

September 12, 2022

The Carroll County Board of Supervisors held their regular monthly meeting on September 12, 2022, in the Board Meeting Room of the Carroll County Governmental Center.

Members Present:

Rex L. Hill
Tracy Moore
Ronnie Collins via phone
Jody Early
Joey Dickson
Robbie McCraw

Others:

Michael Watson
Crystal Adams
Justin Martin
Steve Durbin

CALL TO ORDER

Mr. Moore called the meeting to order at 5:00 p.m.

CLOSED SESSION – PURSUANT TO VIRGINIA CODE SECTION 2.2-3711

Mr. Hill made a motion, seconded by Mr. McCraw, to enter into Closed Meeting under Section 2.2-3711- A1, A6, A7, A29

Roll call vote was as follows:

AYES: Rex Hill Tracy Moore
Jody Early Joey Dickson
Robbie McCraw

NAYS: None

ABSENT: Ronnie Collins

COME OUT OF CLOSED SESSION

Mr. McCraw made a motion to come out of Closed Session. Mr. Hill seconded the motion.

Roll call vote was as follows:

AYES: Rex Hill Tracy Moore
Jody Early Joey Dickson
Ronnie Collins Robbie McCraw

NAYS: None

Mr. Moore stated that Mr. Collins is joining us remotely per our county remote participation policy meetings.

CERTIFICATION OF CLOSED SESSION

Mr. Moore certified Closed Session with 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.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

Mr. McCraw led in invocation and pledge.

BUSINESS RECOGNITION

Mr. McCraw told that we started doing this several years ago and we think about the businesses in the community that give back and the things that they have done, I feel like it was my responsibility to choose a long term family owned business to recognize. I thought about that a lot, and I ask Bonnie Hiatt if they would be interested in being recognized as the owners of Fancy Gap Dress Shop. Ken and Lucille Iroler purchased the store from Worth Utt in 1970 and the store did not yet have a name. In order to be listed in the phone book you had to have a name so Lucille came up with Fancy Gap Dress Shop, but many called it 10,000 dresses because the store sign noted that there were more than 10,000 dresses inside. The first dresses were priced as low as \$2.25 and as customers walked through the front door there was a big barrel of buttons. Digging in the buttons was a great pastime of kids while mom shopped. One gentleman always tossed his spare change in just to watch the kids faces when they found money. Ken and Lucille’s daughter and son in law, Bonnie and Dennis Hiatt took over in 1992. The building burned by arson in 1995 and was declared a total loss. A new building was built in only 6 weeks at the same location. In order to have plenty of stock when it reopened, weekly trips to the factories continued as usual to purchase merchandise. The employees gathered in Dennis and Bonnies basement for work as usual. Most of the employees have been family. This December they will celebrate 52 years of business and are very fortunate and blessed to still be serving the area. Mr. McCraw presented the Iroler’s with a Certificate of Appreciation.

Mr. Moore thanked the couple for the continued support for our community, we greatly appreciate that. In October Mr. Hill and I will do one and in November it will be Mr. Dickson. Also in November, I would like to have Veterans come and recognize them.

DISTRICT III UPDATE

Ms. Powers gave a detailed presentation of all of the services that they provide. We appreciate Carroll County support of our agency. We wouldn’t be able to do it without your match.

Mr. McCraw asked about the guardianships, are they split up and is each locality allotted so many.

Ms. Powers told they don’t really allot a number per county. There is a panel and they rank them by most critical need and that is how they move up on the waiting list. We are getting ready to add more because we received additional funding.

Mr. McCraw asked about he Homemaker service and cooling assistance, does DSS help with any of that.

Ms. Powers responded told that we will call them if there is someone that has a \$500 bill and we can only do \$300.

Mr. McCraw told he would love to see us get this transit schedule on our website.

Mr. Moore thanked Ms. Powers for coming.

PUBLIC HEARING – MOTOR VEHICLE LICENSE FEE

Mr. Moore opened the Public Hearing at 6:39 p.m.

