governor including ½ day on November 27<sup>th</sup> that has been included in the Governor’s calendar and any additional days given.

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**WHEREAS**, the County of Carroll recognizes various state and federal holidays within each calendar year; and,

**WHEREAS**, the County of Carroll observes the holiday schedule set forth and approved by the Governor of the Commonwealth of Virginia; and,

**WHEREAS**, the County of Carroll has the ability and authority to implement Local General Holidays to be observed within the County of Carroll, Virginia; and,

**WHEREAS**, Carroll County Board of Supervisors wish to recognize the day listed below and observe the date in which they fall as a Local General Holiday in addition to the holiday schedule set forth by the Governor of the Commonwealth of Virginia; and,

New Year's	January 1, 2013
Lee Jackson Day	January 18th
Martin Luther King, Jr. Day	January 21st
President's Day	February 18th
Employee Appreciation	March 29th
Memorial Day	May 27th
Independence Day	July 4 <sup>th</sup>
Labor Day	September 2nd
Columbus Day	October 14th
Veteran's Day	November 11 <sup>th</sup>
Thanksgiving	November 28 <sup>th</sup> and 29th
Christmas	December 24 <sup>th</sup> & 25 <sup>th</sup>
New Year's	December 31 <sup>st</sup> & January 1 <sup>st</sup> , 2014

NOW, THEREFORE, BE IT RESOLVED, that the Carroll County Board of Supervisors does hereby recognize and observed the Local Holidays and offers this benefit and privilege to the employees of Carroll County.

**VOTES**

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**FIRE FUND**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved to reclass an additional allocation to the Fire Fund as it was allocated to the incorrect line item.

**VOTES**

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes

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Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	

(Order)

**PHASE III APPROPRIATION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved an appropriation in the amount of \$12,720.31 for the Phase III Construction and Renovation Project.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**PUBLIC HEARING AUTHORIZATION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved to hold a Public Hearing during the December meeting regarding the Natural Gas Utility Fund Budget at 5:30 p.m. or as soon thereafter as practical.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**VTC GRANT**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved to appropriate the budget supplement for the VTC Grant awarded to Carroll, Grayson and the 1908 Courthouse in the amount of \$102,000.

VOTES

Mr. Hendrick	Yes
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Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**FIRST RESPONDER**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved to appropriate the purchase of turn out gear for the Fire Fighter First Responder course at CCHS from the Highway Safety fines.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**COMMONWEALTH ATTORNEY ALLOCATION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved an additional allocation in the amount of \$559.50 to assist with the cost of web design. These funds will come from asset forfeiture fund.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**SHERIFF'S OFFICE ALLOCATION**

Upon motion by Dr. Littrell, seconded by Mr. Martin and passing, the Board approved an additional allocation in the amount of \$17,001.75 received for extradition.

VOTES

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Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**MT. ROGERS CSB – SARAH BEAMER**

Ms. Sarah Beamer told that she is the Director of Finance and Community Services for Mt. Rogers Community Services Board and she appreciates the opportunity to be here tonight. She told that you have in your materials some information regarding this request, Mt. Rogers would like to seek \$2 million in financing for 4 renovations in Smyth County. She told that she is here because of State Code which requires that they get authorized from the localities that they serve to proceed with the financing. She told to help you rest easier she pointed out a couple items in the resolution, the County will have no responsibility for paying this loan and shall not be obligated to pay or guarantee any debt. She told that this is a formality and they have approached all the other localities and they appreciate your consideration in allowing them to proceed to incur \$2 million in long term financing.

Mr. Hutchins told that we have the resolution and he will entertain a motion.

Dr. Littrell told that this was approved in Board Approval.

Mr. Hutchins told that he missed that.

(Order)

**SBDC UPDATE – MANDY ARCHER**

Mr. Hutchins told that they always appreciate Ms. Archer coming.

Ms. Mandy Archer told that she usually has the boring information.

Mr. Hutchins told that it may be mundane but it is not boring.

Ms. Archer told that she is the Director serving Carroll, Galax and Grayson and when she comes into these types of environments she is providing a lot of statistical, reports and that type of thing. She told that they have to hold clients information at high confidentiality. She told to date they have met with 144 individual people, some are new and some they have met with before. She told of those 29 become long time clients and that is a goal set by their state office and they like to spend at least 5 hours with them. She told that they have had four training events this year with 120 attendees and they

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strive to make all of the events free so there is no burden to business owners or individuals. She told that she has included a flyer for upcoming events for the remainder of the year. She told that they have completed 18 business plans this year and of those a result of about \$5.7 million in capital financing for the region. She told that they do provide assistance to the business incubator at Crossroads. She told that they have a number of projects out for funding right now and some of those have become non fundable and when that happens they work with them on their credit issues. She told that Carroll County has announced two large projects and she was fortunate enough to be part of those and she feels very blessed and honored to have helped those individuals. She told 11 of the 18 funded projects have been in Carroll and the remaining are one and two people. She told some other things she is involved in is the Business Service Units with the Workforce Investment Board and she will be participating and helping to make connections. She told that she looks forward to 2014 and they are looking at doing some new events.

