

MINUTES

A regular meeting of the Buchanan County Board of Supervisors was held on Monday the 3rd day of October 2016 starting at 10: 00 o'clock a.m. in the boardroom of the Buchanan County Courthouse located in Grundy, Virginia.

PRESENT: J. Carroll Branham, Chairman
Trey Adkins
William P. Harris
Harold H. Fuller
Craig Stiltner
G. Roger Rife
Earl Scott

L. Lee Moise, County Attorney
Robert Craig Horn
County Administrator

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The meeting was called to order with Prayer and Pledge of Allegiance.

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IN RE: CONSIDER APPROVING MINUTES FOR SEPTEMBER 12th, 2016

After a general discussion by the board upon motion by G. Roger Rife seconded by Earl Scott and with a roll call vote of five (5) yeas, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and two (2) absent, Trey Adkins and Craig Stiltner, this board did hereby approve the minutes for September 12th, 2016.

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IN RE: EARL BALL – REQUEST CONTRIBUTION FOR INSURANCE FOR BUCHANAN GIRLS LITTLE LEAGUE BASKETBALL, INC.

Earl Ball was not present for the meeting.

After a general discussion by the board upon motion by Harold H. Fuller seconded by Earl Scott and with the following roll call vote of five (5) yeas, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and two (2) absent, Trey Adkins and Craig Stiltner, this board did hereby approve contribution in the amount of \$5,000.00 to Buchanan Girls Little League Basketball, Inc. from Buchanan Rec. account 81126-5608.

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IN RE: MARCUS STILTNER, COAL HAUL ROAD ENGINEER - CONSIDER APPROVING THE TEMPORARY LAND USE PERMIT APPLICATION FROM CONSOL ENERGY FOR JOE BRANCH, COUNTY ROAD NUMBER 2345 LOCATED IN THE ROCKLICK MAGISTERIAL DISTRICT

Marcus Stiltner, Coal Haul Road Engineer stated the Land Use Permit is from CNX Gas Company to construction a road access off of Joe Branch Road, county road number 23456 located in the Rocklick District.

After a general discussion by the board upon motion by G. Roger Rife seconded by Earl Scott and with the following roll call vote of five (5) yeas, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and two (2) absent, Trey Adkins and Craig Stiltner, this board did hereby approve the Land Use Permit for Joe Branch Road, located in the Rocklick Magisterial District to construct a road access off of county road number 2345. A copy of this Land Use Permit is located in the Buchanan County Administrator's Office for review.

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IN RE: CONSIDER APPROVING TO HIRE ARLENE MICHELLE JOHNSON AS COAL HAUL ROAD INSPECTOR FOR THE HURRICANE MAGISTERIAL DISTRICT

After a general discussion by the board upon motion by William P. Harris seconded by Harold H. Fuller and with the following roll call vote of five (5) yeas, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and two (2) absent, Trey Adkins and Craig Stiltner, this board did hereby approve to hire Arlene Michelle Johnson as Coal Haul Road Inspector for the Hurricane Magisterial District.

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IN RE: CONSIDER ADOPTING THE RESOLUTION IN SUPPORT AND APPROVAL OF PROPOSED LEGISLATION WHICH WOULD AMEND VIRGINIA CODE SECTION 15.2-931 AND 15.2-933

L. Lee Moise, County Attorney stated there are some on-going discussions concerning the proposed resolution in support of proposed legislation that would amend Virginia Code Section 15.2-931 and 15.2-933 between Cumberland Plateau Regional Waste Management Authority and the Coal Association. He requested the board table this resolution until the November board meeting.

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IN RE: CONSIDER RATIFYING THE NOTICE OF RIGHT TO OBJECT/WAIVER FOR CNX GAS COMPANY LLC.

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of five (5) yeas, William P. Harris, G.

Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and two (2) absent, Trey Adkins and Craig Stiltner, this board did hereby ratify the Notice of Right to Object/Waiver for CNX Gas Company LLC.

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IN RE: CONSIDER ADOPTING THE PROCLAMATION DECLARING OCTOBER AS BREAST CANCER AWARENESS MONTH IN BUCHANAN COUNTY

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, Trey Adkins, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, zero (0) nays and one (1) absent, Craig Stiltner, this board did hereby adopt the following Proclamation Declaring October as Breast Cancer Awareness Month in Buchanan County:

PROCLAMATION

DECLARING OCTOBER BREAST CANCER AWARENESS MONTH IN BUCHANAN COUNTY

WHEREAS, in 2016, more women are expected to be diagnosed with breast cancer, and more than 40,000 women are expected to die from this disease; and

WHEREAS, National Breast Cancer Awareness Month educates women about the importance of early detection for breast cancer; and

WHEREAS, as we observe National Breast Cancer Awareness Month, we pause to remember all those who are fighting this disease, including families and friends, advocates, researchers and health care providers as well as those we have lost to breast cancer; and

WHEREAS, the National Institutes of Health, Department of Defense and Centers for Disease Control and Prevention will invest over \$1 billion in research this year to fight this dreaded disease; and

WHEREAS, screening and early detection are essential to our nation's fight against breast cancer.

THEREFORE, BE IT RESOLVED, that the Buchanan Board of Supervisors supports the GFWC Grundy Woman's Club collaborative efforts on the behalf of the women of Buchanan County and that October 2016, be declared Breast Cancer Awareness Month in Buchanan County.

BE IT FURTHER RESOLVED that all employees are encouraged to wear pink on Thursdays in October as a show of support for breast cancer awareness.

DATED this 3rd day of October, 2016.

ATTEST:

Robert C. Horn, County Administrator

J. Carroll Branham, Chairman

IN RE: CONSIDER ADOPTING THE RESOLUTION APPROVING THE USE OF ROUTE 652 BY HURLEY HIGH SCHOOL

Trey Adkins, Knox District Supervisor stated that a resident in the Knox District complained about the school using a off-road side by side “Gator” to transport supplies to the concession stand at the Hurley High School Football Stadium.

L. Lee Moise, County Attorney stated we probably need to inform VDOT once the resolution is approved by the board. At least, this resolution is a start in the right direction.

After a general discussion by the board upon motion by Trey Adkins seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, Trey Adkins, Earl Scott, William P. Harris, Harold H. Fuller, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Craig Stiltner, this board did hereby adopting the following Resolution approving the use of Route 652 by Hurley High School:

RESOLUTION

IN RE: APPROVAL OF THE USE OF ROUTE 652 BY HURLEY HIGH SCHOOL

WHEREAS Hurley High School has a need for the use of an off-road side by side “Gator” to transport supplies to the concession stand at the Football Stadium; and

WHEREAS Route 652 runs beside Hurley High School and provides access to the Football Stadium and concession stand; and

WHEREAS, the Buchanan County, Va. Board of Supervisors wishes to confirm its approval and support of Hurley High School’s use of Route 652 with the aforementioned off-road “Gator” vehicle for transporting supplies for the concession stand at the Football Stadium; and

NOW THEREFORE, BE IT RESOLVED, by the Buchanan County, Virginia Board of Supervisors that it states and confirms its approval and support for Hurley High School’s use of Route 652 with an off-road “Gator” vehicle to transport supplies to the concession stand at the Football Stadium.

