



Franklin County

A Natural Setting for Opportunity

AGENDA FRANKLIN COUNTY BOARD OF SUPERVISORS TUESDAY, JULY 17, 2012

1:30 P.M. Call To Order, Chairman David Cundiff

1:31 Recess until 4:00 P.M.

4:00 Call To Order, Chairman David Cundiff

4:01 Invocation, Supervisor Bob Camicia

4:02 Pledge of Allegiance, Chairman David Cundiff

4:03 Public Comment

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4:06 CONSENT AGENDA (REQUIRES ACTION)

- REF: 1. Approval of Accounts Payable Listing, Appropriations, and Minutes for **June 19, 2012**
2. Sheriff's Department Purchase of Ford Explorer/State Contract (**See Attachment #1**)
3. 2012 Outdoor Occasion Permit/Don Palmer (**See Attachment #3**)
4. Recreation Park Tennis Court Renovation (**See Attachment #4**)
5. Ratification of Emergency Declaration for June 29 & July 17, 2012 (**See Attachment #5**)
6. School Carryover Appropriation (**See Attachment #6**)
7. 12TH Annual JAKES Event (**See Attachment #7**)
8. Proposed Lease for Callaway Green Box Site (**See Attachment #8**)
9. Sheriff's Department Replacement Vehicle (**See Attachment #10**)

4:10 Richard E. Huff, II, County Administrator

- REF: 1. Planning Retreat Agenda (**See Attachment #9**)
2. Other Matters

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR
1255 FRANKLIN STREET, SUITE 112
ROCKY MOUNT, VIRGINIA 24151
(540) 483-3030
www.franklincountyva.org

- 4:20 Other Matters by Supervisors
Bob Camicia, Supervisor, Gills Creek District
- Telephone Book Distribution/Littering
 - Speed Limit Study Request
- Leland Mitchell, Supervisor, Snow Creek District**
- Speed Limit Study Request
- 4:30 Request for Closed Meeting in Accordance with 2.2-3711, a-1, Personnel, a-3, Acquisition of Land, of the Code of Virginia, as Amended.

Certification of Closed Meeting in Accordance with 2.2-3712 (d), of the Code of Virginia, as Amended.

- 5:00 Recess for Dinner
- 6:00 Call To Order, Chairman David Cundiff
- 6:01 Recess for Previously Advertised Public Hearings as Follows:

PETITION FOR SPECIAL USE PERMIT - Petition of **Robert W. Harrison/Petitioner, Robert & Icie Harrison/Owners** requesting a Special Use Permit for "Home occupations, Class A," for a +/- 5.08-acre parcel located at 145 Pleasant Ridge Drive in the Union Hall District of Franklin County, further identified as Tax Map # 46, Parcel # 21.2 in the Franklin County Real Estate Records. The subject property is currently zoned R-1, Residential Suburban Subdivision District.

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M., on Tuesday, July 17, 2012**, in the Government Center, Board of Supervisors Meeting Room located at 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the adoption of **Section 11-65.5** of the Franklin County Code: **(See Attachment #2)**

ORDINANCE ADOPTING SECTION 11-65.5

**REIMBURSEMENT OF EXPENSES INCURRED FOR EMERGENCY RESPONSES TO
DUI & RELATED ACCIDENTS AND INCIDENTS AND SETS A FLAT FEE OF
\$350 FOR SUCH RESPONSES**

***Call To Order and Action As Deemed Appropriate from Public Hearings &
Adjournment Thereafter***

RISE & SHINE GUESTS FOR JULY ARE BOB CAMICIA & LARRY MOORE

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

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| <p><u>AGENDA TITLE:</u> PURCHASE OF FORD EXPLORER</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request to purchase one 2012 Ford Explorer to be used by Sheriff's Office Investigations Division.</p> <p><u>STAFF CONTACT(S):</u> Mr. Huff, Thurman, Sgt. Tim Tatum</p> | <p><u>AGENDA DATE:</u> <u>ITEM NUMBER:</u> <i>JULY 17, 2012</i></p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> <i>YES</i></p> <p><u>ACTION:</u></p> <p><u>ATTACHMENTS:</u> <i>YES</i></p> <p><u>REVIEWED BY:</u> <i>REH</i></p> |
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BACKGROUND:

The Franklin County Sheriff's Office is a law enforcement agency with local jail and law enforcement responsibility. It maintains a fleet of police vehicles necessary to carry out all functions and responsibilities. Field law enforcement vehicles are normally replaced around 125,000 miles and the better of these vehicles are then reissued or reassigned to support services such as prisoner transport or spare fleet vehicles. They are maintained in this capacity until they become unreliable or repairs and maintenance becomes cost prohibitive.