Mr. Hutchins told that they do a tremendous amount of work that you never see and the jobs they recently announced she was active on those. He told that we might get to cut the ribbon but she is the one who worked behind the scenes on the financing.

(Order)

### **PHASE III/HVAC UPDATE – DENNIS COLE**

Mr. Dennis Cole told that he came last month with the intentions of having some milestones being met in the month of November and he is pleased to announce that we do have heat and had natural gas flowing to high school about a week in advance to that so they had plenty of time to shake out the gas line and make sure that everything is working and he is appreciative to Earl Hagee and the utility gas company for making it happen. He told that they have had some issues but most of those have been taken care of, some were air handling units that needed to be generated and ramped up. He told that they are heating the entire building at this time with the new boilers. He told that there are 4 new boilers and it is running at about 97% efficiency and they have three others for back up and they will alternate running those so they don't wear one out. He told that the concentration now is to finish up the project, the second phase of the project is to get the chill water piping up, get the duct work set up and right now most of the controls are basically on or off. He told that they are starting to put in ceiling grids and around December 1<sup>st</sup> they should have a different look to the school. He told that they are on schedule and making progress. He told that on the STEAM Lab they have gone through the three phases of design with it and they are currently getting ready to advertise the project starting next week. He told that the Lane Group has been very good to work with and they have met all of the challenges that they have presented and he feels very comfortable moving forward.

Mr. Martin told that it is a lot better than what he is presenting and the heat is nice.

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Mr. Cole told that they have not yet received complaints about the contractor leaving dirt and debris.

Mr. Hutchins told that they must have hired a cleaning crew because construction does not usually leave it looking nice.

Mr. Dickson asked about the shop area and asked if the heaters were big enough to recover.

Mr. Cole told that they had new heaters put in all of the bays for the vocational rooms and they have only had 2 up and running since yesterday. He told that the heaters came in with the wrong motors and instead of having three phase they had single phase and had to be sent back. He told that they were cranked up today and there was no issue about having heat, we have plenty.

(Order)

### **SUPERINTENDANT OF SCHOOL – DR. STRADER BLANKENSHIP**

Dr. Strader Blankenship thanked the Board for the opportunity to speak this evening. He told that the construction crew has been clean, it is amazing and he has never seen one that has done as well and he wanted to give kudos to the staff at the High School, they have lived through some interesting times and have done it very well. He told that he wanted to say thank you for the amount of support that you have given Carroll County Public Schools since he has been Superintendent. He told that they are about to complete the HVAC Upgrade and they are looking forward to the STEAM Lab and they are very thankful for the money that you gave them to work on their security systems. He told that they have control systems at all sites, card reader systems, panic buttons at each site and he won't say anymore about that other than they have them, they have 50 new digital cameras for the buses, 15 additional hard drives for the cameras and they purchased some radios for schools so they are very thankful for the money and the items have made our students, parents and staff feel much more secure. He told that he hasn't heard a single complaint about the measures even though it has created just a little bit of an inconvenience. He told that he would also like to thank you for the money that was necessary to redo the roof at St. Paul it was very needed. He told that the second reason he is here is because of the pamphlet that you have in front of you. He told that he would like to make Carroll County aware of a major push that they see very important to them. He told that he wants to emphasize that Carroll County Public Schools is totally about preparing children for their future. He told that in the folder that you have he would like to hit some high spots and on the green sheet it says our students take dual credit classes with WCC and 477 students received those dual credits and it was a cost savings of \$471,870. He pointed out the blue sheet that shows the awards they were given last year and then showed the newsletter as well as the Governors Academy, Governors School that is virtual and Virtual Virginia. He told that Cattails is a newsletter that goes out about the Career and Technical but he wants you to look at the Career Pathways that shows the 16 career pathways that are available to students. He also showed the list of

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certifications that the students can get and explained some of those. He told that next is a spreadsheet that shows the total number of credentials earned in the last 5 years and went over some of those numbers. He told that they hope to offer firefighter 1 starting January 1<sup>st</sup> and first responder. He told that they are in talks and hope to offer EMT next year. He told that he really came today for information purposes and wanted you to know that our kids are leaving school with certifications and they are ready for work. He told that when you are talking to prospects please use the information here to help with that and they would also be happy to help in any way. He told that companies are not going to locate here if they don't think there is a good school system to go to plus they also want a good workforce and he thinks the information here will help you sell that. He told that we want desperately for the 23% that want to enter the workforce to be employable upon graduation and we desperately want to provide opportunities for the 37% who will attend 2 year colleges and technical schools to stay or return to Carroll County. He told that we desperately want to provide opportunities to the 35% that are going away to 4 year colleges and beyond to return to Carroll County. He told that their ultimate goal would be for all of the graduates to practice their chosen profession, raise their families and retire in the most beautiful place in the world, Carroll County. He told that they stand to help any way they can and that is the only reason he is here tonight.