This Resolution was adopted by the Buchanan County Board of Supervisors on t h i s t h e 3^rd day of October 2016.

Recorded vote:

Moved by: Trey Adkins

Seconded by: Harold H. Fuller

Yeas: Six

Nays: Zero

J. Carroll Branham, Chairman

ATTEST:

Robert C. Horn, County Administrator

IN RE: CONSIDER ADOPTING THE RESOLUTION ACCEPTING THE DEED OF GIFT FROM KEARY R. WILLIAMS AND RITA K. WILLIAMS FOR PROPERTY LOCATED ON WALNUT STREET, GRUNDY, VA. AND AUTHORIZE THE CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE SUCH DEED OF GIFT ON BEHALF OF BUCHANAN COUNTY WITH THE APPROVAL AS TO FORM BY THE COUNTY ATTORNEY

L. Lee Moise, County Attorney stated there was one issue that Judge Williams requested, which was that the county agreed to accept responsibility for the payment of real estate taxes due for fiscal year 2016. This is written in the Deed of Gift.

After a general discussion by the board upon motion by Harold H. Fuller seconded by Earl Scott and with the following roll call vote of seven (7) yeas, Trey Adkins, Earl Scott, William P. Harris, Harold H. Fuller, G. Roger Rife, J. Carroll Branham, Craig Stiltner and zero (0) nays, this board did hereby approve the following Resolution accepting the deed of gift from Keary R. Williams and Rita K. Williams for property located on Walnut Street, Grundy, Va. and authorize the Chairman and County Administrator to execute such Deed of Gift on behalf of Buchanan County with the approval as to form by the County Attorney:

RESOLUTION

IN RE: ACCEPTANCE OF DEED OF GIFT BY AND BETWEEN KEARY R. WILLIAMS AND RITA K. WILLIAMS, HUSBAND AND WIFE TO BUCHANAN COUNTY, VIRGINIA REGARDING PARCEL OF LAND SITUATED IN THE TOWN OF GRUNDY, VIRGINIA

BE IT RESOLVED, by the Buchanan County Board of Supervisors that we approve acceptance of the property described in that Deed of Gift attached hereto between Keary R. Williams and Rita K. Williams, husband and wife and Buchanan County, Virginia and authorized the Chairman of the Buchanan County Board of Supervisors and Robert Craig Horn, County Administrator for Buchanan County, Virginia to execute such Deed on behalf of Buchanan County to acknowledge its acceptance of such property with the approval as to form by the County Attorney.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of October, 2016 by a roll call vote of seven for and zero against.

Chairman of the
Buchanan County Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

THIS DEED OF GIFT, (EXEMPT FROM RECORDATION TAXATION PURSUANT TO SECTION 58.1-811(D) OF THE 1950 VIRGINIA CODE, AS AMENDED), made and entered into on this the 3rd day of October, 2016, by and between **KEARY R. WILLIAMS and RITA K. WILLIAMS**, his wife, hereinafter sometimes referred to as

“GRANTORS”, and BUCHANAN COUNTY, VA. a Political Subdivision of the Commonwealth of Virginia, hereinafter sometimes referred to as “GRANTEE”. [Exempt from recordation taxes pursuant to Code §58.1-811.3.]

WITNESSETH:

THAT WHEREAS, Keary R. Williams, acquired a one-half undivided interest in that certain tract or parcel of land situate in the Town of Grundy, Virginia from Alma Pettit Williams and Stafford Williams, her husband, by Deed dated the 17th day of March, 1977, and recorded in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, in Deed Book No. 265, at page 546; and

THAT WHEREAS, Keary R. Williams, acquired the other one-half undivided interest in the same tract or parcel of land situate in the Town of Grundy, Virginia from Stafford Hoyt Williams, Jr. and Dawneda F. Williams, his wife, by Deed dated the 19th day of December, 2000, and recorded in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, in Deed Book No. 520, at page 692; and

WHEREAS, the Grantors desire to give as a gift to Buchanan County, Va. and the Grantee desires to accept as a gift of such property as described herein, subject to the Grantee agreeing to be responsible for the payment of the real estate taxes due the County for the tax year 2016; and,

NOW THEREFORE, THAT for and in consideration of the benefit to be derived by the general public from this gift, and subject to any and all reservations or restrictions heretofore made, the Grantors does hereby grant and convey, with General Warranty and English Covenants of Title, unto the Grantee, its successors, and assigns, all his right, title and interest in and to all of that certain tract or parcel of land situate in the Town of Grundy, Virginia, and being the same property which was acquired by the Grantors as set out in the premises herein, and being:

That certain lot, piece 'or parcel of land situate on the South Side of Walnut Street, at the intersection of Court and Walnut Streets, in the Town of Grundy, Virginia, in Buchanan County, including all improvements thereon, being the same property acquired by Alma Pettit Williams from Stafford Williams by deed dated January 23, 1948, and recorded in the Clerk's Office of the Circuit Court of Buchanan County, Virginia, in Deed Book 103, page 309, and also being the same property acquired by Stafford Williams from Roy D. Bowie and Lois Bowie, his wife, by deed dated June 13, 1946, and recorded in said Clerk's Office in Deed Soak 97, page 514, reference to which deed is here made for a more particular description of the property hereby conveyed.

Said property was acquired by the Grantors as set out in the premises herein, reference to the documents described in the premises herein is made for a more particular description of such land.

The Grantors covenant to and with the Grantee that they will warrant generally the title to the property hereby conveyed; that they have the right to convey same to the Grantee; that the Grantee shall have quiet possession of same, free from encumbrances, that Grantors

have done no act to encumber same; and, that Grantors will execute such other and further assurances of title as may be requisite.

There is hereby excepted and reserved from the operation of this conveyance such of the coal, oil, minerals, rights, privileges, etc., as may have been heretofore sold or excepted from said land by prior owners. This conveyance is also being made subject to all conditions, exceptions, and reservations of any nature or kind and all rights appurtenant thereto, in any document which constitutes a muniment of title to the property conveyed herein.

That on the 3rd day of October, 2016, the Buchanan County Board of Supervisors, at a duly held meeting of the Board, approved the acquisition of the property described herein and the Chairman of the Buchanan County Board of Supervisors and the County Administrator for Buchanan County by their execution of this Deed acknowledge that the Buchanan County Board of Supervisors has authorized this purchase.

The execution of this Deed by Lawrence L. Moise III, County Attorney for Buchanan County, Virginia indicates his approval of the form of this deed.

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**IN RE: CONSIDER APPROVING TO REQUEST THE VIRGINIA
DEPARTMENT OF TRANSPORTATION TO DEED THE PROPERTY
TO THE COUNTY THAT'S ADJACENT TO THE ROCKWALL
CURVE PROJECT**

After a general discussion by the board upon motion by William P. Harris seconded by Harold H. Fuller and with a roll call vote of seven (7) yeas, William P. Harris, Earl Scott, Trey Adkins, Craig Stiltner, Harold H. Fuller, G. Roger Rife, J. Carroll Branham and zero (0) nays, this board did hereby approve to request the Virginia Department of Transportation to convey the old Route 80 road bed that is no longer needed after the realignment of the Route 80 as a result of the completion of the Rockwall Curve Project .