DISCUSSION:

The Sheriff's Office requests to purchase one new 2012 Ford Explorer to be used by Investigations Division. This vehicle will be purchased under *Contract #: 194-1350* at a price of **\$24,362.00**.

The vehicle to be replaced is a 2001 Ford Explorer with 154,000 miles. This vehicle will be reissued to the Franklin County 911 Center to replace the Ford Explorer that was totaled in an accident this past winter.

RECOMMENDATION:

The Franklin County Sheriff's Office respectfully asks the Board of Supervisors to consider and approve the above request. The price of this purchase will be covered by the existing vehicle budget.

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M.**, on **Tuesday, July 17, 2012**, in the Government Center, Board of Supervisors Meeting Room located at 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the adoption of **Section 11-65.5** of the Franklin County Code:

ORDINANCE ADOPTING SECTION 11-65.5

REIMBURSEMENT OF EXPENSES INCURRED FOR EMERGENCY RESPONSES TO DUI & RELATED ACCIDENTS AND INCIDENTS AND SETS A FLAT FEE OF \$350 FOR SUCH RESPONSES

A complete copy of the proposed Code Section 11-65.5 is available in the Finance Office, 1255 Franklin Street, Suite 111, Rocky Mount, Virginia 24151.

All requests for reasonable accommodations due to a disability should be made to Sharon K. Tudor, MMC, Clerk with at least a 48 hour notice.

All interested parties are encouraged to attend.

SHARON K. TUDOR, MMC, CLERK
FRANKLIN COUNTY BOARD OF SUPERVISORS

FRANKLIN NEWS POST
PLEASE PUBLISH IN YOUR FRIDAY, JULY 6 & 13, 2012 EDITIONS.

ORDINANCE

SECTION 11-65.5. Reimbursement of expenses and costs incurred responding to accidents and incidents relating to DUI and certain other offenses.

A. Applicability. This ordinance may apply to persons convicted of violating any of the following Code Sections:

1. The provisions of Sections 18.2-36.1, 18.2-51.4, 18.2-266, 18.2-266.1, 29.1-738, 29.1-738.02 or 46.2-341.24, or a similar ordinance, when such operation of a motor vehicle, engine, train or watercraft while so impaired is the proximate cause of the accident or incident.

2. The provisions of Article 7 (Section 46.2-852 et seq.) of Chapter 8 of Title 46.2 relating to reckless driving, when such reckless driving is the proximate cause of the accident or incident.

3. The provisions of Article 1 (Section 46.2-300 et seq.) of Chapter 8 of Title 46.2 relating to driving without a license or driving with a suspended or revoked license; and

4. The provisions of Section 46.2-894 relating to improperly leaving the scene of an accident.

B. There is hereby imposed a flat fee of Three Hundred Fifty Dollars (\$350.00) payable to the County of Franklin for an "appropriate emergency response", which includes the cost of providing law enforcement, fire fighting, rescue, and emergency medical services response to any accident or incident as described in Paragraph A above.

C. 1. Any person deemed liable under Paragraph A of this Code Section shall be personally liable to Franklin County for the Three Hundred Fifty Dollar (\$350.00) flat fee above set out.

2. The fee may be imposed at the time of sentencing following criminal conviction or in a separate civil action.

3. The provisions of this Section shall not preempt or limit any remedy available to the Commonwealth, to the locality, or to any volunteer rescue squad to recover the reasonable expenses of an emergency response to an accident or incident not involving impaired driving, operation of a vehicle, or any conduct as set forth herein.

Enabling legislation; Virginia Section 15.2-1716.