Mr. Hutchins told that he would like to extend his personal thanks and appreciation for your efforts and for working with the Board, it has been a pleasure. He told that while we may not always agree when Dr. McBride was there they would often sit and talk, sometimes they didn't agree but they looked at it as our responsibility to find a way to make these things work and find a solution. He told that often we cannot always put the dollars that you would certainly like but together we can try to find a way to do it. He told that there is two things he would like to say, the 23% that enters the workforce, and this is personal, he sees a lot of youth that come from high school that are lacking soft skills. He told that if you don't show up for work, and he does not know how you fix it. He told that is critical if we hope to attract businesses. He told that the area 2 workforce board has changed and they are reaching out to community colleges and they want to reach out to k-12. He told that Marty Holiday has been working hard on this. He told that you mentioned EMT's and everyone on this Board is aware that we have a shortage of trained people in the rescue squads. He told that he appreciates the first responders that we are starting with.

Dr. Blankenship told that they are aware that soft skills are an issue and they are working on that. He told that he is not sure why it does not translate to business because you are paying them and we are not but they have a 96% attendance rate at the high school and he doesn't know if it is the 4% that are not showing up for work or not but they are aware of it.

Mr. Hutchins thanked him for being here and told that he is welcome anytime.

(Order)

**CCHS AUXILIARY GYM**

Mr. Martin asked if he could have some information as to the status of looking at auxiliary gym, what is being considered, what is going on or the funding possibilities or whatever. He told that he doesn't know if it is Gary's office or Dr. Blankenship's but he would just like to know where we are with that.

Dr. Blankenship told that he has not had discussions with Mr. Larrowe about funding. He told that they would like to have an auxiliary gym but that is neither here nor there but he and I have not had any real conversations. He told that he thinks there is an opportunity if we are very careful about what we do in the planning and if we were to go there this could solve a number of problems.

Mr. Martin told that a couple of meetings ago he made a helter skelter motion that he am not sure he even understands, but Mr. Chairman I would like to make a motion, and the purpose of this would be to get this issue more defined and see if it is feasible and where we stand and so forth. He told that if you looked at his scribble you would still think that it is going to be bad but here goes; I move that we do a feasibility study for funding options through such sources as QSCB, USDA, etc. or other sources to design and build an auxiliary gym and, this is going to be a long one and I would request that if it is not possible to present this information by December that we look at our January meeting and this feasibility study include final cost estimates for a gym and four classrooms that I have heard about, but that we also have alternate bids for an additional four classrooms, which would make a total of eight, and within these classrooms we have one room that is equipped, I think the technology is called Blackbox, which equips a large room to have tremendous audio capabilities for bands or chorus, that this large room, the Blackbox room, be somewhere in the neighborhood of holding a couple of hundred kids or couple of hundred adults, and that also included in the planning of this feasibility study is to include public restrooms. I am glad I am a man and not a girl over at that building, okay. We need public restrooms. Also to include in this feasibility is a hallway connection between the main building, this auxiliary gym and the fieldhouse area. I feel it is needed. There is a tremendous need for that for the safety of these kids. We have something like 400 kids transferring at one time. And finally that this be presented as soon as possible not only to the board of supervisors but be presented to the CCHS staff, the people that are going to use the building, they ought to feel they have some say or input into it. And I am sorry if I step on anybody's toes because I didn't even talk to my wife about this let alone the members of the board. But I think that this will get the situation more in the perspective and we can take a look at numbers and adjust or readjust or whatever, and that is pretty much the gist of my motion.

Mr. Hutchins told, friends we have an epistle of a motion.

Mr. Martin told that it is still better than that other malarkey that he tried to make the last couple meetings ago.

Mr. Hutchins told that there is a lot of moving parts to it but he would ask that if anyone really understands it, if they would like to second it.

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Mr. Hendrick told that he would like to ask a question in regards to clarification on the motion. He told that basically you are making a motion that we get the ball rolling on a feasibility study for an auxiliary gym and then you listed several items that you would like to see included, is that in general.

Mr. Martin replied, in general. He told that he would like to know what kind of money numbers we are looking at.

Mr. Hendrick told the items that you requested were relatively specific as far as number of classrooms, alternate bid, blackbox for chorus and band, those are all things you would like to see looked at in the feasibility study, is that correct.

Mr. Martin replied yes.

Mr. Hendrick told that he just wanted to make sure that he understood the motion. He asked how he goes about amending Mr. Martin's motion.

Mr. Martin replied, you tell me what you want amended and I'll amend it.

Mr. Hendrick asked if it has to be seconded first.

Dr. Littrell told that it does have to be seconded first.

Mr. Hendrick seconded Mr. Martin's motion and asked how he goes about amending Mr. Martin's motion. He told that he wants to tie something in there.