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**IN RE: PUBLIC HEARING – 10:15 A.M. – TO HEAR PUBLIC COMMENTS
CONCERNING AMENDING THE BUDGET OF BUCHANAN
COUNTY TO APPROVE AN ADDITIONAL APPROPRIATION IN
THE AMOUNT OF \$2,150,000 TO THE BUCHANAN COUNTY
PUBLIC SERVICE AUTHORITY**

J. Carroll Branham, Chairman opened the public hearing for comments.

With no comments from the public and upon motion by William P. Harris seconded by Harold H. Fuller and with a roll call vote of seven (7) yeas, William P. Harris, Earl Scott, Trey Adkins, Craig Stiltner, Harold H. Fuller, G. Roger Rife, J. Carroll Branham and zero (0) nays, this board did hereby approve to close the public hearing.

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**IN RE: CONSIDER ADOPTING THE RESOLUTION REGARDING AN
 ADDITIONAL APPROPRIATION/TRANSFER TO THE BUCHANAN
 COUNTY PUBLIC SERVICE AUTHORITY AND ISSUE A CHECK**

Trey Adkins, Knox District Supervisor and Chairman of the Buchanan County Public Service Authority (PSA) stated the PSA received \$2.4 million last year from the county and now this year only \$250,000. The \$10 million in the CNX Gas account was line itemed for water projects. The \$2 million will help us get things worked out at the PSA, he stated.

Mr. Adkins made a motion to transfer \$2 million from the CNX Gas account to the PSA, his motion was seconded by William P. Harris and with the following roll call vote of two (2) yeas, William P. Harris, Trey Adkins and five (5) nays, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, Craig Stiltner.

Craig Stiltner, Rocklick District Supervisor asked Greg McClanahan, Director of the PSA is the PSA doing anything to help off-set the negative balance?

Greg McClanahan, PSA Director stated we can put additional charges on county residents when we have to go out and fix a leak.

How much would it save the PSA if all leaks were fixed in the county, ask Mr. Stiltner?

About \$100,000 per month, stated Mr. McClanahan.

The PSA will have to default on several existing loans without the additional funding from the county, stated Mr. Adkins. I will not vote to triple water rates in this county, he stated.

This board approved several of the loans that the PSA is going to default on at this point, and force the board of supervisors to cover those loans, stated Mr. Adkins.

William P. Harris, Hurricane District Supervisor stated the Harm Fork/Coon Branch Waterline Projects have been approved.

J. Carroll Branham, Chairman stated the Harm Fork/Coon Branch Waterline Projects had to be split into two (2) separate water projects to obtain funding.

If the PSA is \$2 million in the red, then why did they just hire two (2) new people, asked Mr. Stiltner? The PSA is spending the money before they get it. I've been getting phone calls about the PSA hiring people and not seen an advertisement in the newspaper, he stated.

Mr. Adkins stated there were interviews conducted.

You need to advertise so everybody gets a chance to apply, stated Mr. Stiltner.

It's hard for me to vote to approve additional funding for the PSA, when you're already in the red, stated Mr. Stiltner.

Marcus Stiltner, Coal Haul Road Engineer reminded the board that CHR funds have to be spent on specific projects.

Mr. Harris stated the PSA fixes leaks every day. The newest backhoe is over ten (10) years old.

Ten (10) years isn't old for a backhoe, it'll do the same job, stated Mr. Stiltner.

Mr. McClanahan stated the PSA is out of money and for us to operate, we need money or I'm going to have to lay people off. All other county agencies were funded, every one of them, he stated.

There's a way to structure a rate increase to where it doesn't affect the low-income, stated Mr. Stiltner. Read up on Mountain Water in Pike County, he commented. They did the same thing as the PSA board here by putting it off and putting it off and now they've to double almost triple water rates. It's much easier to address the situation now at a dollar or two a month than waiting to raise it \$20 to \$30 a month, he commented.

Mr. Harris stated a \$1 to \$3 isn't going to help.

You got to start somewhere, stated Mr. Stiltner. What happens when the coal severance and CNX Gas funds are gone? The PSA can't keep coming back for funding, he stated. Once the CNX funds are gone the PSA will have to lay off, he stated.

The PSA raised water rates when the John Flannagan Water Project, Rt. 83 was started, stated Mr. Adkins.

Upon motion by Trey Adkins to request the PSA to structure an increase in water rates within the next couple months and to transfer \$1 million from the CNX Gas Funds account to the PSA.

G. Roger Rife, South Grundy District Supervisor stated a \$3 increase in water rates would only provide an additional \$300,000 for the PSA. A \$6 increase would provide an additional \$600,000 and a \$9 would provide an additional \$900,000. We should use taxpayers' dollars to provide water for the taxpayers' the cheapest way we can, he commented.

Mr. Adkins requested a roll call vote of two (2) yeas, William P. Harris, Trey Adkins and five (5) nays, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, Craig Stiltner, the motion failed.

Mr. Stiltner Coal Haul Road Engineer stated coal haul road funding to the PSA cannot be used for personnel, only projects.

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**IN RE: CONSIDER APPROVING THE APPLICATION TO THE VIRGINIA
 DEPARTMENT OF MINES, MINERALS AND ENERGY
 REGARDING THE HURLEY REGIONAL WATER PROJECT PHASE
 VIII**

Greg McClanahan, Director for the Buchanan County Public Service Authority (PSA) stated the application to the Virginia Department of Mines, Minerals and Energy (DMME) is for the Hurley Regional Water Project Phase VIII. The total amount for the project is \$1.4 million with \$1 million in non-AML funds. The PSA will request AML/DMME funds in the amount of \$457,000; CDBG in the amount of \$500,000; SWV W/WW in the amount of \$163,114; CWDF in the amount of \$200,000 and a local match of \$163,500.

After a general discussion by the board upon motion by Trey Adkins seconded by Craig Stiltner and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve the Application to the Virginia Department of Mines, Minerals and Energy regarding the Hurley Regional Water Project Phase VIII.

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IN RE: PUBLIC HEARING – 10:15 A.M. – TO HEAR PUBLIC COMMENTS REGARDING THE PROPOSED ADOPTION OF A NEW ORDINANCE IN CHAPTER 80, STREET AND SIDEWALKS ENTITLED: “E-911 STREET NAMING AND PROPERTY NUMBERING, INCLUSIVE OF SECTIONS 80-1.1, THROUGH 80-9”

J. Carroll Branham, Chairman opened the public hearing for comments.

L. Lee Moise, County Attorney stated Tim Addington, Regional Coordinator with the Virginia Information Technologies Agency (VITA) suggested the county have a E-911 Street Naming and Property Numbering Ordinance.

Upon motion by Trey Adkins seconded by G. Roger Rife and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve to close the public hearing.

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IN RE: CONSIDER ADOPTING THE ORDINANCE IN CHAPTER 80, STREET AND SIDEWALKS ENTITLED: “E-911 STREET NAMING AND PROPERTY NUMBERING, INCLUSIVE OF SECTIONS 80-1.1, THROUGH 80-9”

After a general discussion by the board upon motion by G. Roger Rife seconded by Earl Scott and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby adopt the following Ordinance in Chapter 80, Street and Sidewalks entitled: “E-911 Street Naming and Property Numbering, inclusive of sections 80-1.1, through 80-9.”

