

MINUTES

A regular meeting of the Buchanan County Board of Supervisors was held on Monday the 4th day of December, 2017 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
G. Roger Rife
Earl Scott
Craig Stiltner

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 NOVEMBER 6th AND 27th, 2017

After a general discussion by the board upon motion by Trey Adkins seconded by William P. Harris and with a roll call vote of seven (7) yeas, William P. Harris, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, Craig Stiltner, Trey Adkins and zero (0) nays, this board did hereby approve the minutes for November 6th and 27th, 2017.

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IN RE: AT THIS TIME THERE WAS A MOMENT OF SILENCE IN MEMORY OF REGINA HARRIS, WILLIAM P. HARRIS'S DAUGHTER

William P. Harris, Hurricane District Supervisor thanked the board of supervisors and those that attended his daughter's funeral over the weekend.

Trey Adkins, Knox District Supervisor requested a moment of silence in memory of his daughter, Regina Harris.

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IN RE: BILL KEENE, TREASURER – COUNTY’S FINANCIAL REPORT

Bill Keene, Treasurer stated \$650,038 was received in October in mineral licenses tax and \$96,082 in methane gas tax. At the present time, we have \$8.5 million in the general fund and there’s \$1.8 left in the CNX Gas fund.

I’ve mentioned to several board members about borrowing money for the repairs and construction of the courthouse against the \$8.5 million, stated Mr. Keene. I can get 1% interest for a loan against the \$8.5 million from a local bank. The bank will only charge 1% above the certificate of deposit rate.

Once the \$8.5 million is gone, it’s gone, stated Mr. Keene. We are collecting real estate and personal property taxes in the next couple days.

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**IN RE: KYLE RATLIFF – REQUEST A CONTRIBUTION FOR GRUNDY
KIWANIS CLUB FOUNDATION FOR THE ANNUAL COUNCIL
ELEMENTARY SCHOOL CHRISTMAS TREAT BAG PROJECT**

Kyle Ratliff with Kiwanis Club requested a contribution in the amount of \$1,050.00 for Grundy Kiwanis Club Foundation to assist with the Annual Council Elementary School Christmas Treat Bag project.

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, Harold H. Fuller, Trey Adkins, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott and zero (0) nays, this board did hereby approve a contribution to Grundy Kiwanis Foundation in the amount of \$1,050.00 earmarked for the Annual Council Elementary School Christmas Treat Bag project to be divided equally among the seven (7) district accounts.

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**IN RE: CONSIDER ADOPTING THE RESOLUTION REGARDING
VIRGINIA DEPARTMENT OF TRANSPORTATIONS ACTION TO
ABANDON FROM THE PRIMARY SYSTEM OF STATE HIGHWAYS
THE SECTION OF DISCONTINUED OLD ROUTE 460 BETWEEN
ROUTE 721 AND ROUTE 680.**

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

Department of Transportation's action to abandon from the Primary System of State Highways the section of discontinued old Route 460 between Route 721 and Route 680:

The Board of Supervisors of Buchanan County, in regular meeting on the 4th day of December, 2017, adopted the following:

RESOLUTION

WHEREAS, pursuant to §33.2-902 Code of Virginia, the Commissioner of the Virginia Department of Transportation has provided this Board with its notice of intent to abandon from the Primary System of State Highways a section of discontinued old Route 460 from Route 721 to Route 680 (a distance of 1.25 miles), being more particularly described as Section 2 of the project adjustment for VDOT Project 0460-013-101, C507; and

WHEREAS, this Board has requested said abandonment for purposes of facilitating the transfer of title and authority over the old roadway to Buchanan County, pursuant to §33.2-904; and

NOW, THEREFORE, BE IT RESOLVED that this Board supports the Virginia Department of Transportation's action to abandon from the Primary System of State Highways the section of discontinued old Route 460 between Route 721 and Route 680, pursuant to §33.2-902 Code of Virginia; and

BE IT FURTHER RESOLVED, that upon abandonment, this Board shall exercise its authority to assume jurisdiction over said section of highway and maintain same as a public highway pursuant to §33.2-904 Code of Virginia; and

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation Lebanon Residency.

Recorded Vote
Moved By: Harold H. Fuller
Seconded By: Trey Adkins
Yeas: Seven
Nays: Zero

A Copy Teste:

Robert C. Horn, County Administrator

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IN RE: CONSIDER ACCEPTING DEED FROM PENN VA. OPERATING COMPANY, LLC FOR THE THREE PARCELS ON BULL CREEK AND AUTHORIZE 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

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

this board did hereby approve to accept the following Deed from Penn Va. Operating Company, LLC for the three parcels on Bull Creek and authorize 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 QUITCLAIM DEED, (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 4th day of December, 2017, by and between **PENN VIRGINIA OPERATING COMPANY, LLC**, hereinafter sometimes referred to as “GRANTOR”, and **BUCHANAN COUNTY, VIRGINIA**, 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:

WHEREAS, the property to be conveyed by this Deed was part of the property originally acquired by the H.E. Harman Coal Corporation. The three parcels are portions of the property acquired by H.E. Harman Coal Corporation in 1934 by deeds recorded in the Buchanan County Circuit Court Clerk’s Office at Deed Book 68, page 546; Deed Book 69, page 318; and Deed Book 69, page 280. In 1954 H.E. Harman Coal Corporation conveyed all of its assets, including the property in question to Harman Mining Corporation by deed dated December 15, 1954 recorded at Deed Book 124, page 491. On January 1, 1997 Harman Mining Corporation conveyed multiple tracts, including the property in question, to Penn Virginia Coal Company by deed recorded at Deed Book 457, page 676. On September 14, 2001 Penn Virginia Coal Company merged into Penn Virginia Operating Co., LLC. See Deed Book 530, page 382.