Mr. Hendrick told that he makes a motion to amend; the items that were requested and it is great to have ideas but he wants it to come from the school administration.

Mr. Martin told that he does too.

Mr. Hendrick told that it is their building and whatever we are going to look at, he wants it to come from Dr. Blankenship and the School Board. He told that you brought up a lot of great points and things that he agrees about but he wants whatever we look at in a feasibility study, we need to be partnering with the school administration and the School Board so that is his amendment.

Mr. Martin asked if we need a second to his amendment.

Mr. McCraw asked if it is time for some discussion.

Mr. Hutchins told he doesn't know there may be more amendments to the amendment. He told that he hopes someone is writing those down because he was scratching.

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Mr. Larrowe told that we will need a second to the amendment and then we can have discussion.

Mr. Martin told that he seconds his amendment.

Mr. McCraw told that he thinks some good points have been brought up here but he thinks that personally before we start making motions and seconds we need to get a presentation of sorts from our colleagues from the School Board. He told that he thinks that is where this needs to come from and then as his dad used to say we will look the calf over and go from there, that is his opinion.

Dr. Littrell told that he thinks we are premature in doing this, first of all it really needs to come from the School Board, it is their purgative to do these types of things. He told that he feels like we are out of line to even bring it up at this point.

Mr. Martin told that nobody ever accused him of having a whole lot of doing things correctly. He told that he agrees, he just am frustrated that to him we got all of these things in place and we need to be rolling with things, he thinks the funding is very competitive at this point, we have had construction and from what he has seen it has went very well and as bad as he hates to say, Dennis the Clerk of the Works or whatever your office title is one of the best we have had forever. He told that we have all of these things here now he feels like we would get some really good bids and interest rates and he certainly doesn't want to step on the School Boards toes. He told that you are probably right Dr. Littrell, but you got all these people setting on the creek bank and they either need to put a hook on their line and a fish worm and throw it in the creek or they need to go back to the house and watch tv. He told that he is just tired of it, everything costs money and he just thinks it is an opportune time for somebody, somewhere to look at this and so forth, end of my speech.

Mr. McCraw told that he just feels like this needs to come from our friends on the School Board. He told that they were elected just like we are and they were elected to do the job and we were elected to do ours and he thinks this falls in the beginning more under their category of job description and he thinks back about some of the previous construction and it proves that haste sometimes makes waste and he thinks we need to proceed cautiously and he really feels like this is something that needs to come from the School Board.

Mr. Dickson told that he agrees with Dr. Littrell and Mr. McCraw and we need to talk to the School Board first. He told that he knows they probably think they need another gym and he thinks they do, even though they haven't decided what they are going to do with Woodlawn School, some of them still wants it back open and he heard during election time that it may be back open so he doesn't know what their plans are on that. He told that maybe they want to come to us and tell us what they are planning on doing then we will know whether we can plan on Woodlawn being back open or if we need one. He told that it kinda goes back to the School Board he thinks before we go to far or it may not be what they want.

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Mr. Hendrick told that he would like to talk about Woodlawn later since Sam brought it up.

Mr. Hutchins told that in his mind, we may need it but first off he believes what you ask for is probably a twelve month endeavor or so or more, it is not simply a feasibility study, you wanted numbers, design, costs and unless there is a lot of engineering dollars out there you are not going to get a rough order magnitude even. He told that we can swag something, secondly he is not sure if everybody is thinking about it but we have invested a tremendous amount of dollars on the school in the last year or two. He told that the QSCB piece of it he believes has gone away and that is a piece that may even be in debate and we are going to be coming upon a fairly large debt load and while maybe the need is there how much do we raise property taxes to afford that so to him he thinks we need to allow Dr. Blankenship and the School Board to determine their needs and to come to us with what they think and we would look to see if there is a way to accomplish the financing. He told that our piece is only the financing really. He told that if there is no more discussion we will vote on the amendment.

#### VOTES

Mr. Hendrick	Yes
Mr. McCraw	No
Mr. Hutchins	No
Mr. Dickson	No
Dr. Littrell	No
Mr. Martin	Yes

Mr. McCraw told that the amendment as stated now.

Mr. Hendrick told that his amendment was to take the request for the feasibility study but get all of the points and where to and what do we look at and what do we want from the School Board and school administration.

Mr. McCraw told that because he thinks, he is definitely not against helping the school out, he understands that there are things to be done but he thinks all this before we start making amendments to motions and making motions to do anything we need a clear cut direction from the School Board and for that reason he votes no.

Mr. Dickson told that he agrees with Mr. McCraw.

Dr. Littrell told that rather than repeat what Mr. McCraw said he agrees and votes no.

Mr. Hutchins told that now we will vote on the main motion.