Mr. Durbin told typically license fees are collected in advance of the year in which the license applies, but due to the inflation and unprecedented market with regard to used cars the county was looking for ways to give some of the increased tax money back to the citizens. At the last meeting the Board adopted as an emergency measure an amendment to the county's license fee legislation that would amount to a one year pause in the collection of the license fee. Rather than collect it in advance, the way it has been done for many years, it would be collected beginning this year with the 2023 license year being collected on December 5, 2023, giving each owner of a vehicle one year where the fee would not be paid. That was adopted as an emergency measure at the last meeting. The ordinance before you is essentially the same, just instead of emergency it is a permanent measure.

Mr. Moore closed the Public Hearing at 6:41 p.m.

Mr. McCraw made a motion, seconded by Mr. Dickson to adopt the Motor Vehicle License Fee Ordinance.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

CITIZENS TIME

John Noboli told that Carroll County has never had zoning since our founding in 1842. We see no need for change. The citizens in Carroll County do not want zoning, it is our land that we bought and paid for and pay taxes on. We want to be able to use it clearly without limitation. We want to protect the surrounding landowner while not restricting our land. Why does the county only want to zone a small angle of the county? Is that clear? Do not discriminate against or penalize people. What is good for the goose is good for the gander. Why do I need someone to tell me what I can and can not do with my property. What gives the county the right to tell me? Why does the county want to do zoning, because of Acadia? That is the wrong reason. Acadia is controlled by the state of Virginia not by the Carroll County zoning law. Who is going to pay for administering, will zoning increase my taxes, will I have to pay you for an additional permit. Enough for government regulation and control, let the Carroll County voter decide about zoning law, put zoning on the ballot. Acadia can bring jobs to this county, they pay taxes, they provide a new experience to this county, lets be good neighbors to them. I hope they will be a good neighbor and keep us safe by completing the fences.

Katie Guinn told that she lives on Fireside Drive in Laurel Fork. It is a pleasure and honor to be here tonight. I would like to begin by presenting this book as a donation to the Board and County Administrators Office, called The Myths of Safe Pesticides. Next, I would like to review the packet of information you were given on the Public Opinion Poll and Survey about aerial spraying. I'll be conducting this poll and survey for the next several months under my organization called "Project Mountain Pride". I am

September 12, 2022

doing the poll at various and varied "Polling Stations" around Carroll County. This is a sign I post in front of or in the building when I start, this is the sign I put on my table. There is a photo I show and a fact sheet that I give to people if they say they don't know enough to comment. This is the opinion and survey form that I offer for people to be involved in the project. They can comment with their thoughts and feelings if they want. This is the cover of the book that I will compile and publish at the end of the poll and survey period. "Carroll County Speaks Out About Aerial Spraying: What is the Gain? What is the Risk? Every single one of the comments I receive during the polling period, whether yay or nay will all be entered into this book by category, not by name nor any identifying information about the participant. This book will be available to the public and I will send one to local, state and federal governmental bodies and regulatory agencies. In the past, I have found that a book like this is very useful in educating folks about the issue, in helping people understand the other side, in creating dialogue and in healing the polarization that often happens when something really important is happening. Ladies and gentlemen, I believe the aerial spraying issue is one of the most significant issues to face this county in a very long time. This is probably the most crucial issue facing our agricultural community and our private citizens right now. In particular, there are two very large out of state companies buying and leasing our farmland and planting crops here, sometimes after clear cutting a forest. They have enough money to outbid local farmers on the sale or lease of any property they want. They are now advertising to buy and lease even more land in Carroll County. They plant their crops and because they control so many acres, up to 22,000 acres in Carroll and surrounding counties, they find it easier to spray their crops by helicopter. The cost of this kind of spraying is prohibitive to our local family farmers and they don't do it. These companies have a long record of environmental and human rights violations in this county and other states. They pay their fines as the cost of doing business and go on to violate over and over. Sometimes violence and intimidation are used as tools against those persons who live in adjacent properties and object to their practices. Its next to impossible for local regulatory agencies to police every one of their operations in these thousands of acres because of a huge workload. For example, VDAS has 17 mountain counties to supervise, and the Regional Department of Environment Quality has 13. Virginia law currently allows this aerial spraying with virtually no restrictions. The companies are not required to notify neighbors when they will be spraying, nor tell what is in the spray, nor caution people to remain inside while spraying. The individual counties cannot now legislate our will about this unique matter concerning us, not the folks in Richmond. Folks, we can't be fiddling while Rome burns. This county is our home, it is precious to us and is under serious threat. We must educate people about this disturbing issue, create meaningful dialogue, and bring to justice those who would harm us and our economy and environment. Thank you for your time and attention to this critical issue of our times.