WHEREAS, the Grantee has been constructing a trail project along Bull Creek in Buchanan County, Va. The Grantee in proceeding forward with Phase II of the Bull Creek Trail Project needs three parcels owned by the Grantor, identified as follows on the Plat prepared by William Ramey, L.S., license No. 002265 and dated 5-4-15, which said Plat is attached and made a part of this deed as Exhibit “A”:

Parcel “A”, 1.245 acres from tracts designated D1, D4 and D5 as referenced in Deed Book 457, Page 676; Parcel “B”, .527 acres from tracts designated D1 and D5 as referenced in Deed Book 457, Page 676; and Parcel “C”, .498 acres from the tract designated as D5 as referenced in Deed Book 457, Page 676 recorded in the Clerk’s Office of the Buchanan County Circuit Court. See attached plat prepared by William Ramey, L.S., license # 002265

and dated May 4th, 2015, which plat is attached and made a part of this deed as Exhibit "A".

WHEREAS, the Grantee initiated a process to acquire the three parcels by condemnation; and

WHEREAS, subsequent to the initiation of the condemnation process, the Grantor and Grantee have agreed as to the compensation to be paid by the Grantee to the Grantor for the three parcels described herein.

THEREFORE, THAT for and in consideration of the payment by the Grantee of **NINE THOUSAND DOLLARS AND NO CENTS (\$9,000.00)** , to the Grantor, the receipt of which is acknowledged by the Grantor, and subject to any and all reservations or restrictions heretofore made, the Grantor does hereby quitclaim unto the Grantee, its successors, and assigns all its right, title and interest, if any, in and to the aforesaid property which is, all of those certain tracts or parcels of land situate along Bull Creek in Buchanan County, Virginia, and being part of the same property which was acquired by the Grantor as set out in the premises herein, and being described as:

PARCEL "A" REFERENCE DEED BOOK 457 PAGE 676 ARTICLE 1 ITEM D1, D4 AND D5

BEGINNING at a point, said point has an approximate NAD 1983 Virginia State Plane South Zone coordinate value of N=3,651,276.940 and E=10,408,016.911 and shown on a map prepared by Terra Tech Engineering; thence N 38°03'03" W a distance of 115.36' to a point; thence with a curve turning to the left with an arc length of 312.63', with a radius of 495.72', with a chord bearing of N 48°54'38" W, with a chord length of 307.47' to a point; thence N 67°14'53" W a distance of 422.90' to a point; thence with a curve turning to the left with an arc length of 525.84', with a radius of 573.87', with a chord bearing of S 86°46'22" W, with a chord length of 507.64' to a point; thence S 51°22'50" W a distance of 646.42' to a point; thence S 57°54'01" W a distance of 65.87' to a point; thence S 66°34'42" W a distance of 201.92' to a point; thence S 66°18'35" W a distance of 603.20' to a point; thence N 25°49'54" W a distance of 26.95' to a point, a corner to the property standing in the name of BUCHANAN COUNTY VIRGINIA as described in Instrument 070003927; thence with the property of BUCHANAN COUNTY VIRGINIA the following, a curve turning to the left with an arc length of 142.58', with a radius of 4252.12', with a chord bearing of N 60°03'00" E, with a chord length of 142.57' to a point; thence N 59°05'22" E a distance of 192.50' to a point; thence with a curve turning to the right with an arc length of 537.30', with a radius of 21477.92', with a chord bearing of N 59°48'22" E, with a chord length of 537.29' to a point; thence N 60°31'22" E a distance of 630.97' to a point; thence with a curve turning to the right with an arc length of 540.50', with a radius of 589.87', with a chord bearing of N 86°46'22" E, with a chord length of 521.79' to a point; thence S 66°58'38" E a distance of 422.90' to a point; thence with a curve turning to the right with an arc length of 321.45', with a radius of 509.72', with a chord bearing of S 48°54'38" E, with a chord length of 316.15' to a point; thence S 30°50'38" E a distance of 35.70' to a point; thence with a curve turning to the left with an arc length of 67.82', with a radius of 678.74', with a chord bearing of S 33°42'23" E, with a chord length of 67.79' to a point; thence S 36°34'08" E a distance of 9.81' to a point; thence S 40°49'48" W a distance of 4.10'; to the point of beginning, having an area of 130630.851 square feet, and containing 2.999 acres more or less.

PARCEL "B" REFERENCE DEED BOOK 457 PAGE 676 ARTICLE 1 ITEM D1, D4 AND D5

BEGINNING at a point, a corner to the property standing in the name of BUCHANAN COUNTY VIRGINIA, as described in Instrument 070003927, said point has an approximate NAD 1983 Virginia State Plane South Zone coordinate value of N=3,651,504.387 and E=10,406,389.448 and shown on a map prepared by Terra Tech Engineering, thence with said property the following, S 60°31'22" W a distance of 159.91' to a point; thence with a curve turning to the left with an arc length of 537.80', with a radius of 21497.92', with a chord bearing of S 59°48'22" W, with a chord length of 537.79' to a point; thence S 59°05'22" W a distance of 192.50' to a point; thence with a curve turning to the right with an arc length of 140.80', with a radius of 4232.12', with a chord bearing of S 60°02'33" W, with a chord length of 140.80' to a point; thence leaving the property of BUCHANAN COUNTY VIRGINIA N 25°49'54" W a distance of 34.81' to a point; thence N 29°33'10" E a distance of 21.51' to a point; thence N 70°27'17" E a distance of 52.72' to a point; thence N 58°54'26" E a distance of 245.51' to a point; thence N 31°04'37" W a distance of 12.03' to a point; thence N 58°08'42" E a distance of 49.84' to a point; thence S 31°17'18" E a distance of 12.70' to a point; thence N 58°54'26" E a distance of 78.52' to a point; thence N 52°57'39" E a distance of 250.13' to a point; thence N 62°54'20" E a distance of 177.08' to a point; thence S 27°19'00" E a distance of 54.11' to a point; thence N 60°15'00" E a distance of 161.72' to a point; thence S 29°19'19" E a distance of 6.79'; to the point of beginning, having an area of 43180.806 square feet, and containing 0.991 acres more or less.