Mr. Larowe told that it would be the original motion as unamended.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	No
Mr. Hutchins	No
Mr. Dickson	No
Dr. Littrell	No
Mr. Martin	Yes

(Order)

**DELINQUENT TAX**

Mr. Dickson told that he asked for this to be put on and he knows we are collecting delinquent taxes and he would ask that we put a list on our website so all of our citizens are able to see if whether they buy a newspaper or not if that is possible and he would also ask that we get a report maybe in January of what has been collected so we will know kind of where we stand. He told that might be some of the money for a gym if we can collect enough. He told that he would put that in the form of a motion.

Mr. Hutchins replied that we put it on the website and ask for a total list of collections during January meeting.

Dr. Littrell seconded the motion.

VOTES

Mr. Hendrick	No
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

Mr. Hendrick told that he is not sure he completely agrees with the website thing.

Dr. Littrell told that he probably should have amended his motion, there was a thought that we had published the list in the Carroll News which is fine and that is certainly the newspaper of our county but a lot of our citizens read the Gazette maybe in place of or in addition to and he wonders if we would be served to put it in the Gazette also.

Mr. Larowe told that just for information only he thinks the ad for that was about \$5000, maybe a little more.

Dr. Littrell told that maybe we will get extra copies of the Carroll News and distribute those.

Mr. Dickson told that he thought about that and thought this might be a cheaper way.

(Order)

**VA. DOG REGISTRY FOR DANGEROUS DOGS**

Mr. Dickson told that he was reading the paper and saw where some counties in Virginia have a dangerous dog registry and in order to get on that, he doesn't know if we do any of this or not but we need to. He told that it is not like a vicious dog it is a dangerous dog and the way they get on it, if they bite someone or attack especially children they end up on that dangerous dog registry. He told that if they kill a companion dog or another small animal you can get a court order and then they go on there. He told that you say that is not good but it makes their homeowners go up and it can cause them to have to muzzle the dog so he would like to know if we participate and if we do we publish the list.

Mr. Cornwell told that it is a good idea and he will explain the process to you. He told that there is a statue relating to declaration of a dog as a dangerous dog and if certain criteria are met a petition is brought to the general district court to declare the dog dangerous and it is usually biting or attacking a person or killing a companion animal. He told that there are some exceptions such as self defense, the general district court judge would declare the dog dangerous or vicious and if he declares the dog vicious, which is fairly rare then the dog is destroyed. He told that if he declares the dog dangerous then the dog is retained by the Animal Control Officer for a period of time and if the dog owner does not meet certain criteria then the dog is destroyed. He told that the criteria for a person to get their dog back is that they have to have insurance, have a kennel, post notice at their house, muzzle when outside, etc. so the statue has conditions once the dog is declared dangerous. He told that the Animal Control Officer for the county has a list of dangerous dogs and we could post of the website. He told that he has not been involved in one in quite some time so he doesn't know if we have any or not. He told that they just did one in Galax.

Mr. Larrowe told that there are not any in the county and what ended up taking place is dogs have been surrendered if there was one that was eligible to be dangerous it was surrendered and destroyed because of the cost that is involved and because of the insurance that is involved. He told that the homeowner can virtually get no insurance.

Mr. Cornwell told that it is a million dollar policy.

Mr. Larrowe told that there is no one on that registry in Carroll County.

Mr. Dickson told that he has been approached twice in the last two months by people that are concerned with dogs in their neighborhood and so far they haven't bitten anyone so there is not much Animal Control can do about it yet until they actually do damage. He told that he was hoping that if we can get this information out people might be able to call Animal Control and say this dog probably meets the criteria to be a dangerous animal and if we can get them on the list it would eliminate some of the problem.

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Mr. Cornwell told that it used to be the County had to have an ordinance but now it is a State law so without an ordinance the Animal Control Officer can still bring petition to have a dog declared dangerous but he doesn't think that we can make a list of dogs that we think is dangerous, it would have to be declared by the court.

Mr. Dickson told that could be told to Animal Control and he could see if it was worth going to court for.

Mr. Cornwell told that we always recommend that if you have an animal problem you contact Animal Control.

Mr. Dickson told that so many people have tried that with dogs and get nowhere that they don't even bother any more.

Mr. Cornwell told that we have had a couple public hearings on that.

Mr. Dickson replied yes and we haven't gotten anywhere. He asked if we could talk with Mr. Woods and see if he has a solution, maybe other localities have done something that helps identify some dogs.

Mr. Larrowe told that it is tough to get the dog declared dangerous is what Jim had said unless the dog has actually done something. He told that it is sort of like you are not a bank robber until you have robbed a bank and got caught so unless the dog actually does something it is very difficult to go after those dogs. He told that it is a fine line and when you start talking about peoples pets that is a personal situation.

Mr. Dickson told that he had one person tell him that she was trapped in her car for a long time because she couldn't get out, a dog would not let her out. He told that the dog is not dangerous or vicious evidentially but it is border line and will probably turn out that way. He asked if we could talk to Mr. Woods and have him check into that a little further.

Mr. Larrowe told that we have no trouble with doing that. He told that we encourage Animal Control to do their job and support them in every way, we have just had several cases that were associated with that of supporting them and going after the owner of the animals for various things and we have no issues in supporting that.