ARTICLE I. - IN GENERAL

Reserved

ARTICLE II. - STREET NAMING AND PROPERTY NUMBERING

Sec.80-1.1 - Numbering map.

The street-naming and property numbering map entitled "E911 Map of Buchanan County" to "Buchanan County, Virginia-County Road Naming and Property/House Numbering System Reference Maps" dated March 27th, 2007, with any and all subsequent modifications, is hereby adopted as the official street-naming, property-numbering (G-PIN) map of the county, and all property numbers assigned shall be assigned in accordance with this numbering map. The E-911 Director shall be responsible for keeping the street addressing and property-numbering (G-Pin) system up to date. However, the Commissioner of Revenue may continue to use the tax map numbering system for assessment and tax purposes with the proviso that such system will be indexed with the G-Pin system. The

Street-naming, property-numbering (G-Pin) digital map shall be kept on file in the office of the E-911 Director.

Sec.80-2. - Naming system.

To the greatest extent feasible, every road, lane, or other access serving premises or separate parcels of land shall be named, whether public, private, or government maintained. Some mobile home parks and/or apartment developments may be exceptions to this rule depending on the size of the project or the length of interval streets.

Naming of these roads, lanes, or accesses does not constitute recognition as acceptance of the street by the county, nor is it done for any purpose other than as a means of specifying an address for locating a premise.

Sec. 80-3. - Owners to purchase numbers.

Every owner of improved property shall, on or before the _____day of _____, purchase and display in a conspicuous place on said property or near the entrance the number assigned. The numerals selected should be at least three (3) inches square, set against a background of contrasting color, and located no further than fifty (50) feet from the front property line so as to be visible from and oriented towards the street from which the address is located.

Sec. 80-4.- Numbers for future buildings.

All residence and business buildings erected after the adoption of this article shall be assigned a number in accordance with the street-naming, property numbering maps, and shall purchase and display such number as provided.

Sec.80-5. - Assignment of property numbers to subdivisions.

It shall be the responsibility of the county planning commission to assign street names in all future subdivisions approved after the adoption of the ordinance from which this article derived. The planning commission must consult with the county administrator in developing a scheme consistent with the adopted system.

Sec. 80-6. - Unlawful to deface number.

It shall be unlawful for any person to alter, deface, or take down any number placed on any property in accordance with this article, except for repair or replacement of such number.

Sec.8-7. - Removal of any other numbers.

It shall be the duty of every property owner or occupant or person in charge thereof upon affixing the new number in accordance with this ordinance and map, to remove any different number used in the past which might be mistaken for or confused with the number assigned to the structure.

Sec.80-8. - Recordation.

It shall be the duty of the of board of supervisors for the county immediately upon adoption of this article to file with the clerk of the circuit court of the county a copy of this article and accompanying maps evidencing that the county has established an official street-naming, house-numbering system.

Sec.80-9. - Procedure for changes in adopted street names.

It shall be the responsibility of the county board of supervisors to review and act on all petitions for changes in street names which have been officially adopted. Petitions will be considered on a case-by-case basis.

This ordinance was adopted on the 3rd day of October, 2016.

Moved by: G. Roger Rife

Seconded by: Earl Scott

Trey Adkins: Yea

Earl Scott: Yea

William P. Harris: Yea

G. Roger Rife: Yea

Harold H. Fuller: Yea

Craig Stiltner: Yea

J. Carroll Branham: Yea

J. Carroll Branham, Chairman
Buchanan County, Va. Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER SCHEDULING A PUBLIC HEARING FOR MONDAY, NOVEMBER 7TH, 2016 AT 10:15 A.M. TO APPROVE A QUIT CLAIM DEED TO PATRICIA HATFIELD REGARDING THE RETAINING WALL NEAR ENOCH'S BRANCH

After a general discussion by the board upon motion by Trey Adkins seconded by G. Roger Rife and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve to schedule a public hearing for Monday, November 7th at 10:15 a.m. to approve a Quit Claim Deed to Patricia Hatfield regarding the retaining wall near Enoch's Branch located in the North Grundy Magisterial District.

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IN RE: CONSIDER AUTHORIZING A TEMPORARY RIGHT-OF-ENTRY FOR PATRICIA HATFIELD TO BE ABLE TO REPAIR THE RETAINING WALL

After a general discussion by the board upon motion by Trey Adkins seconded by G. Roger Rife and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby authorize a temporary right-of-entry for Patricia Hatfield to be able to repair the retaining wall.

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IN RE: CONSIDER APPROVING THE CARRY OVER FUNDS TO BUCHANAN COUNTY PUBLIC SCHOOLS IN THE AMOUNT OF \$81,263.97 FOR GRANT FUNDING AWARDED TO THE SCHOOL SYSTEM

After a general discussion by the board upon motion by Trey Adkins seconded by Craig Stiltner and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve the carry over funds to Buchanan County Public Schools in the amount of \$81,263.97 for grant funding awarded to the school system.

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IN RE: CONSIDER APPROVING THE CONTRACT BETWEEN BUCHANAN COUNTY AND FOUR COUNTY TRANSIT-APPALACHIAN AGENCY FOR SENIOR CITIZENS AND AUTHORIZE THE CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE SUCH CONTRACT ON BEHALF OF BUCHANAN COUNTY WITH THE APPROVAL AS TO FORM BY THE COUNTY ATTORNEY

After a general discussion by the board upon motion of William P. Harris seconded by Harold H. Fuller and with a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve the Contract between Buchanan County and Four County Transit-Appalachian Agency for Senior Citizens and authorized the Chairman of the Buchanan County Board of Supervisors and Robert Craig Horn, County Administrator for Buchanan County, Virginia to execute such Contract on behalf of Buchanan County with the approval as to form by the County Attorney. A copy of this contract is located in the Buchanan County Administrator's Office, 4th floor of the courthouse for review.

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IN RE: CONSIDER RATIFYING FORMS FROM USI REGARDING THE SELF-INSURED DENTAL INSURANCE

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby ratify the forms from USI regarding the Self-Insured Dental Insurance.

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IN RE: CONSIDER APPROVING ADDITIONAL APPROPRIATIONS

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve following additional appropriations:

- Additional appropriation to South Grundy District Park and Development, account number 71060-7010-05 in the amount of \$2,144.00;
- Additional appropriation to South Grundy District Park and Development, account number 71060-7010-05 in the amount of \$273.00;
- Additional appropriation to South Grundy District Park and Development, account number 71060-7010-05 in the amount of \$1,268.00;
- Additional appropriation to Rocklick District Park and Rec., account number 71040-5604-06 in the amount of \$20.99;

- Additional appropriation to Rocklick District Park and Rec., account number 71040-5604-06 in the amount of \$225.00;
- Additional appropriation to Athletic Field Supplies, account number 71040-5604-09 in the amount of \$116.17;
- Additional appropriation to Rocklick District Park and Rec., account number 71040-5604-06 in the amount of \$69.97;
- Additional appropriation to Hurricane District Park and Rec., account number 71040-6022-02 in the amount of \$3,190.60;
- Additional appropriation to SRRA, account number 81010-5605 in the amount of \$430.00;
- Additional appropriation to Southern Gap Raceway, account number 71040-5606-05 in the amount of \$118.97;
- Additional appropriation to Southern Gap Raceway, account number 71040-5606-05 in the amount of \$144.01;
- Additional appropriation to Garden District Park and Rec. account number 71040-5604-01 in the amount of \$375.00;
- Additional appropriation to Treasurer’s Office, office supplies account number 12130-6001 in the amount of \$11.00.