PARCEL "C" REFERENCE DEED BOOK 457 PAGE 676 ARTICLE 1 ITEM D1, D4 AND D5

BEGINNING at a point, a corner to the property standing in the name of BUCHANAN COUNTY VIRGINIA, as described in Instrument 070003927, said point has an approximate NAD 1983 Virginia State Plane South Zone coordinate value of N=3,651,416.575 and E=10,407,654.738 and shown on a map prepared by Terra Tech Engineering thence leaving said property N 87°50'00" E a distance of 68.23' to a point; thence S 66°28'14" E a distance of 21.54' to a point; thence S 43°33'43" E a distance of 31.42' to a point; thence S 35°50'44" E a distance of 219.50' to a point; thence S 30°41'47" W a distance of 53.50' to a point, a corner to the property standing in the name of BUCHANAN COUNTY VIRGINIA; thence with said property the following, N 36°34'08" W a distance of 68.57' to a point; thence S 54°40'34" W a distance of 28.01' to a point; thence N 36°34'08" W a distance of 120.89' to a point; thence with a curve turning to the right with an arc length of 65.82', with a radius of 658.74', with a chord bearing of N 33°42'23" W, with a chord length of 65.79' to a point; thence N 30°50'38" W a distance of 35.70' to a point; thence with a curve turning to the left with an arc length of 37.34', with a radius of 529.72', with a chord bearing of N 32°51'48" W, with a chord length of 37.33'; to the point of beginning, having an area of 21084.897 square feet, and containing 0.484 acres more or less.

Said property was acquired by the Grantor 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.

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 4th day of December, 2017, 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 ACCEPTING DEED FROM PENN VA. OPERATING COMPANY, LLC FOR THE DRAINAGE EASEMENT FOR E. W. ROAD LOCATED IN THE PRATER DISTRICT AND AUTHORIZE 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

After a general discussion by the board upon motion by Earl Scott seconded by Harold H. Fuller and with a roll call vote of seven (7) yeas, Harold H. Fuller, Trey Adkins, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott and zero (0) nays, this board did hereby approve to accept the following Deed from Penn Va. Operating Company, LLC for the drainage easement for E. W. Road located in the Prater District and authorize 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 QUITCLAIM DEED OF RIGHT-OF-WAY AND EASEMENT made and entered into on this the 4th day of December, 2017, by and between **PENN VIRGINIA OPERATING COMPANY, LLC**, hereinafter sometimes referred to as "**GRANTOR**", 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:

WHEREAS, the Grantor owns the property identified on Exhibit 'A' which is attached and made part of this deed by incorporation by reference; and

WHEREAS, the Grantee needs a right of way and drainage easement for E.W. Road, to be able to make repairs and improvements to the drainage facilities that are already located for E.W. Road; and

WHEREAS, the Grantor has agreed to convey a permanent right-of-way and easement upon and across the lands and property of the Grantor for a right of way and drainage easement for County Road No. 2354, E.W. Road located in the Prater Magisterial District for the purpose of permanent right of way for E.W. Road, including constructing, operating, maintaining, adding to, altering or replacing present or future drainage structures and/or drainage ditches for the collection, channeling, and disbursement and removal of storm water and its transmission under and off of County Road No. 2354, E.W. Road and including the right of egress and ingress to same drainage structure and/or drainage ditch; and

NOW THEREFORE that for and in consideration **ONE THOUSAND DOLLARS AND NO CENTS (\$1,000.00)**, paid by the Grantee to the Grantor, which Grantor does hereby acknowledge receipt thereof, the Grantor does hereby quitclaim unto the Grantee, its successors and assigns its right, title and interest, if any, in and to the aforesaid property the following described perpetual right-of-way and easement, to-wit:

The easement and right of way is to be forty feet (40') in width, with said forty feet (40') width being measured twenty feet (20') on both sides of the easement centerline as described below:

REFERENCE PENN VIRGINIA COAL COMPANY D.B. 457 PG 676 ARTICLE 1 ITEM D31

BEGINNING at a point on the West right-of-way of route 604 (Poplar Gap Road), said point has an approximate NAD 1983 Virginia State Plane South Zone coordinate value of N=3,635,359.182 and E=10,420,594.120; thence with said right-of-way and with a proposed right-of-way the following S 14°30'43" W a distance of 50.00' to a point; thence leaving the right-of-way of route 604 and with the proposed right-of-way N 75°06'59" W a distance of 55.10' to a point in the center of Poplar Creek; thence down and with the center of Poplar Creek N 13°42'09" E a distance of 50.01' to a point; thence leaving said Poplar Creek S 75°06'59" E a distance of 55.80'; to the point of beginning, having an area of 2772.580 square feet, and containing 0.064 acres more or less, as set forth in a Plat dated December 1, 2016, prepared by William M. Ramey, L.S., license no. 002265, which said Plat is attached and made a part of this deed by reference as Exhibit "A" .

Included in this right-of-way and drainage easement conveyance is the right for the Grantee and their agents to inspect the drainage structure and/or drainage ditch and to cut, clear, and remove all undergrowth and other obstructions in and along the drainage structure

and/or drainage ditch or adjacent thereto that may in any way endanger or interfere with the proper use of same. The Grantor has agreed to convey a permanent right-of-way and drainage easement upon and across the lands and property of the Grantor for a right of way and drainage easement for County Road No. 2354, E.W. Road located in the Prater Magisterial District for a right of way and a drainage easement for the purpose of constructing, operating, maintaining, adding to, altering or replacing present or future drainage structures and/or drainage ditches for the collection, channeling, and disbursement and removal of storm water and its transmission under and off of County Road No. 2354, E.W. Road and including the right of egress and ingress to same drainage structure and/or drainage ditch.