(Order)

### **POOL/WATER PARK STUDY**

Mr. Dickson told that the group that was selected to prepare a study for the pool/water feasibility is completed and we talked to them about some of the proposals they had and he thinks it is time if Nikki will agree, she was there also that we possibly have a presentation to the full Board and any interested citizens that would like to come and see

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what they have determined and again this is not something we are trying to force on anybody, it is a study and it has results so this will give a chance for the people to see what it would cost, what it would have, possibly a couple places we could put it and know what direction to go. He told that he would make a motion that we contact them and have them January or February whatever would suit them.

Mr. Hutchins told that we have a motion to ask the developers of the study to present with the Board in January or February.

Mr. Larowe asked if they would want to do this as a special meeting so the focus would be on this and because the presentation could be quite lengthy.

Mr. Dickson asked if Administrators Office could take care of getting us some dates and see which one works. He told that we do have some concerned citizens.

Mr. Hutchins asked if we could table it until December until they find a date and then we can make a motion.

Mr. Dickson told that talking about Bob's study on the gym, this pool thing has been going on a long time and it takes months to get it completed.

Mr. Martin told that we would second the motion.

Mr. Dickson told that we are going to contact them and get a date and come back and do it in December.

Mr. Hutchins told that Sam withdrew the motion until December.

(Order)

### **CERTIFICATION OF ELECTION**

Mr. Hutchins asked if we need to discuss it.

Mr. Hendrick asked what it is.

Mr. Hutchins told that it is the numbers from the Board of Elections and we have to certify that they are correct.

Dr. Littrell told that he has not seen it.

Mr. Hutchins told that he can read them out if he needs to.

Mr. Hendrick asked if it was prepared by our local board.

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Mr. Hutchins told that it is prepared and signed by Denny Shockly the Chair, the Vice Chair and the Secretary and it says the results of the races in Carroll County only.

Upon motion by Mr. Hendrick, seconded by Mr. McCraw and passing, the Board approved the Abstract of Votes for the Certification of Election.

Dr. Littrell asked if he is in conflict of interest since his name is on there.

Mr. Hutchins told that he wouldn't think so.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**DRAFT STORMWATER ORDINANCE**

Mr. Hutchins told that at the VACo meeting there was a large amount of discussion on this and some of the legislative folks were there both Senators and delegates and he is not sure that they knew what the situation was but he knows that we have to at least provide a draft and that is what this is. He told that we have sent one.

Mr. Cornwell told that we are not adopting the ordinance.

Mr. Hutchins told that is correct we are simply approving this draft to DEQ. He told that they have changed owners and we have a grant so we need to approve the draft.

Upon motion by Mr. McCraw, seconded by Mr. Dickson and passing, the Board approved the Draft Stormwater Ordinance.

Mr. Hendrick asked if the fee schedule changed from the first one.

Mr. Hutchins replied that he does not think so.

Mr. Hendrick told that the fee schedule that we have is what was recommended by the State.

Mr. Hutchins replied yes.

Mr. Dickson told that it is too high.

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Mr. Hutchins replied yes it is.

Mr. Dickson told that there is nothing we can do about it.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

Mr. Hutchins told that he thinks the fee schedule is just short of highway robbery in a legal sense and the fact that DEQ is skimming off of the top a huge percentage we have little choice.

(Order)

**PUBLIC HEARING – TOURISM ZONE**

Mr. Hutchins told that the Tourism Zone is a request from Hillsville and we had a map that shows those areas at the last meeting. He opened the Public Hearing at 7:01 p.m.

Mr. Hendrick told that he read it he just wants to know what it is for.

Mr. Larrowe told that the Town is very interested in doing this to attract some tourism type venues and that was one way to help incentivizing it to give taxation reduction. He told that it is akin to the Enterprise Zone and the Town has asked the County to do the same thing.

No one was signed up to speak.

Mr. Hutchins closed the Public Hearing at 7:02 p.m.

Upon motion by Mr. Martin, seconded by Mr. Dickson and passing, the Board approved the Tourism Zone.

Mr. Hendrick asked if there are any potentially negative impacts.

Mr. Larrowe replied, not that he is aware of because this would be for expansions or new businesses.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes

Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**PUBLIC HEARING – CODIFICATION**

Mr. Jim Cornwell told that you adopt ordinances when matters come before you and once in a while we should take those ordinances and put them in a bound book and that is basically what has been done. He told that you hired a company to do that and they had three tasks, one was to make sure that the new code sections are fixed on ordinances, put them into order where they can be found and numbered. He told that second they look at adopted ordinances to make sure that they are still effective under code to see if they need to be repealed and the third thing is to make sure that all fees are current with State law. He told that none were changed other than to make them up to date with the laws. He told that he has reviewed the drafts and made a few suggestions, the company did a good job. He recommends that the Board adopt the ordinance to codify and we will get several copies of the new codification.