Mr. Early told he greatly appreciates you keeping this matter in front of us. I think you are doing the Lord's work with this project. I know it is probably cost some money out of your pocket, right.

Ms. Guinn replied, about \$500 so far.

Mr. Early told we may discuss trying to help with that a little bit.

Jim Dixon told I just came to the meeting to see what is going on. I am with John Noboli, the government don't need any more regulating properties. We have the DEQ and EPA that takes care of most of that. I am totally against zoning for Carroll County. I know in other counties we have worked at before zoning was in place, and it always posed an extra problem and cost, and it didn't benefit anybody.

Jesse Guinn told he lives on Fireside Drive in Laurel Fork. I am here to talk about aerial spraying in our neighborhood for the past two years. It is a killer. Its effect on bugs and birds is apparent at once but it takes a little longer to notice it poisoning humans. The scientific community has documented the effects on humans. I was injured in an auto crash and had an injury that compromised my endocrine system. Pesticides are endocrine disruptors and manifest degenerative diseases, which I just don't need. Homicides can also do brain damage and I already have enough problems with that

September 12, 2022

since my accident. One of the other results of my injury is damage to my lungs. I have a right to work on my own garden without having to inhale the horrible, harmful chemical fumes that are being sprayed that will make it even harder for my lungs to function. I don't want to be a poster child for aerial spraying of pesticides in Carroll County. I would like for the Board of Supervisors to enact an ordinance limiting the aerial spraying. I appreciate all that you do and would appreciate your attention to this.

MINUTES

Mr. Hill made a motion, seconded by Mr. McCraw to approve the minutes from August 8th and August 22, 2022.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

PAYMENT OF INVOICES

Mr. McCraw made a motion, seconded by Mr. Dickson to approve the payment of invoices.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

NEW BUSINESS

SCHOOL ADDITIONAL APPROPRIATION

Mr. Martin told this is an additional appropriation for additional grants that the school has received, and they are all offset by revenue.

Mr. Early made a motion, seconded by Mr. Dickson to approve the additional appropriation as presented.

Mr. Collins read the following statement: Today's discussion involves the county budget, and this discussion may include funding for the Carroll County School Board. As many of you know, I have a position of employment with the Carroll County School Board. With regard to the proposed funding of the School Board, the proposed funding would affect the entire School System generally and not myself individually, and as a consequence, I am a member of a group of three or more individuals who are employed with the Carroll County School Board and similarly affected by the decision on the proposed funding. Therefore, in this situation, the exception to the Virginia State and Local Government Conflict of Interests Act, Va. Code Section 2.2-3112 (b)(1) applies to this situation. In compliance with that section, I hereby declare that I am able to participate in this discussion and voting on this topic fairly, objectively and in the public interest.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

SRO APPROPRIATION

Mr. Collins made the following statement: As many of you are also aware, I serve in an unpaid volunteer position with the Carroll County Sheriff's office. Because I receive no compensation from the Sheriff's Office, the Virginia State and Local Government Conflict of Interests Act does not apply. I want to assure the public that I can participate in consideration of this matter fairly and objectively and in the public interest.

Mr. Dickson made a motion, seconded by Mr. Hill to approve \$138,046 for the appropriation.

Mr. Hill told it shows the salaries at \$84,000 and on the previous one it is \$86,000; the totals don't add up.

Mr. Early asked if the motion is for \$138, 046.

Mr. Dickson replied yes.

Mr. Collins asked if we reduce that amount will it allow them to have an SRO in each school.

Mr. Moore told it only affected the vehicles.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

2nd QUARTER APPROPRAITION

Mr. McCraw made a motion, seconded by Mr. Dickson to approve the 2nd Quarter appropriations as presented.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

PPTRA RESOLUTION

Mr. McCraw made a motion, seconded by Mr. Dickson to approve the PPTRA Resolution.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

LAUREL FORK RESCUE

Mr. Early made a motion, seconded by Mr. Dickson to authorize the County Administrator to sign the deed and accept any assets.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

CONSENT CALENDAR

Mr. McCraw made a motion, seconded by Mr. Dickson to approve the Consent Calendar.