Source and title for Grantor

The property to be conveyed by this Deed was part of the property originally acquired by the H.E. Harman Coal Corporation. The parcel subject to this deed is a portion of the property acquired by H.E. Harman Coal Corporation in 1934 by deeds recorded in the Buchanan County Circuit Court Clerk's Office at Deed Book 68, page 546; Deed Book 69, page 318; and Deed Book 69, page 280. In 1954 H.E. Harman Coal Corporation conveyed all of its assets, including the property in question to Harman Mining Corporation by deed dated December 15, 1954 recorded at Deed Book 124, page 491. On January 1, 1997 Harman Mining Corporation conveyed multiple tracts, including the property in question, to Penn Virginia Coal Company by deed recorded at Deed Book 457, page 676. On September 14, 2001 Penn Virginia Coal Company merged into Penn Virginia Operating Co., LLC.

The Grantor by the execution of this instrument acknowledges that the plans for the aforesaid said right of way and drainage easement as they affect the Grantor's property have been fully explained to the Grantor's authorized representative.

That on the 4th day of December, 2017, the Buchanan County Board of Supervisors, at a duly held meeting of the Board, approved the acquisition of the right-of-way and drainage easement 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 acceptance of this right-of-way conveyance.

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.

**IN RE: CONSIDER REQUESTING THE SHERIFF RAY FOSTER TO WORK
 WITH LOCAL CHURCH PASTORS IN REGARDS TO SECURITY**

Ray Foster, Sheriff stated Mr. Fuller requested me to be here today to discuss meeting with pastors regarding security, which I think is a good ideal. We are going to meet with the local ministerial association and staff members of the churches and get them informed on what some of the laws are in the State of Virginia and how they may secure their churches, he stated. Our deputies or myself will go to the churches if they want us to come. We'll leave it up to the pastors how they want to handle this, stated Sheriff Foster.

The meeting is scheduled for Tuesday, December 19th at 5:00 p.m. at Grundy High School auditorium, stated Sheriff Foster.

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**IN RE: PUBLIC HEARING- 10:15 A.M. - TO HEAR PUBLIC COMMENTS
 REGARDING THE ADDITIONAL APPROPRIATION/TRANSFER IN
 THE AMOUNT OF \$1,192,048.98 TO THE BUCHANAN COUNTY
 PUBLIC SCHOOLS FOR FEDERAL FUNDING RECEIVED FOR THE
 SCHOOL SYSTEM**

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

Cheryl Tester with Buchanan County Public Schools stated the \$920,791.77 appropriation is for federal funding approved for school lunches for elementary/middle schools and the \$271,257.21 appropriation is federal funds approved for Title 1, Century 21, Title IV, Part B.

Upon motion by Craig Stiltner seconded by Earl Scott and with a roll call vote of seven (7) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins 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 THE
 ADDITIONAL APPROPRIATION/TRANSFER IN THE AMOUNT OF
 \$1,192,048.98 TO THE BUCHANAN COUNTY PUBLIC SCHOOLS
 FOR FEDERAL FUNDING RECEIVED FOR THE SCHOOL SYSTEM**

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, Harold H. Fuller, Earl Scott, Trey Adkins, Craig Stiltner, J. Carroll Branham, G. Roger Rife, William P. Harris and zero (0) nays, with Harold H. Fuller and Craig Stiltner both disclosing they have family members

employed by Buchanan County Public Schools but could objectly vote on the issue at hand, this board did hereby adopt the following Resolution regarding the additional appropriation/transfer in the amount of \$1,192,048.98 to the Buchanan County Public Schools for federal funding received for the school system:

RESOLUTION

**IN RE: ADDITIONAL APPROPRIATION DURING THE
FISCAL YEAR 2017/2018**

WHEREAS, the Buchanan County Board of Supervisors held a public hearing on Monday the 4th day of December 2017 at 10:15 o'clock a.m. in the Board of Supervisors Meeting Room, in the Buchanan County Courthouse, located on Courthouse Square, in the Town of Grundy, Virginia, to hear public comments concerning proposed additional appropriations to the Buchanan County's budget for the fiscal year 2017/2018 in the total amount of **One Million One Hundred Ninety-Two Thousand Forty-Eight Dollars and Ninety-Eight Cents (\$1,192,048.98)** for the Buchanan County Public Schools as a result of additional federal funding received for the school system; and

WHEREAS, these additional appropriations shall not require Buchanan County to have any tax rate increase to pay for such additional appropriations as the additional funds are being received from the federal government; and,

NOW THEREFORE, BE IT RESOLVED, that Buchanan County Board of Supervisors approves additional appropriations to the Buchanan County's budget for the fiscal year 2017/2018 in the total amount of **One Million One Hundred Ninety-Two Thousand Forty-Eight Dollars and Ninety-Eight Cents (\$1,192,048.98)** for the Buchanan County Public Schools as a result of additional federal funding received for the school system and to further approve the amendment of its budget for the fiscal year 2017-2018 to reflect such additional appropriations which are to be made hereafter.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 4th day of December, 2017.

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

Recorded Vote:
Moved by: Harold H. Fuller
Seconded by: Earl Scott
Yeas: Seven
Nays: Zero

ATTEST:

Robert Craig Horn, County Administrator

**IN RE: MARCUS STILTNER, COAL HAUL ROAD ENGINEER - CONSIDER
ADOPTING RESOLUTION FOR MATNEY ROAD, COUNTY ROAD
NUMBER 2460 AND DEED OF GIFT BETWEEN NORMA JEAN
MATNEY AND BUCHANAN COUNTY, VIRGINIA AND
AUTHORIZE 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**

Marcus Stiltner, Coal Haul Road Engineer stated the Deed of Gift is an extension off of Matney Road and has one (1) additional home with a turning area. The committee appointed by the board to review the road, has not had an opportunity to review the road extension at this time, he stated.