Mr. Hendrick asked what happens if you want to change the Subdivision Ordinance.

Mr. Cornwell told that ordinances can be amended at any time.

Ms. Shank told that as part of our contract moving forward we will send the company the changes or new ordinances and they will send back what we need to insert into the book.

Mr. Cornwell told that we will probably need to look at it again in five to ten years but it will stay current.

Mr. Hutchins opened the Public Hearing at 7:09 p.m.

No one was signed up to speak.

Mr. Hutchins closed the Public Hearing at 7:10 p.m.

Upon motion by Dr. Littrell, seconded by Mr. McCraw and passing, the Board adopted the ordinance to codify our codes.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes

Mr. Martin                      Yes

(Order)

**PUBLIC HEARING – NATURAL GAS LINE**

Mr. Larrowe told that we have the Natural Gas operations in the County and we found that the IDA could build out the line but it had to be ran by someone else and in our haste to get this operational we ended up transferring the ownership of the gas line to the Board of Supervisors, however the Board of Supervisors cannot build out the line so any of the build out is taking place within the IDA. He told that if you think about this logically, how this process would work is that the line from Mohawk to the High School is still the property of the IDA because it has not been transferred. He told that one of the things that would end up happening is that every time a joint of pipe would be added to the line the IDA would have to by resolution pass that they are giving that to the Board and then we would have to accept every joint of pipe and then you would have a combination to each build out. He told that the other side is the auditors are not sure where to contribute the assets to because it is changing and they said it would be much simpler if the IDA owned the line and there is an operational agreement for the Board to operate the line. He told that Mr. Cornwell is working on that and we would still be doing everything that we are doing now.

Mr. Hutchins opened the Public Hearing at 7:13 p.m.

No one is signed up to speak.

Dr. Littrell told that he hopes everyone appreciates the amount of effort that Gary and others have put into this. He told that it was a tremendous project and it will give us dividends for years and years. He told that he thinks Mr. Larrowe lost a couple hairs in the process.

Mr. Hutchins told that it also saved some jobs.

Mr. Hutchins closed the Public Hearing at 7:15 p.m.

Upon motion by Mr. Dickson, seconded by Dr. Littrell and passing, the Board approved the transfer of the Natural Gas Line to the IDA.

**VOTES**

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

**CITIZEN'S TIME**

No one was signed up to speak during Citizens Time.

(Order)

**SUPERVISOR'S TIME**

Mr. Hendrick told that he has a question on Woodlawn, he told that we were going to look at that again and ask if we have put a date to that.

Mr. Hutchins told that he thought it was in December.

Mr. Hendrick asked if the Woodlawn School Committee is going to give a report as well.

Mr. Hutchins told that he doesn't think they had that date. He told that is when we had put off for accepting it. He told that the committee may want to then.

Mr. Larrowe told that what took place was you were not certain of what the School Board was going to do so you ended up putting it off until December for the acceptance of the School property. He told that the committee was going to be working but he doesn't think they were bound by the December date.

Mr. Hutchins asked if it would please the Board could they report in January.

Dr. Littrell told that they gave a report on the preliminary things and if we were to accept it he thought they would want to have some kind of public hearing maybe even on a special night because he is sure there would be lots of people to talk about it and use that as a basis for some of our decisions.

Mr. Hutchins asked Mr. Hendrick if that answered his questions.

Mr. Hendrick replied, that will work.

Mr. McCraw told that he enjoyed the trip to VACo. He told that he was under the weather but his fellow board members and County Administrator looked after him. He told that there is a lot of walking to do there. He told that he serves on the compensation retirement committee and they talked a lot about VRS and it is going to be interesting.

Mr. Martin told that he used all his time in that motion so he is done.

Mr. Dickson told that he hates to bring up one more thing but since he has it on his list, he told as you all know the bankruptcy court sold the log buildings at the farmers

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market and along with that went a certain part of the land for parking and different things and Jim Dixon Construction is the person that bought it and he has asked and he may not necessarily have to have permission for this, he doesn't know but the people that bought the strip mall have a little stretch of land just passed the building going toward the cannery and he has worked out a deal with Bob Melton to put two or possibly three of his model homes that is presently located across from First Citizens Bank in Galax. He told that how that is going to happen he doesn't know but that is what he has asked. He told that another part is there is a 30 foot strip that the county owns closer to the cannery that he would also like to lease to put one or two more. He told that you probably need to go look to see what you think. He told that he is sure he will be coming before us asking to lease that land or if he has to have permission to put the model homes up.

Mr. Cornwell told that he would have to look.

Mr. Dickson told that in reality we had nothing to do with the sell. The bankruptcy court did it all and the money went to settle some of the debts of Richard Spoor. He told that Mr. Dixon bought the lease that was 99 years on the property and the remainder was 92 years so basically they can do what you want.

Mr. Cornwell told that there were certain terms and conditions.