Mr. Early asked about the Hillsville vehicle.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Joey Dickson	
	Ronnie Collins	Robbie McCraw

NAYS: Jody Early

Mr. McCraw made a motion, seconded by Mr. Early to reconsider the previous motion to remove the Hillsville Volunteer Fire Department Vehicle.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Joey Dickson	Jody Early
	Ronnie Collins	Robbie McCraw

NAYS: None

NRRWA BOND RESOLUTION

Mr. Dickson made a motion, seconded by Mr. Early to approve the NRRWA resolution.

Mr. McCraw asked if this is for the improvements at the plant.

Mr. Watson replied it is to expand the plant.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

RESCUE ENGINE APPROPRIATION

Mr. Hill made a motion, seconded by Mr. Collins to allow the County Administrator to move forward with finalizing the contract on the fire trucks and accessories

Mr. Durbin asked for clarification, this is not an appropriation of funds but to offer the County Administrator to move forward.

Mr. Hill replied that is correct.

Mr. Watson told this would allow us to move forward with ordering the vehicle.

September 12, 2022

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

OLD BUSINESS

SPLASH PAD UPDATE

Mr. Watson told at the last Board meeting you voted to move forward with a Splash Pad proposal. We were able to find a contract that is a cooperative procurement agreement. This is the same thing we do in other processes as far as buying vehicles or fire trucks. There is an agreement that has already been negotiated by another municipality or another group. We went through the different options, and we also went and visited one. On the screen it shows what we are looking at. On the outside edge there is a concrete area for walking and seating and there is also a wet area. The wet area is approximately 62x45 with an 8-foot barrier all the way around. There is a structure that has the pumps, filters, control equipment and chemicals. This is a recirculating system and there will be testing done. There are two activators to start the system. We believe the most beneficial is a concrete surface with a stain on it. The other option is to spray with rubber, and it gets into the filtration system and causes problems. A picture is shown of where we are thinking of placing it. We are still looking at the direction and also looking at constructing a new bathroom facility that is not included in this quote. Also, we have had them draw out some additional parking and, in the future, an additional shelter. I am requesting to allow us to move forward with the estimate we have received. It did not include fencing that we want to include and some drainage issues. We are asking at this time not to exceed \$525,000.

Mr. Dickson made a motion, seconded by Mr. Collins to move forward with the Splash Pad not to exceed \$525,000.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

COMMITTEE APPOINTMENTS

Mr. Hill made a motion, seconded by Mr. McCraw to add committee appointments to the agenda.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

Mr. McCraw made a motion, seconded by Mr. Dickson to appoint Sgt. Jason Newman and Dennis Surratt to the Mt. Rogers Alcohol Safety Board.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson

September 12, 2022

Ronnie Collins

Robbie McCraw

NAYS: None

Mr. Hill made a motion, seconded by Mr. McCraw to appoint Joey Dickson to the NRRWA.

Roll call vote was as follows:

AYES: Rex Hill Tracy Moore
Jody Early
Ronnie Collins Robbie McCraw

NAYS: None

ABSTAIN: Joey Dickson

Mr. Dickson made a motion, seconded by Mr. Hill to appoint Corima Hernandez to the WCC Board.

Roll call vote was as follows:

AYES: Rex Hill Tracy Moore
Jody Early Joey Dickson
Ronnie Collins Robbie McCraw

NAYS: None

BOARD MEMBER COMMENTS

Mr. Collins thanked everyone who came out tonight. I am thankful to have the ability to be out of town and still be able to attend the meeting.

Mr. Early thanked everyone who made the County Fair a success. It was without a doubt the best I have seen. It took a lot of hard work and I know the citizens greatly appreciated it. On Land Use Planning, I think there is a huge lack of understanding and that is going to be one of the obstacles that we have. If we are ever going to protect the beauty of this county, for as long as you live we are not going to tell you what to do with your land. We are going to let you continue to use your land exactly how you have used it for the last 50 years. We are not in the business of telling people what they can and can't do with their land. Education is important with any ordinance and this one definitely is going to be one that we need to educate the public on. We are not putting spot land use, it will be the entire county. I appreciate everyone coming out. Thank the County employees for all the hard work they do.