Trey Adkins, Knox District Supervisor made a motion to adopt the resolution approving to take Matney Road, County Road Number 2460 into the county road system contingent upon approval of the review committee appointed by the board.

L. Lee Moise, County Attorney stated if the review committee doesn't approve the extension, then the acceptance of the Deed of Gift would not move forward.

Mr. Adkins withdrew his motion. We can take care of this in January, he stated.

IN RE: MARCUS STILTNER - COAL HAUL ROAD ENGINEER

Craig Stiltner, Rocklick District Supervisor asked Marcus Stiltner, Coal Haul Road Engineer if there were any bids received for the county's asphalt projects?

Marcus Stiltner, Coal Haul Road Engineer stated no. I've asked the current contractor that has the contract to get the county's projects done. We can rebid the county asphalt projects again in March, 2018.

Upon motion by Craig Stiltner seconded by Harold H. Fuller to rebid the county asphalt projects in March, 2018.

Trey Adkins, Knox District Supervisor stated we need to let smaller companies bid on the county's asphalt projects. Let companies with class A, B and C contractor's licenses bid on these projects.

We cannot go out for bids for the county's asphalt projects until the terms of the contract run out with Shortt & Son Paving, stated Mr. Stiltner.

Mr. Stiltner withdrew his motion and Mr. Fuller his second to the motion.

I want this issue on the agenda at the January meeting to terminate the contract and go back out for bids regarding the county's asphaltting projects, stated Mr. Stiltner. We always have a problem getting the county paving projects done every year.

We've had a contract with Shortt & Son Paving for three (3) years, stated Marcus Stiltner.

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IN RE: BART CHAMBERS, BUILDING CODE OFFICIAL – CONSIDER ADOPTING THE RESOLUTION APPROVING THE REVISED EMERGENCY OPERATIONS PLAN FOR BUCHANAN COUNTY

Bart Chambers, Building Code Official and Emergency Services Coordinator stated I've been working with the Virginia Department of Emergency Management in updating the county's Emergency Operations Plan (EOP). The following is a list of items that needed changed in the current EOP:

1. The Town of Grundy is not the responsible party, it's the Buchanan County Board of Supervisors.
2. The EOP will be updated every four (4) years.
3. The Emergency Operation Center will be located at the new Buchanan County Sheriff's Office, 1327 Lovers Gap Road, Vansant, Virginia.
4. The emergency contacts were updated.
5. The census information was updated.

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, Trey Adkins, Harold H. Fuller, William P. Harris, G. Roger Rife, Earl Scott, Craig Stiltner, J. Carroll Branham and zero (0) nays, this board did hereby adopt the following Resolution approving the revised Emergency Operations Plan for Buchanan County:

RESOLUTION

WHEREAS, the Board of Supervisors of Buchanan County, Virginia recognizes the need to prepare for, respond to, and recover from natural and man-made disasters; and

WHEREAS, Buchanan County has a responsibility to provide for the safety and well being of its citizens and visitors; and

WHEREAS, Buchanan County has established and appointed a Director and Coordinator of Emergency Services.

NOW, THEREFORE, BE IT HEREBY PROCLAIMED, by the Board of Supervisors of Buchanan County, Virginia that this Emergency Operations Plan as revised

December 2017 is officially adopted; and

IT IS FURTHER PROCLAIMED AND ORDERED, that the Director of Emergency Services, or his/her designees, are tasked and authorized to maintain and revise as necessary this document over the next five-year period or until such time it be ordered to come before this Board.

This Resolution was adopted on the 4th day of December, 2017 by the Buchanan County Board of Supervisors.

Recorded Vote:

Moved by: Trey Adkins

Seconded by: Harold H. Fuller

Yeas: Seven

Nays: Zero

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

ATTEST: _____

Robert Craig Horn, Clerk and
County Administrator
Buchanan County,
Commonwealth of Virginia

_____ 000 _____

IN RE: CONSIDER APPROVING TO SET A PUBLIC HEARING FOR MONDAY, JANUARY 8TH, 2018 AT 10:30 A.M. TO HEAR PUBLIC COMMENTS REGARDING THE REVISED JOINDER AGREEMENT BETWEEN THE TOWN OF GRUNDY, VIRGINIA, THE BUCHANAN COUNTY PUBLIC SERVICE AUTHORITY AND BUCHANAN COUNTY, VIRGINIA

L. Lee Moise, County Attorney stated the board of supervisors approved the revised Joinder Agreement at the last meeting by removing the paragraph 2.5 Financial Contribution from the Town to the Authority from the proposed agreement between the Town of Grundy, Virginia, the Buchanan County Public Service Authority (PSA) and Buchanan County, Virginia. The PSA Board of Directors approved the revised Joinder Agreement at their last meeting too.

According to Jason Gallagher, Attorney for the Town of Grundy, the town council cannot schedule a public hearing until January, stated Mr. Moise.

Just being cautious, I think the board of supervisors should have another public hearing since the financial contribution has been removed, he stated. It would be better to do this than take a chance later on that another public hearing should've been scheduled.

G. Roger Rife, South Grundy District Supervisor asked after the joinder agreement is approved by all entities, how long will it take before the town can have their members back on the PSA board?

Mr. Moise stated after the public hearings with the town and county are held, the Joinder application will be submitted by the Town to the Virginia State Corporation Commission (SCC). Once, the certificate of joinder is approved, the terms of the town's two (2) members along with the terms of the other seven (7) members to the PSA Board will go into effect, he stated. We may need to contact Senator Ben Chafin's Office to see if they could assist in getting the processing of the joinder application expedited with the SCC. Hopefully, by the end of January this will be completed, stated Mr. Moise.