FRANKLIN COUNTY
Board of Supervisors



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EXECUTIVE SUMMARY

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| <p><u>AGENDA TITLE:</u> <i>2012 Outdoor Occasion Permit/ Don Palmer</i></p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> <i>Approval for the 2012 Outdoor Occasion Permit for Don Palmer</i></p> <p><u>STAFF CONTACT(S):</u> Mr. Huff & Mrs. Tudor</p> | <p><u>AGENDA DATE:</u> <i>July 17, 2012</i></p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> <i>YES</i> <u>ACTION:</u> <i>YES</i></p> <p><u>ATTACHMENTS:</u> <i>YES</i></p> <p><u>REVIEWED BY:</u> <i>BEM</i></p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p> <p><u>INFORMATION:</u></p> |
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BACKGROUND:

Don W. Palmer, Owner & Operator of the Motorcycle event is requesting approval for his 2012 Annual Outdoor Occasion Permit for August 25 & 26, 2012. The attached Outdoor Occasion Permit for Mr. Palmer. is enclosed for your review and consideration.

DISCUSSION:

All pertinent agencies per County Code Section 13-29.2 have signed off on the 2012 Outdoor Occasion Permit for Mr. Palmer.

Per County Code Section 13-29.4 the fee of \$100.00 has been remitted and deposited with the County Treasurer's Office.

RECOMMENDATION:

Staff request Board approval on the 2012 Outdoor Occasion Permit application as submitted per County Code Section 13-29.1.



Franklin County

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APPLICATION FOR OUTDOOR OCCASION PERMIT

(Completed applications are due in the County Administrator's Office sixty (60) days prior to the event)

DATE SUBMITTED: 6.22.2012

NAME OF APPLICANT: Don W. Palmer

COMPLETE MAILING ADDRESS: 1470 Danville Tpke
Penhook, Virginia 24137

EMAIL ADDRESS: pmpalmer@centurylink.net

TELEPHONE NUMBER: (540) 576-1480

CELL TELEPHONE: (540) 420-6334

NAME OF PROMOTER: Don Palmer

MAILING ADDRESS: 1470 Danville Tpke, Penhook, VA

TELEPHONE NUMBER: (540) 576-1480

CELL TELEPHONE: (540) 420-6336

- Please describe the exact location of the proposed event(s) including the tax map and parcel location of the property.***

Approximately 2 miles from Snow Creek Road on the left side of Danville Turnpike.
87-2812 # 87.27

- Please list the names and addresses of the owners of the property on which the event is to be held.***

Don Palmer - 1470 Danville Tpke
Penhook, VA 24137

Mike Palmer - 1541 Danville Tpke.
Penhook, VA. 24137

Please list the dates for which the permit is to be issued.

August 25, 2012
August 26, 2012

4. *Please describe in detail, the nature of your event, anticipated attendance, and anticipated number of actual participants.*

Motorcycle event (race)
250 + - attendance (families)

5. *Please outline your plans for the provision of adequate sanitation facilities and sewage disposal methods.*

There will be 5 portable toilets which will be serviced as needed by the company. All camping will be primitive.

APPROVED: _____

Franklin County Health Department

6/22/12
Date

6. *Please describe your plan for adequate disposal of solid waste.*

All camping will be primitive. All RVs and campers will be required to take all waste to their local facilities.

APPROVED: _____

County Administrator

6/27/12
Date

7. *Please describe your plan for adequate security personnel as defined in Sections 13-27 and Section 13-31 of the Franklin County Code including how many security personnel will be present for each event as a minimum plus plans in place for higher than expected crowds. (Use a separate sheet if required).*

Name of Security Firm: Franklin County Sheriffs Dept

Va. Department of Commerce License Number: _____

Will These Guards be Armed? Yes

APPROVED: H.L. Clengyel / Captain
Sheriff, County of Franklin

06/22/12
Date

8. Please describe any outdoor lighting to be used, what steps will be taken to prevent unreasonable glow or glare onto adjoining property, and acknowledgement that the lighting complies with the National Electrical Code Requirements.

There will be no outdoor lighting.

APPROVED: [Signature]
Building Official, County of Franklin

6-22-12
Date

9. Please describe a plan for adequate parking facilities and traffic control in and around the event area.

Open fields 1/4 of a mile from the state maintained road.