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IN RE: CONSIDER APPROVING CONTRIBUTIONS TO LITTLE LEAGUE ORGANIZATIONS

Jordan Reynolds with Buchanan County Youth League Football requested a contribution in the amount of \$10,000 to assist with the cost of uniform, equipment, insurance etc. He stated the youth league represents four (4) districts in the county.

Trey Adkins, Knox District Supervisor stated the recreation league account was set up to assist with insurance for the organizations.

Craig Stiltner, Rocklick District Supervisor stated the recreation account was to include all youth leagues in the county and the county would receive all gate and concession stand sales back into the account for the next year. I’ll vote to pay for invoices for helmets etc.

Mr. Stiltner asked what happens to the gate and concession stand funds that are collected.

It goes to pay officials and people to work the concession stands, stated Mr. Reynolds.

We pay for uniforms and the teams put their names on the back of the jerseys, so they’re not able to use them again, stated Mr. Stiltner.

The parents pay for the jersey’s stated Marcus Stiltner. It costs about \$8,500 for operational expenses for each team.

Mr. Adkins suggested splitting the funding in the recreation account three (3) ways, which would be to each of the little league organizations.

After a general discussion by the board upon motion by Trey Adkins seconded by Earl Scott and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve contributions to the following little league organizations from Buchanan Rec. account 81126-5608:

Twin Valley Little League Boosters in the amount of \$8,333.33

Hurley Youth Sports, Inc. in the amount of \$8,333.33

Buchanan County Youth League Football in the amount of \$8,333.33

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IN RE: CONSIDER APPROVING THE BUCHANAN COUNTY ANIMAL SHELTER DUE TO CHANGES TO THE VIRGINIA ADMINISTRATIVE CODE, WHICH WAS FORMALLY REPEALED AND REPLACED WITH CHAPTER 111. THE OFFICE OF ANIMAL CARE AND EMERGENCY RESPONSE PROVIDED EXAMPLES THAT EVERY ANIMAL SHELTER DEVELOPS THREE PROTOCOLS THAT MUST BE RATIFIED BY A LICENSED VET

After a general discussion by the board upon motion by Harold H. Fuller seconded by Trey Adkins and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, William P. Harris, G. Roger Rife, Earl Scott, J. Carroll Branham, Harold H. Fuller and zero (0) nays, this board did hereby approve the following for the Buchanan County Animal Shelter due to changes to the Virginia Administrative Code, which was formally repealed and replaced with Chapter 111. The Office of Animal Care and Emergency Response provided examples that every animal shelter develops three protocols that must be ratified by a licensed vet:

- Buchanan County Animal Shelter Protocol – Control of Infectious and Contagious Disease;
- Buchanan County Animal Shelter Protocol – Seeking Veterinary Treatment;
- Buchanan County Animal Shelter Protocol – Medically Managed Animals and Neonates.

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IN RE: CONSIDER APPOINTMENT TO THE COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT) REGARDING THE COMPREHENSIVE SERVICE ACT (CSA)

Ruth Horn, Director of the Buchanan County Department of Social Services requested the board to appoint a member to participate in the Community Policy and Management Team (CPMT) regarding the Comprehensive Service Act (CSA).

L. Lee Moise, County Attorney stated it's supposed to be an elected official and it is strongly recommended it be a member of the board of supervisors. This is a very important board, which assists a lot of children in the county.

J. Carroll Branham, Chairman suggested that the supervisors take turns serving on this board.

After a general discussion by the board upon motion by Craig Stiltner with no second to his motion and with the following roll call vote of six (6) yeas, Craig Stiltner, Harold H. Fuller, G. Roger Rife, J. Carroll Branham, Trey Adkins, Earl Scott and one (1) nay, William P. Harris, this board did hereby approve the to alternate alphabetically each month a board of supervisor member to participate in the Community Policy and Management Team (CPMT) regarding the Comprehensive Service Act (CSA).

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**IN RE: CONSIDER PARTICIPATION AS THE CONTRACTED IACCT AS
 PER DMAS RECOMMENDATION**

Ruth Horn, Director of the Buchanan County Department of Social Services stated the Department of Medical Assistance Services (DMAS) recently announced regulatory changes to the process by which children are placed in Residential Treatment Facilities. Under the new process which will begin December 1st, admissions for all Medicaid funded placements for residential treatment will be coordinated by an Independent Assessment, Certification and Coordination Team (IACCT).

Localities will have the option to contract with Magellan (the Behavioral Health Administrator for DMAS to serve as the IACCT through their local Community Policy and Management Teams, for which they would receive reimbursement from Magellan, stated Ms Horn.

L. Lee Moise, County Attorney stated he has reviewed the information regarding the IACCT. Each locality is encouraged to indicate by October 14th whether they wish to serve as a contracted IACCT. He suggested that Ms. Horn make a recommendation to the board regarding the IACCT.

Magellan would only use Magellan providers if someone needed to go to the hospital they would be required to go to Bristol instead of a local physician, stated Ms. Horn. We need a team here in the county, she stated. Magellan makes money by doing this and don't care about weekends and holidays.

Trey Adkins, Knox District Supervisor stated we have a five (5) story hospital here in Grundy and to be politically correct, maybe a band-aid station. It's a disgrace with the billboards that we have with Pikeville and Richlands Hospital competing. We can't get a good doctor here because of the little clique, commented Mr. Adkins.

I think we've been down this road before, stated J. Carroll Branham, Chairman. The only say so we have in the hospital is we own the property, he commented.

We have a little more say-so than that, stated Mr. Adkins. As soon as I talk to the County Attorney and verify it, I'll talk about it.

Ms. Horn stated the board will need to form an IACCT to assess and coordinate services for high risk children in the county. The team will consist of local doctors, counselors, mental health workers and social workers from the Buchanan County Department of Social Services.

After a general discussion by the board, the board requested Ms. Horn to send a letter with her recommendation for the IACCT.