J. Carroll Branham, Chairman stated the town will submit a list of three (3) people that the board will select two (2) members from for the PSA.

After four (4) years, the town will only have one (1) member on the PSA, stated Mr. Moise.

Also, once the joinder certificate is received, the terms of the PSA board will go into effect, stated Mr. Moise.

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, G. Roger Rife, Earl Scott, Craig Stiltner, J. Carroll Branham, zero (0) nays and one (1) abstention, Trey Adkins, with Mr. Adkins stating he was employed by the PSA, this board did hereby approve to set a public hearing for **Monday, January 8th, 2018 at 10:30 a.m.** to hear public comments regarding the revised Joinder Agreement between the Town of Grundy, Virginia, the Buchanan County Public Service Authority and Buchanan County, Virginia.

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IN RE: CONSIDER APPROVING ADDITIONAL APPROPRIATIONS

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

- Additional appropriation to Hurricane District Park and Rec., account number 71040-6022-02 in the amount of \$250.00;
- Additional appropriation to Hurricane District Park and Rec., account number 71040-6022-02 in the amount of \$225.00;
- Additional appropriation to Rocklick District Park and Rec., account number 71040-5604-06 in the amount of \$400.00;
- Additional appropriation to Garden District Park and Rec., account number 71040-5604-01 in the amount of \$225.00;
- Additional appropriation to Rowe Community Center, account number 53050-5604-02 in the amount of \$100.00;

- Additional appropriation to Clerk’s Office, account number 21060-3320 (repair and maint.) in the amount of \$201.49;
- Additional appropriation to Library, account number 73010-5230 (telephone) in the amount of \$4,307.89.

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IN RE: CONSIDER APPROVING TO ISSUE A CHECK FOR THE FOLLOWING COYOTE CLAIMS IN THE AMOUNT OF \$50.00 FROM FUND 10, LIVESTOCK CLAIMS ACCOUNT NUMBER 35010-8104

After a general discussion by the board upon motion by Harold H. Fuller seconded Craig Stiltner and a roll call vote of seven (7) yeas, Trey Adkins, Craig Stiltner, Earl Scott, Harold H. Fuller, William P. Harris, J. Carroll Branham, G. Roger Rife and zero (0) nays, this board did hereby approve to issue a check in the amount of \$50.00 for the following coyote claims from Fund 10, livestock claims account number 35010-8104:

- David Rife
- Nathan Dotson
- Wayne Viars
- Buckey Looney
- Mark McClanahan
- Mark Hinkle
- Martha Coleman
- Richard Keen

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IN RE: CONSIDER APPROVING AN ADDITIONAL APPROPRIATION TO THE COMMONWEALTH ATTORNEY’S OFFICE, ACCOUNT NUMBER 22010-6001 IN THE AMOUNT OF \$19,760.02 FOR GRANT FUNDING RECEIVED FOR THE CHILDREN’S FORENSIC GRANT

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, Earl Scott, Harold H. Fuller, William P. Harris, J. Carroll Branham, G. Roger Rife and zero (0) nays, this board did hereby approve an additional appropriation to the Commonwealth Attorney’s Office, account number 22010-6001 in the amount of \$19,760.02 for grant funding received for the Children’s Forensic Grant.

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IN RE: CONSIDER AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF \$74,888.00 FOR FUNDING RECEIVED FROM THE STATE OF VIRGINIA FIRE FUND TO BE DIVIDED EQUALLY AMONG THE SEVEN (7) MAGISTERIAL DISTRICTS FIRE DEPARTMENTS

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, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby approve an additional appropriation in the amount of \$74,888.00 for funding received from the State of Virginia Fire Fund to be divided equally among the seven (7) magisterial districts fire departments.

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IN RE: CONSIDER ACCEPTING THE RESIGNATION FROM PINEY MULLINS FOR THE BUCHANAN COUNTY PUBLIC LIBRARY BOARD OF DIRECTORS

This issue was tabled, no action taken.

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IN RE: CONSIDER APPOINTMENT TO PEOPLE INCORPORATED BOARD OF DIRECTORS. (JORDAN REYNOLDS)

After a general discussion by the board upon motion by Harold H. Fuller seconded by Trey Adkins and with a roll call vote of seven (7) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby appoint Jordan Reynolds to the People Incorporated Board of Directors.

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IN RE: CONSIDER APPOINTMENTS AND/OR REAPPOINTMENTS TO THE CUMBERLAND MOUNTAIN COMMUNITY SERVICES BOARD OF DIRECTORS. (CURRENT MEMBERS: FRANNIE MINTON AND MICHAEL JACKSON)

After a general discussion by the board upon motion of Harold H. Fuller seconded by Earl Scott and with a roll call vote of seven (7) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby reappoint Frannie B. Minton and Michael Jackson to the Board of Directors of Cumberland Mountain Community Services Board for a three (3) year term commencing on January 1st, 2018 and ending on December 31st, 2020.

IN RE: CONSIDER ADOPTING THE RESOLUTION REGARDING THE APPOINTMENT TO THE SOUTHWEST VIRGINIA ALCOHOL SAFETY ACTION PROGRAM FOR A ONE (1) TO A THREE (3) YEAR PERIOD. (CURRENT MEMBER: RAY FOSTER, SHERIFF)

After a general discussion by the board upon motion by Harold H. Fuller seconded by Craig Stiltner and with a roll call vote of seven (7) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby adopt the following Resolution regarding the appointment of Ray Foster, Sheriff of Buchanan County to the Southwest Virginia Alcohol Safety Action Program (VASAP) for a three-year term beginning December 1st, 2017.