APPROVED: H.L. Clengyel
Sheriff, County of Franklin

06/22/12
Date

10. I hereby understand that it is unlawful to:

- a. (1) Operate between the hours 12:00 midnight and 9:00 a.m. and before 1:00 p.m. on Sundays.
- b. (2) Run practices more than two (2) days per week or operate during more than two (2) consecutive days regardless of whether it is in the same week and hours of practice shall be limited to a total of (6) hours which shall be six (6) consecutive hours on each of the two (2) practice days set out above, with the exception that when traveling racing associations are scheduled for a Saturday race, practice shall be limited to two (2) days in the preceding Monday-Friday time period. Such practice will be limited to six (6) hours daily. In the event that a "special event" race is rained out, such race may be held on Sunday. This rain out provision is limited to two (2) races per season.
- c. (3) Operate without the permit as outlined in this article.
- d. (4) Receive a permit for or operate a raceway in any fashion that does not have a fence or other barrier sufficient to prevent vehicular access of any nature to the tract area.
- e. (5) Operate after having been notified that any of the provisions required by the application requirements of section 13-29.2 are no longer in compliance according to the approving

Don W Palmer

6-22-12

APPLICANT

Date

- 11. *I hereby grant permission for the Board of Supervisors, its lawful agents and its duly constituted law enforcement officers to enter the property at any time for the purposes of determining compliance with the provisions of the Franklin County Code. I recognize that the Board of Supervisors of Franklin County shall have the right to revoke any permit issued under this ordinance for failure to comply with any of its provisions or conditions. I also have read Section 13-29.5 that grants authority to the County Administrator to revoke any permit issued under this ordinance for up to 30 days for any violation.*

Don W Palmer

6-22-12

APPLICANT

Date

Outdoor Occasion Permit Application/Applications-Permits

Don Palmer

Franklin County Treasurer
 1255 Franklin Street
 Suite 101
 Rocky Mount
 Virginia, 24151
 Phone - (540) 483-3078
 Fax - (540) 483-3080

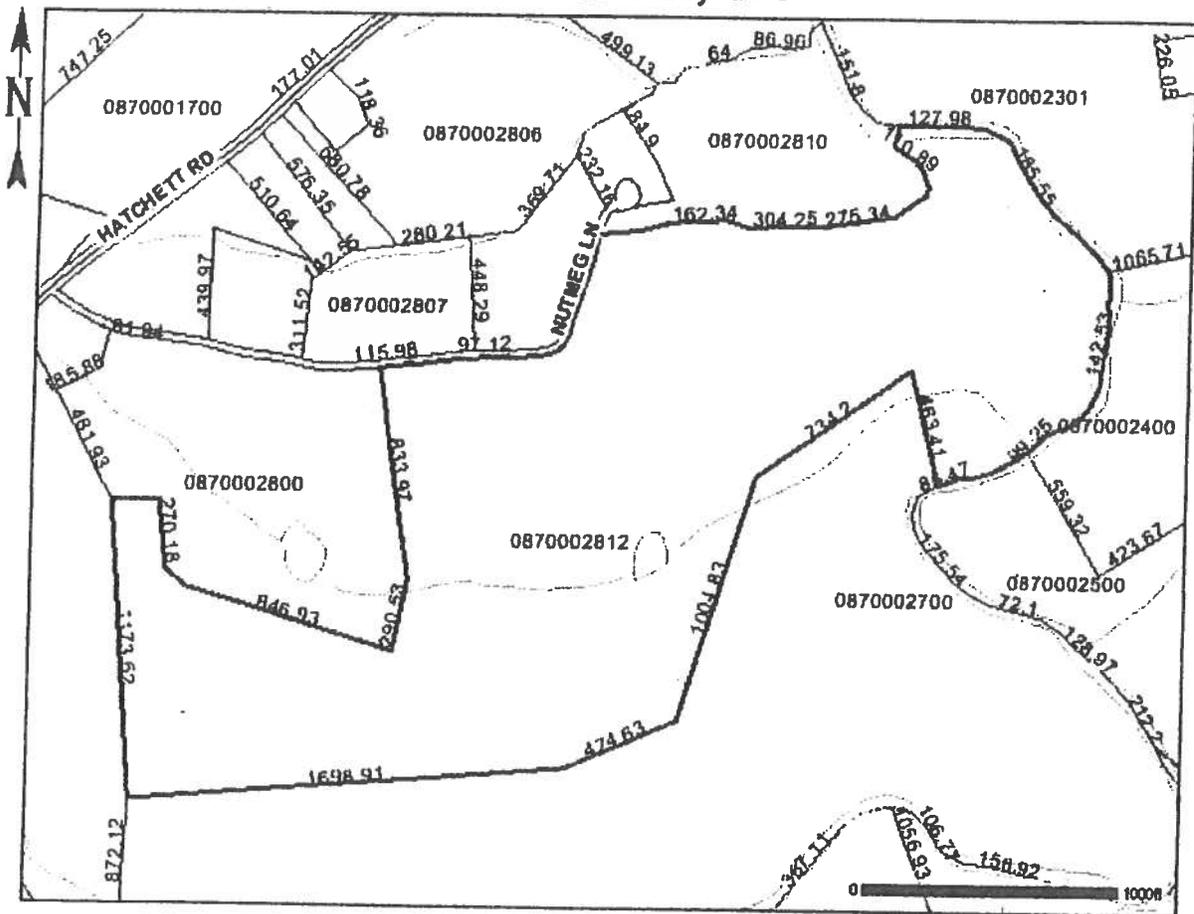
6/22/2012 09:24 AM Cashier 0007
 T/Ref 1012004795 Reg 1012 Tran No 0055
 Cash Report: 120622-01 for 6/22/2012