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IN RE: CONSIDER ADOPTING THE RESOLUTION IN SUPPORT OF LEGISLATION AMENDING VIRGINIA CODE SECTION 15.2-901(A)(3)

After a general discussion by the board upon motion of Craig Stiltner seconded by Trey Adkins and with a roll call vote of seven (7) yeas, Craig Stiltner, Harold H. Fuller, G. Roger Rife, J. Carroll Branham, Earl Scott, William P. Harris, Trey Adkins and zero (0) nays, this board did hereby adopt the following Resolution regarding the support and approval of legislation which would amend Virginia Code by amending Section 15.2-901(A)(3):

RESOLUTION

IN RE: SUPPORT AND APPROVAL OF LEGISLATION WHICH WOULD AMEND VA CODE BY AMENDING SECTION 15.2-901(A)(3)

WHEREAS, it has been determined by the Buchanan County, Va. Board of Supervisors, that it would be helpful if Va. Code section 15.2-901(A)(3) be amended to permit Buchanan County to adopt and enforce an ordinance requiring owners of abandoned or unoccupied property, whether developed or undeveloped property, including such property upon which buildings or other improvements are located, to cut grass, weeds and other foreign growth on such property; and

WHEREAS, Board of Supervisors continues in its effort to promote tourism in Buchanan County; and

WHEREAS, it is important to the efforts to promote tourism and protect the general health and safety of the public to encourage property owners to properly maintain the property they own within the boundaries of Buchanan County, Va. when said property is either abandoned or unoccupied; and

WHEREAS, attached to this resolution is a proposed amendment to Va. Code section 15.2-901(A)(3) that would permit Buchanan County to adopt and enforce an ordinance requiring owners of abandoned or unoccupied, developed or undeveloped property, including such property upon which buildings or other improvements are located, to cut grass, weeds and other foreign growth on such property; and

NOW THEREFORE, BE IT RESOLVED, by the Buchanan County, Virginia Board of Supervisors that it states and confirms its approval and support for the proposed legislation that would amend the Va. Code by amending section 15.2-901(A)(3) that would permit Buchanan County, Va. to adopt and enforce an ordinance requiring owners of abandoned or unoccupied property, whether developed or undeveloped property, including such property upon which buildings or other improvements are located, to cut grass, weeds, and other foreign growth on such

property. FURTHERMORE BE IT RESOLVED, that it is requested that the General Assembly consider this matter during the 2016 General Assembly session. The County Administrator is directed to send a copy of this resolution to Senator Ben Chafin and Delegate Will Morefield.

This Resolution was adopted by the Buchanan County Board of Supervisors on t h i s t h e 3rd day of October, 2016.

Recorded vote:

Moved: Craig Stiltner
Seconded: Trey Adkins
Yeas: Seven
Nays: Zero

J. Carroll Branham, Chairman
Buchanan County Board of Supervisors

Attest:

Robert C. Horn, County Administrator

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IN RE: CONSIDER APPROVING THE COMMUNITY SERVICES WORK PROGRAM THROUGH THE 29TH DISTRICT JUVENILE & DOMESTIC RELATIONS COURT SERVICES

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with the following roll call vote of six (6) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, G. Roger Rife, William P. Harris, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve the Community Services Work Program through the 29th District Juvenile & Domestic Relations Court Services.

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IN RE: CONSIDER UPDATING VENDORS FOR SNOW REMOVAL

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of seven (7) yeas, Trey Adkins, Harold H. Fuller, Craig Stiltner, Earl Scott, G. Roger Rife, William P. Harris, J. Carroll Branham, and zero (0) nays, this board did hereby approve to update the vendors for snow removal.

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IN RE: CONSIDER APPROVING INVOICE FROM TERRA TECH ENGINEERING SERVICES FOR COUNTY BUILDING/COURTHOUSE HOLDING CELLS IN THE AMOUNT OF \$30,093.00

Trey Adkins, Knox District Supervisor asked do we have any plans for the \$770,000 plus that been spent on the proposed courthouse renovations plan and construction of a government center?

Billie Campbell with Terra Tech Engineering Services stated no we don't. We've changed the contract so many times and been in six (6) to seven (7) different directions, he commented. We are continuing to do as you are directing us to do, he stated.

We have multiple plans on several different building options, stated Mr. Campbell. There's a not to exceed amount including in the contract, which we haven't reached yet. That contract was for a government center and renovations to the courthouse, he stated.

Craig Stiltner, Rocklick District Supervisor stated this has been the crazies I've ever seen. We've had meetings after meetings. We've been from constructing a government center at the mouth of Watkins Branch to the Booth Center then to Slate Creek, he stated. The ones at fault here is this board, because we've changed directions five (5) or six (6) times.

Terra Tech has been asked to revisit the design on multiple occasions, commented Mr. Stiltner.

It's time we move forward with this project, stated Mr. Adkins. I really don't see \$770,000 worth of work done yet.

After a general discussion by the board upon motion by Craig Stiltner seconded by G. Roger Rife and with the following roll call vote of six (6) yeas, Craig Stiltner, G. Roger Rife, William P. Harris, Earl Scott, J. Carroll Branham, Harold H. Fuller, zero (0) nays and one (1) abstention, Trey Adkins, this board did hereby approve the invoice in the amount of \$30,093.00 from Terra Tech Engineering Services, P.C. regarding the County Building/Courthouse Holding Cells project.

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IN RE: CONSIDER APPROVING REQUEST FROM THURMAN FULLER

After a general discussion by the board upon motion by Trey Adkins seconded by Craig Stiltner and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, G. Roger Rife, William P. Harris, Earl Scott, J. Carroll Branham, Harold H. Fuller, and zero (0) nays, this board did hereby approve to issue a check in the amount of \$430.00 to Thurman Fuller from North Grundy District Highways, Streets and Bridges account number 41020-7010-04, due to a window in his home that was broken by county maintenance workers while mowing along the county roadway.

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**IN RE: CONSIDER APPROVING A COYOTE BOUNTY CLAIM FROM
 ARVIL QUINLEY**

After a general discussion by the board upon motion by Craig Stiltner seconded by Trey Adkins and with the following roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, G. Roger Rife, William P. Harris, Earl Scott, J. Carroll Branham, Harold H. Fuller,

and zero (0) nays, this board did hereby approve a coyote bounty claim from Arvil Quinley and to issue a check in the amount of \$50.00.

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IN RE: CONSIDER ADOPTING THE RESOLUTION DIRECTING THE COUNTY ADMINISTRATOR TO REQUEST THE TOWN OF GRUNDY TO ABANDON THE ROAD ADJACENT TO THE BUCHANAN COUNTY COURTHOUSE, WHICH RUNS AROUND THE COURTHOUSE THROUGH THE TUNNEL AND CONVEY SAME TO THE COUNTY TO ASSIST WITH THE COURTHOUSE RENOVATION PROJECT

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with the following roll call vote of six (6) yeas, Craig Stiltner, G. Roger Rife, William P. Harris, Earl Scott, J. Carroll Branham, Harold H. Fuller, and one (1) nay, Trey Adkins, this board did hereby adopt the following Resolution directing the County Administrator to request the Town of Grundy to abandon the road adjacent to the Buchanan County Courthouse, which runs around the courthouse through the tunnel and convey same to the county to assist with the Courthouse Renovation Project:

RESOLUTION

WHEREAS, in conjunction with the Courthouse Renovation Project it has been determined that the Town street that runs adjacent to and around the Courthouse to the intersection of Walnut Street and Maple Street is needed to provide additional space for the Courthouse Renovation Project; and

THEREFORE, BE IT RESOLVED, the Board of Supervisors hereby authorizes County Administrator to contact the Town of Grundy and request that the Town take the steps necessary to abandon the aforementioned road and then convey same to the County.

Adopted this the 3rd day of October 2016 by a vote of six for and one against.