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF BUCHANAN, ESTABLISHING BY JOINT ACTION OF THE BOARDS OF SUPERVISORS OF THE COUNTIES OF BUCHANAN, DICKENSON, LEE, RUSSELL, SCOTT, TAZEWELL, WISE, AND THE CITY COUNCIL OF THE CITY OF NORTON, THE MEMBERSHIP OF THE REGIONAL POLICY BOARD OF THE ALCOHOL SAFETY ACTION PROGRAM (SOUTHWEST VIRGINIA ASAP) TO SERVE THE REGION COMPOSED OF THOSE COUNTIES AND CITY

WHEREAS, the General Assembly of Virginia has, by statute codified as Virginia Code Section 18.2-271.1 (H) provided that any county, city, town, or any combination thereof may establish and operate alcohol safety action programs in connection with highway safety, and that each such program shall operate under the direction of a local independent policy board chosen in accordance with procedures approved and promulgated by the Commission on VASAP; and

WHEREAS, the Commission on VASAP has approved and promulgated such procedures, which are set out in 24 Virginia Administrative Code 35-20-180; and

WHEREAS, Boards of Supervisors of the Counties of Buchanan, Dickenson, Lee, Russell, Scott, Tazewell, Wise, and the City Council of the City of Norton have established and do operate Southwest Virginia ASAP, which is a regional alcohol safety action program in connection with highway safety, and the Commission on VASAP had approved and promulgated procedures for the policy board of that regional alcohol safety action program to be reconstituted; and

NOW THEREFORE, in accordance with the procedures approved and promulgated by the Commission on VASAP, and pursuant to the authority granted to this Board by Virginia Code Section 15.2-1411 and the organic law of the Commonwealth:

IT IS RESOLVED:

- 1. That one member of the policy board shall be appointed by the governing body of each participating jurisdiction and the remaining members of the Policy Board shall be selected by those appointees in accordance with law and regulations;*

2. *That this Board of Supervisors appoints Ray Foster, Sheriff, to Southwest Virginia ASAP's Policy Board for a period of three (1) year, terms to end December 1st, 2020.*

Action taken this 4th day of December, 2017, by the Buchanan County Board of Supervisors.

Teste: *Chairman of the Buchanan County
Board of Supervisors*

Clerk

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IN RE: CONSIDER RATIFYING THE TRANSFER OF SURPLUS REVENUE SHARING FUNDS TO THE ROUTE 83, SLATE CREEK ROAD PROJECT

After a general discussion by the board upon motion by Harold H. Fuller seconded by Earl Scott and with a roll call vote of seven (7) yeas, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, William P. Harris, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby ratify the transfer of surplus revenue sharing funds to the Route 83, Slate Creek Road project for the Virginia Department of Transportation.

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IN RE: CONSIDER APPROVING THE APPLICATION AND CERTIFICATION FOR PAYMENT IN THE AMOUNT OF \$290,900.80 TO J. A. STREET & ASSOCIATES, INC. REGARDING THE COURTHOUSE RENOVATIONS PROJECT

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, Craig Stiltner, Earl Scott, J. Carroll Branham, G. Roger Rife, Trey Adkins and one (1) nay, William P. Harris, this board did hereby approve the Application and Certification for payment in the amount of \$290,900.80 to J. A. Street & Associates, Inc. regarding the courthouse renovations project.

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IN RE: CONSIDER APPROVING TRANSFER OF FUNDS FROM THE VICTIM WITNESS PROGRAM TO THE BUCHANAN COUNTY SHERIFF'S OFFICE

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, William P. Harris, Harold

H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby approve the following transfer of funds from the Victim Witness Program to the Buchanan County Sheriff's Office:

- Transfer from V/W account number (22020-5530) to BCSO, account number 31020-5550 in the amount of \$252.12;
- Transfer from V/W account number 22020-5540 to BCSO, account number 31020-5550 in the amount of \$325.00.

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IN RE: CONSIDER APPROVING TO ELECT BUCHANAN COUNTY TO BE COVERED UNDER THE CUMBERLAND PLATEAU PLANNING DISTRICT'S CEDS

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, William P. Harris, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby approve to elect Buchanan County to be covered under the Cumberland Plateau Planning District's CEDS.

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IN RE: CONSIDER RATIFYING PAYROLL AFTER REVIEW

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

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IN RE: CONSIDER RATIFYING THE PAYMENT OF BILLS BY RESOLUTION ADOPTED ON JANUARY 9TH, 2017. (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 Trey Adkins and with the following roll call vote of seven (7) yeas, William P. Harris, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby ratify the payment of bills by Resolution adopted on January 9th, 2017. (including the Buchanan County Head Start ratified bill list and bill list)

IN RE: CONSIDER APPROVING FULL-TIME EMPLOYMENT FOR ANDREA SCHMIDT, SUPERVISOR FOR THE COMMUNITY SERVICE DIVERSION PROGRAM AFTER HER NINETY-DAY TRIAL PERIOD ENDING DECEMBER 18TH, 2017

Craig Stiltner, Rocklick District Supervisor stated I don't think we need to fund a full-time position if the job isn't going to save the county money.

Robert C. Horn, County Administrator stated this would be a ramped-up process through the judge. We have five (5) or six (6) now working and I believe it will increase. There is one (1) working at the library, two (2) at the PSA and two (2) working at the new county building on Slate Creek, he stated. Ms. Schmidt makes the decision where they go to work.

Where they go should be coordinated with the Judge, Commonwealth Attorney and County Administrator, stated Mr. Stiltner. The county administrator should have a list of things to do in the county.

No board member should be able to dictate where the probationers should go work, stated Mr. Stiltner. The Public Works Director is all the time needing additional help.

I can't vote to hire her on a full-time basis, stated Mr. Stiltner. When she only has four (4) to five (5) working. We're not breaking even.

Mr. Stiltner made a motion to wait 90 more days before putting Ms. Schmidt on full time, Harold H. Fuller seconded his motion.

L. Lee Moise, County Administrator suggested discussing this issue in closed session
Trey Adkins, Knox District Supervisor stated the program has just got started.