Mr. Larrowe told that it is not county property that he is talking about, it is the IDA's.

Mr. Dickson told that supposedly the strip mall owns a portion. He asked if it is possible to get Mr. Whitten to go over and see what he wants and mark it and bring it back to us so we can see it and then we can go by and look.

Dr. Littrell told that at the October 21<sup>st</sup> Board Meeting Mr. Steve Gregson alleged that I had a conflict of interest in voting on business related to Agape Motor court Retreat and based on that allegation he abstained from the vote which affected the outcome of the motion that was on the floor at the time. He told that since then there have been a couple of letters to the editor, one in the Carroll News and one in the Gazette in which he feels like he was misquoted. He told that Mr. Gregson said in his letter that he acknowledged that he didn't understand what was being voted on which is entirely false, he understood entirely what was being voted on, the conflict of interest was the question. He told that his written statement at that time said that if he was in conflict it was a misunderstanding of the use of Agape property and that he would ask for an opinion from an unbiased individual if it was a conflict or not. He told that same evening when he got home he made a phone call to Nathan Lyons who is the Commonwealth's Attorney for Carroll County and he asked him what he needed to do to get an opinion whether this was a conflict of interest or not and he said if he would send him an email with the information he would render an opinion. He told that on Tuesday, October 22<sup>nd</sup> he emailed Mr. Lyons and asked for an opinion based on an accusation leveled against him at the October 21<sup>st</sup> Board Meeting during citizens time by Steve Gregson where he contended that his vote on July 8<sup>th</sup> concerning an issue with Agape Motorcoach Retreat was improper and a conflict of interest, and he won't necessarily read the rest of his letter but

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he would be glad to share with anybody that wants to see it. He told that attached to that email was a portion of citizen's time where Mr. Gregson brought that information up. He told that on October 30<sup>th</sup> he received a two page letter from Mr. Nathan Lyons, Commonwealth Attorney addressed to him referencing a conflict of interest advisory opinion pursuant to Virginia Code Section 2.2-3121 and it says; Dear Mr. Littrell, I am writing regarding your email dated October 22, 2013 in which you requested that I issue an opinion relating to your voting on matters that pertain to Agape Motorcoach Retreat. The specific question that you pose is would you be required to abstain on votes related to this particular development because you are a one-third owner of Square properties which encompasses a Car Museum and RV Park in a different jurisdiction. By way of procedural explanation your request to my office states that a Mr. Steve Gregson stated at the October 21, 2013 Board of Supervisors meeting that you had a conflict and could not vote on matters pertaining to Agape Motorcoach. He further stated that you failed to disclose that you were a partial owner of Square properties which has a nightly RV park and a car museum in a different jurisdiction. In short I believe the answer would be that no you would not be disqualified or conflicted from voting on issues related to Agape Motorcoach Retreat. In reviewing this question you have to look at several factors, one of which is have you disclosed your investment or partnership with Square properties on your annual Statement of Economic Interest Forms. In reviewing years 2012 and 2013 forms it appears that you list both Square properties as a partnership on Schedule F and as a Real Estate Investment on H2. The second factor to look at would be to examine if Square properties were in some type of active competition with Agape Motorcoach Retreat. I can find no information to support that these operations are in direct competition with each other, that alone does not create a conflict of interest which would prohibit you from voting on matters relating to Agape Motorcoach. Therefore based on the factual structure as you have provided to me I can only conclude that the answer would be no that you are not required to provide that information. However in saying the answer is no I would think it imprudent not to tell you that in situations like where you are an elected official it may benefit you to give or prepare a disclosure prior to any votes on the matters pertaining to Agape Motorcoach. You may want to provide the information to hold yourself out as fully transparent, but again I do not believe that you are in any way required to decline to vote or make decisions in that regard, respectfully yours Nathan Lyons. He told that he wanted that in the record that according to the Commonwealth's Attorney opinion he was not in conflict and he felt like his vote that night was disqualified improperly.

Mr. Hutchins told that we have a new graduate from the VACo/Va Tech Supervisor Certification Class and Mr. Phil McCraw is to be congratulated on completing the necessary course work which takes considerable amount of time. He told that he has been accused of saying you only read two books and that is true, per class or more. He told that it is about 18 months and there is five core classes and they cover everything from budget to we don't make widgets here.

Dr. Littrell told that he doesn't know if anyone has mentioned to the public but Mr. Hutchins was honored at VACo by being elected as the first Vice President of the State

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VACo Association and that is to be commended and that means he is in succession to be President in a couple years.

Mr. Hutchins replied, thank you.

(Order)

**ADJOURNMENT**

Upon motion by Mr. Hendrick, seconded by Dr. Littrell and passing, the Board adjourned.

VOTES

Mr. Hendrick	Yes
Mr. McCraw	Yes
Mr. Hutchins	Yes
Mr. Dickson	Yes
Dr. Littrell	Yes
Mr. Martin	Yes

(Order)

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Chairman

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Clerk

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