Recorded Vote:

Moved by: Harold H. Fuller

Seconded by: Craig Stiltner

Yeas: Six

Nays: One

Chairman of the Buchanan County
Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER ADOPTING THE RESOLUTION REGARDING THE AMENDMENTS TO THE BUCHANAN COUNTY BUDGET FOR FISCAL YEAR 2016/2017

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of seven (7) yeas, Craig Stiltner, G. Roger Rife, William P. Harris, Earl Scott, J. Carroll Branham, Harold H. Fuller, Trey Adkins and zero (0) nays, this board did hereby adopt the following Resolution regarding the amendments to the Buchanan County Budget for fiscal year 2016/2017:

RESOLUTION

WHEREAS, the Buchanan County Board of Supervisors held a public hearing on Monday, September 12th, 2016 at 10:15 a.m. to hear public comments concerning the amendments to the County Budget for FY2016-2017 decreasing the budget in the total amount of **Seventy-One Thousand Six Hundred Twenty-Three Dollars and No Cents (\$71,623.00) to the Buchanan County Budget for fiscal year 2016/2017.**

WHEREAS, the board understands this action is necessitated by notification that funds anticipated from the state for 2% raises to the employees of the constitutional offices will not be forthcoming as previously projected.

THEREFORE, BE IT RESOLVED, this board does hereby authorize the Treasurer of Buchanan County to make the necessary changes to the budget regarding the deletion of the 2% raises to the employees of the constitutional offices to the Fiscal Year 2016-2017 budget. Furthermore, the appropriation for said 2% raises is hereby rescinded.

Adopted this the 3rd day of October 2016 by a vote of seven for and zero against.

Recorded Vote:
Moved by: Craig Stiltner
Seconded by: Harold H. Fuller
Yeas: Seven
Nays: Zero

Chairman of the Buchanan County
Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: HAROLD WOODS, RESIDENT

Harold Woods, resident stated his neighbor has four (4) hound dogs that are barking twenty-four hours a day seven days a week. I don't know how they do it. I've spoken to the Buchanan County Animal Control Officers, who advised him nothing could be done unless the county's government body enacted an ordinance prohibiting such noise. I don't have a problem with someone having a dog, he stated.

L. Lee Moise, County Attorney stated the board of supervisor could consider a noise ordinance to address the issue. The noise ordinance could include barking dogs as an aspect or a factor, which has been done in other localities, he stated.

After a general discussion by the board upon motion by Trey Adkins seconded by Harold H. Fuller and with the following roll call vote of seven (7) yeas, Harold H. Fuller, Trey Adkins, Earl Scott, William P. Harris, G. Roger Rife, J. Carroll Branham, Craig Stiltner and zero (0) nays, this board did hereby approve to reschedule the November 7th board of supervisors meeting to Monday, November 14th at 10:00 a.m. and schedule the following public hearings for Monday, November 14th:

- Public Hearing at 10:15 a.m. to hear public comments regarding a Quit Claim Deed to Patricia Hatfield regarding the retaining wall near Enoch's Branch;
- Public Hearing at 10:30 a.m. to hear public comments regarding a proposed Buchanan County Noise Ordinance.

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IN RE: ROBY BOWMAN, RESIDENT

Roby Bowman, resident stated the school board is forcing their employees to sign a confidentially form. My daughter drives a school bus at Council, he stated.

Trey Adkins, Knox District Supervisor stated it's to make sure the employee doesn't discuss any issues regarding the school.

L. Lee Moise, County Attorney stated the school system is a public agency.

Ray Foster, Sheriff stated the confidentially form is to make sure the school employees doesn't talk to the media.

To my understanding the school employee could be dismissed if they discuss any issues about the school system, stated Mr. Bowman.

Craig Stiltner, Rocklick District Supervisor stated five (5) years ago, I was the school board representative for the Rocklick District and in the contract for school employees they requested the employees to go through the chain of command; such as the custodian go to the principal.

Mr. Moise stated the confidentiality requirement is that employees don't discuss issues about students or other employees in public

The board of supervisors can't do anything, stated Mr. Stiltner. This should be taken up with the school board. We can't make policies for the school board, he stated.

The school system is trying to follow federal law according to the Family Education Rights and Privacy Act, stated Mr. Moise. You would need to look at the Act to see if what the school system is doing is in accord with the Act.

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IN RE: LEIA SOZERI WITH BUCHANAN COUNTY HEAD START

Leia Sozeri member of the Parent Policy Board for the Buchanan County Head Start asked why the issue ratifying the bills for the head start was on the agenda?

Craig Stiltner, Rocklick District Supervisor stated the board of supervisors is only ratifying the bills for the head start.

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IN RE: CLOSED SESSION 2.2-3711 1950 CODE OF VIRGINIA

Upon a motion by Trey Adkins seconded by Craig Stiltner and with a roll call vote of seven (7) yeas, Trey Adkins, Harold H. Fuller, Craig Stiltner, William P. Harris, Earl Scott, J. Carroll Branham, G. Roger Rife and zero (0) nays, this board agreed to convene in closed session as permitted by Virginia Code Section, 2.2-3711 (A)(1), a personnel matter involving custodian of the Buchanan County Courthouse; Virginia Code Section, 2.2-3711 (A)(1), a personnel matter involving the part-time position for the Victim Witness Office; Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding the courthouse renovation project and the Public Private Education and Infrastructure Act (PPEA); Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding delinquent real estate taxes with the Buchanan County Treasurer and Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding the Big Rock Gymnasium and Fire Department.

Motion was made by Harold H. Fuller to return from closed session seconded by William P. Harris and with a roll call of six (6) yeas, Harold H. Fuller, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott, zero (0) nays and one (1) absent, Trey Adkins.

This board's meeting resumed in open session after being in executive session for two (2) hours and twenty-four (24) minutes.

A motion by Harold H. Fuller seconded by Craig Stiltner, with J. Carroll Branham, Chairman of the Buchanan County Board of Supervisors announcing during such session the board had also discussed Virginia Code Section, 2.2-3711 (A) (7), consultation with legal counsel regarding Trunk or Treat a county sponsored event; and Virginia Code Section, 2.2-3711 (A) (7), consultation with legal counsel regarding an update on the Town of Grundy vs. PSA and Buchanan County Board of Supervisors Case; and Virginia Code Section, 2.2-3711 (A) (7), consultation with legal counsel regarding a community services in lieu of Incarcerated Program and Virginia Code Section, 2.2-3711 (A) (7), consultation with legal counsel regarding the Jewell Ridge Volunteer Fire Department contribution.

The board of supervisors ratified the discussion of the additional matter during closed session and then each of the members of the board certified that they did not discuss any other matters other than the foregoing in such session.

The motion was agreed upon by the following roll call vote of six (6) yeas, William P. Harris, G. Roger Rife, J. Carroll Branham, Harold H. Fuller, Craig Stiltner, Earl Scott, zero (0) nays and one (1) absent, Trey Adkins.