Mr. McCraw told that he appreciates everyone's help with the County Fair. I have only heard positive comments. I thank the staff for all of the information. Also, September 23rd is our Employee Appreciation Cookout.

Mr. Hill thanked the County employees; they are the best. I would like us to look at Woodlawn School Gym area, it needs some heating and cooling. There are some security issues, and I would like to look at a rotating replacement of the bleachers.

Mr. Dickson thanked the county employees for all they do. I ditto what everyone said on the fair. It was a great fair and everything went smooth. We had tons of people there and volunteers and sponsors. I would like the office building at the Farmers Market needs pressure washing and the gutters cleaned up, I would like to see that done.

Mr. Early made a motion, to appropriate \$500 towards the Mountain Pride Project.

Mr. Durbin told I would need to get a better understanding of what the project is.

Mr. Early withdrew his motion.

Mr. Moore dittoed what everyone said about the fair. I thank the citizens for coming out, without them we wouldn't have a fair. I want to extend appreciation not only to our county employees but to our Sheriff's Department, EMS and to our volunteers. I also want to remind everyone that the October meeting will be held on October 3rd, the first Monday not the second. Lastly, I know it is early, but I would ask if someone on the Board, ever since I became Chair I said I would not make a motion, so I would ask a Board member to entertain a motion to direct Mr. Watson to advertise for a tax levy for 2023, have it for a public hearing next month. We are at \$0.64 right now and I would like to see it advertised as that, we can always go lower but we cannot go higher.

Mr. McCraw made a motion, seconded to Mr. Hill direct Mr. Watson to advertise for a tax levy at the next meeting.

Mr. Moore told I would like to see it advertised in October and passed in November. To do that I would ask each board member to set up a time in September to meet with Mike and Justin to get a feel of where we can be. I will speak with each of you to see what your thought process is and get this ball rolling so we can get the budget process moving and help the citizens of the county.

Mr. Hill told this really helps staff be ahead of the game in the budget process. It helps the Commissioner of Revenue and the Treasurer's Office.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

COUNTY ATTORNEY COMMENTS

Mr. Durbin told in regard to the motion about the tax rate, if memory serves me correctly and I will check, but the Board is to adopt the tax rate in January. I don't know of any locality that has been that ahead of the ball and actually adopted it in January, it is usually April or later when that finally gets done. I applaud you for planning ahead, it may be if you approve a tax rate, I will ask you to adopt it again in January.

Mr. Moore told that would be fine.

Mr. Durbin told that the Board asked him to look at options on aerial spraying and to the extent that this is something that is permitted by state or federal regulation, it is likely that you are preempted and the states occupied the field and it is likely that you can't pass an ordinance that prohibits aerial spraying in Carroll County. However, there may be some regulations that you can adopt that are consistent. You couldn't prohibit aerial spraying, but you could perhaps regulate just the fact that substances were flowing onto other people's property, that is regulating a trespass potentially or a public nuisance so there is some ways. If the Board is interested in exploring that we could potentially work up a proposed ordinance. Two sections of the code were cited for your consideration, 15.2-900 and 15.2-1200.

CLOSED SESSION

Mr. Dickson made a motion, seconded by Mr. Hill, to enter into Closed Meeting under Section 2.2-3711- A1, A3, A8

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson

September 12, 2022

Robbie McCraw

NAYS: None

ABSENT: Ronnie Collins

COME OUT OF CLOSED SESSION

Mr. McCraw made a motion to come out of Closed Session. Mr. Dickson seconded the motion.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

CERTIFICATION OF CLOSED SESSION

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Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

ADJOURNMENT

Mr. McCraw made a motion, seconded by Mr. Hill to adjourn the meeting.

Roll call vote was as follows:

AYES:	Rex Hill	Tracy Moore
	Jody Early	Joey Dickson
	Ronnie Collins	Robbie McCraw

NAYS: None

September 12, 2022

Chairman