Mr. Stiltner withdrew his motion.

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

Upon a motion by Earl Scott seconded by Craig Stiltner and with a roll call vote of seven (7) yeas, Trey Adkins, Harold H. Fuller, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott 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 the Supervisor for the Community Service Diversion Program; Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding bid contract for relocation to the IDA Building on Slate Creek; Virginia Code Section, 2.2-3711 (A)(3)(7), consultation with legal counsel regarding the revenue sharing project and the Hydroelectric Pumped Storage

Facility; Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding the contract with Cintas for rugs; Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding the proposal from Rescue 33 to provide emergency medical services to the county and Virginia Code Section, 2.2-3711 (A)(7), consultation with legal counsel regarding the litter control office and the orange back pick-up.

Motion was made by Harold H. Fuller to return from closed session seconded by Trey Adkins and with a roll call vote of seven (7) yeas, Trey Adkins, Harold H. Fuller, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott, and zero (0) nays.

This board's meeting resumed in open session after being in executive session for one (1) hour and fifty-one (51) minutes.

A motion by Trey Adkins seconded by William P. Harris, 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 cell towers and Virginia Code Section, 2.2-3711 (A) (7), consultation with legal counsel regarding general legislative matters.

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 seven (7) yeas, Harold H. Fuller, Craig Stiltner, William P. Harris, J. Carroll Branham, G. Roger Rife, Earl Scott, Trey Adkins and zero (0) nays.

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**IN RE: CONSIDER APPROVING TO ADVERTISE AN RFP FOR
EMERGENCY MEDICAL SERVICES FOR BUCHANAN COUNTY**

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, William P. Harris, Harold H. Fuller, Craig Stiltner, Earl Scott, J. Carroll Branham, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby approve to advertise an RFP for emergency medical services for Buchanan County.

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IN RE: CONSIDER APPROVING FULL-TIME EMPLOYMENT FOR ANDREA SCHMIDT, SUPERVISOR FOR THE COMMUNITY SERVICE DIVERSION PROGRAM AFTER HER NINETY-DAY TRIAL PERIOD ENDING DECEMBER 18TH, 2017

After a general discussion by the board upon motion by Trey Adkins seconded by Earl Scott and with the following roll call vote of five (5) yeas, Trey Adkins, Earl Scott, William P. Harris, G. Roger Rife, J. Carroll Branham and two (2) nays, Craig Stiltner and Harold H. Fuller, this board did hereby approve full-time employment for Andrea Schmidt, Supervisor for the Community Service Diversion Program after her ninety-day trial period ending December 18th, 2017.

Mr. Stiltner stated he voted no, because he wanted to see more probationers working before this was done.

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IN RE: CONSIDER RELOCATIONS OF THE COURTHOUSE OFFICES TO THE IDA BUILDING ON SLATE CREEK

Upon motion by Craig Stiltner seconded by Harold H. Fuller and with the following roll call vote of five (5) yeas, Harold H. Fuller, Craig Stiltner, J. Carroll Branham, G. Roger Rife, William P. Harris and two (2) nays, Trey Adkins and Earl Scott, this board did hereby approve to allow the County Administrator and Public Works Director to supervise county employees that are doing the work regarding the relocations of the courthouse to the IDA Building on Slate Creek.

J. Carroll Branham, Chairman stated one (1) bid was received from Central Van & Storage Company to perform the work in moving the offices from the courthouse to Slate Creek.

Mr. Stiltner stated we don't know the people that would be moving these offices. At least, we know the county employees. We work county employees every day and some are long-time employees of the county. We have no idea who the company would be bringing, he stated.

I think we need a professional company to move us, stated Trey Adkins, Knox District Supervisor. "This will be a train wreck." I promise you, he stated. They are trash truck helpers, not movers. It's a disaster waiting to happen.

When you ask older individuals working for the county to lift heavy boxes and things, I don't think it's going to work, women to lift heavy boxes, stated Mr. Adkins.

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IN RE: CONSIDER ALLOWING THE BUCHANAN COUNTY ADMINISTRATOR TO USE FUND 52 FOR RENTING EQUIPMENT, SUPPLIES, TEMPORARY HELP ETC. REGARDING THE RELOCATION OF THE BUCHANAN COUNTY COURTHOUSE TO THE IDA BUILDING LOCATED ON SLATE CREEK

After a general discussion by the board upon motion by G. Roger Rife seconded by Harold H. Fuller and with the following roll call vote of six (6) yeas, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, William P. Harris, Craig Stiltner and one (1) nay, Trey Adkins, this board did hereby approve to allow the Buchanan County Administrator to use Fund 52 for renting equipment, supplies, temporary help etc. regarding the relocation of the Buchanan County Courthouse to the IDA building located on Slate Creek.

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IN RE: CONSIDER APPROVING CONTRIBUTIONS

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

Hurley High School (varsity basketball team)	\$3,500.00
Feeding My Sheep (Garden District)	\$2,500.00
Feeding My Sheep	\$1,500.00
Twin Valley Elem/ Middle School (JV/Varsity Boys Basketball)	\$2,000.00
Patterson Vol. Fire Dept.	\$3,396.00

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IN RE: CONSIDER RATIFYING THE PAYMENT OF BILLS BY RESOLUTION ADOPTED ON JANUARY 9TH, 2017. (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 Trey Adkins and with the following roll call vote of seven (7) yeas, Trey Adkins, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, William P. Harris, Craig Stiltner and zero (0) nays, this board did hereby ratify the payment of bills by Resolution adopted on January 9th, 2017. (including the Buchanan County Head Start ratified bill list and bill list)

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IN RE: ADJOURNMENT

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 seven (7) yeas, Trey Adkins, G. Roger Rife, Harold H. Fuller, Earl Scott, J. Carroll Branham, William P. Harris, Craig Stiltner and zero (0) nays, 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