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**IN RE: CONSIDER ADOPTING A RESOLUTION REGARDING SKANSKA
 USA BUILDING, INC. FOR NON-PROFESSIONAL PRE-
 CONSTRUCTION MANAGEMENT SERVICES**

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, William P. Harris, G. Roger Rife, J. Carroll Branham, Harold H. Fuller, Craig Stiltner, Earl Scott, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby adopt the following Resolution regarding Skanska USA Building, Inc. for non-professional pre-construction management services:

RESOLUTION

WHEREAS, Skanska USA Building, Inc. has made a proposal for non- professional pre-construction management services pursuant to State Contract #DEB2202012 dated December 1, 2012 and renewed December 1, 2015 for the Courthouse Renovation Project; and

WHEREAS, the Buchanan County Board of Supervisors approves and authorizes the issuance of a Purchase Order in the amount of **Twenty-Five Thousand Dollars and No Cents (\$25,000.00)** for Skanska USA Building, Inc for Non-Professional Construction Related Services/Testing and Environmental Services on the Commonwealth of Virginia/Department of General Services Standard Contract (Contract # DEB2202012) dated December 1, 2012 renewed December 1, 2015; and

WHEREAS, as part of the pre-construction management services, Skanska will assist the County with using the PPEA process to procure a contractor-architect team for the Courthouse Renovation Project; and

THEREFORE, BE IT RESOLVED, the Board of Supervisors hereby approves and authorizes the issuance of a purchase order in the amount of Twenty-Five Thousand Dollars and No Cents (\$25,000.00) to engage Skanska USA Building, Inc. for non-professional pre-construction management services pursuant to state contract #DEB2202012 for the Courthouse Renovation Project and further authorizes the Chairman and the County Administrator to execute any contract documents approved as to form by the County Attorney to engage Skanska USA Building, Inc for the pre-construction management services pursuant to said state contract. Furthermore, the County Administrator and the County Attorney are authorized to pursue the PPEA process with guidance from Skanska USA Building, Inc. in connection with all elements of the Courthouse Renovation Project.

Adopted this the 3rd day of October 2016 by a vote of six for and zero against.

Recorded Vote:
Moved by: Harold H. Fuller
Seconded by: William P. Harris
Yeas: Six
Nays: Zero

Chairman of the Buchanan County
Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER AMENDING THE PUBLIC-PRIVATE EDUCATION FACILITIES AND INFRASTRUCTURE ACT (PPEA) OF 2002 GUIDELINES AND PROCEDURES

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve to amend the Public-Private Education Facilities and Infrastructure Act (PPEA) of 2002 Guidelines and Procedures. A copy of the amended Public-Private Education Facilities and Infrastructure Act (PPEA) of 2002 Guidelines and Procedures is located in the Buchanan County Administrator’s Office for review.

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IN RE: CONSIDER APPROVING TO EXTEND THE COUNTY WIDE SPONSORED EVENT (TRUNK OR TREAT) TO ALLOW VOLUNTEER FIRE AND RESCUE DEPARTMENTS TO PARTICIPATE

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve to extend the county wide sponsored event (Trunk or Treat) from Friday evening October 28th through Monday night October 31st, 2016 to allow all volunteer fire and rescue departments to participate in the event at any location in the county.

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IN RE: CONSIDER APPROVING CONTRIBUTION TO BUCHANAN COUNTY DEPARTMENT OF SOCIAL SERVICES EARMARKED FOR COAL MINER’S CHRISTMAS AND SPECIAL NEEDS FUND

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve the contribution in the amount of \$10,000.00 to the Buchanan County Department of Social Services earmarked for Coal Miner’s Christmas and Special Needs Fund to be divided equally from the following Park and Receptions accounts:

- South Grundy District, account number, 71040-5604-07 - \$1,428.57
- North Grundy District, account number, 71040-5604-04 - \$1,428.57
- Rocklick District, account number, 71040-5604-06 - \$1,428.57
- Prater District, account number, 71040-5604-05 - \$1,428.57
- Hurricane District, account number, 71040-5604-02 - \$1,428.57
- Garden District, account number, 71040-5604-01 - \$1,428.57
- Knox District, account number, 71040-5604-03 - \$1,428.57

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IN RE: CONSIDER APPROVING CONTRIBUTION/S

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve the following contributions:

Harman Vol. Fire Dept	\$8,623.00
VFW	\$2,150.00
Grundy High School (pregame meals)	\$1,200.00
Dismal River Rescue Squad	\$15,000.00
Big Rock Vol. Fire Dept. Inc.	\$20,000.00

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INRE: CONSIDER RATIFYING PAYROLL AFTER REVIEW

After a general discussion by the board upon motion by G. Roger Rife seconded by Earl Scott and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby ratify the payroll after review.

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IN RE: CONSIDER PARTICIPATION AS THE CONTRACTED IACCT AS PER DMAS RECOMMENDATION

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve to form a local team as per your recommendation to assess and coordinate services for high risk children in the county. This team will be known as the Independent Assessment Certification and Coordination Team (IACCT). The team will consist of local doctors, counselors, mental health workers and social workers from the Buchanan County Department of Social Services.

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IN RE: CONSIDER SCHEDULING A SURPLUS SALE ON ITEMS THAT HAS BEEN DECLARED SURPLUS

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby authorize the Public Works Director to schedule a surplus sale on items that has been declared surplus.

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IN RE: CONSIDER RATIFYING THE PAYMENT OF BILLS BY RESOLUTION ADOPTED ON JANUARY 4TH, 2016. (INCLUDING THE BUCHANAN COUNTY HEAD START RATIFIED BILL LIST AND BILL LIST)

After a general discussion by the board upon motion by Harold H. Fuller seconded by Earl Scott and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby ratify the payment of bills by Resolution adopted on January 4th, 2016. (including the Buchanan County Head Start ratified bill list and bill list)

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IN RE: CONSIDER AUTHORIZING THE TREASURER TO MOVE FORWARD REGARDING THE 39 DELINQUENT REAL ESTATE TAX PROPERTIES

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one

(1) absent, Trey Adkins, this board did hereby authorize the Treasurer to move forward regarding the 39 delinquent real estate tax properties identified by the Treasurer.

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IN RE: CONSIDER APPROVING A CONTRIBUTION TO BUCHANAN COUNTY EAST LITTLE LEAGUE

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve a contribution to Buchanan County East Little League in the amount of \$5,000.00 from FBLA, account number 81131-5605.

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IN RE: CONSIDER ALLOWING RAY FOSTER, SHERIFF AND MARCIE WATSON, VICTIM WITNESS COORDINATOR TO HIRE A PART-TIME EMPLOYEE FOR THE VICTIM WITNESS OFFICE

After a general discussion by the board upon motion by Harold H. Fuller seconded by William P. Harris and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve to allow Ray Foster, Sheriff and Marcie Watson, Victim Witness Coordinator to hire a part-time employee for the Victim Witness Office.

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IN RE: CONSIDER APPROVING THE LAST DATE FOR TEMPORARY PART-TIME EMPLOYEES TO WORK CUTTING WEEDS ETC.

After a general discussion by the board upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, Harold H. Fuller, William P. Harris, Craig Stiltner, Earl Scott, G. Roger Rife, J. Carroll Branham, zero (0) nays and one (1) absent, Trey Adkins, this board did hereby approve the last date for temporary part-time employees to work was Saturday, October 15th, 2016.

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IN RE: ADJOURNMENT

After a general discussion by the board upon motion by Harold H. Fuller seconded by Trey Adkins and with a unanimous voice vote by the board, this board did hereby approve to adjourn the meeting.

J. Carroll Branham, Chairman of the
Buchanan County Board of Supervisors

Robert Craig Horn, County Administrator