02 - Franklin County
 Treasurer Lynda Messenger

COUNTY BUSINESS LICENSES
 Validation Number: 010284 \$100.00
 =====
 Total \$100.00
 Cash (\$100.00)

Thank You for Your Payment

Franklin Co., VA



Parcels

Parcel ID: 0870002812
Map: 08700
Parcel: 02812
Zone: NZ
Owner: PALMER DON & PATTI
Co-Owner:
Owner Address: 1470 DANVILLE TURNPIKE
City: PENHOOK
State: VA
Zip1: 24137
Description 1: RT 629
Description 2:
Acres: 104.166
Land Value: \$125,000
Bldg Value: \$0
Deed Book: 657
Deed Page: 1462
District: SC
Sale Price: \$80,000
Sale Date: 19990825
Plat Book: 0661
Plat Page: 0717
Adopted Flood Hazard: Field not found
Revised Flood Hazard: Field not found

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FRANKLIN COUNTY
Board of Supervisors



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EXECUTIVE SUMMARY

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| <u>AGENDA TITLE:</u> Franklin County Recreation Park Tennis Court Renovation | <u>AGENDA DATE:</u> July 17, 2012 | <u>ITEM NUMBER:</u> |
| <u>SUBJECT/PROPOSAL/REQUEST</u> Award the contract for Recreation Park Tennis Court Renovation | <u>ACTION:</u> | <u>INFORMATION:</u> |
| <u>STRATEGIC PLAN FOCUS AREA:</u> <u>Action Strategy:</u> | <u>CONSENT AGENDA:</u> X <u>ACTION:</u> | <u>INFORMATION:</u> |
| <u>STAFF CONTACT(S):</u> Huff, Burnette, Pruitt | <u>ATTACHMENTS:</u> | |
| | <u>REVIEWED BY:</u> <i>BEH</i> | |

BACKGROUND:

In 1977, Franklin County constructed four tennis courts at the Franklin County Recreation Park and then added two additional courts in 2004. These courts have been used by the public and the Franklin County High School tennis team nearly non-stop since that time. Since their construction, the courts have been refurbished at regular intervals due to the wear they receive from this constant use. The last such work was completed at the same time that the last two courts were constructed eight years ago. The courts are now quickly falling into a state of disrepair and are in need of resurfacing, painting, and striping. There are currently more than 400 linear feet of cracks within the six courts. It is recommended that courts be refurbished every five years.

The Board of Supervisors has set aside \$ 25,000 in Capital Funds for this restoration project with any additional funding needs to be taken from the Parks and Recreation maintenance budget.

DISCUSSION:

At the Board of Supervisors direction, the County advertised for bids in May 2012 for the Parks and Recreation Tennis Court Renovation. There were five companies that submitted bids ranging from \$27,715 to \$51,989. All the bids received were from credible companies with good references. Each bidder provided an acceptable scope of work that matched the County's request. The lowest bid of \$27,715 bid came from Central Virginia Tennis Company of Lynchburg. This firm is a reputable company with good references. They offer a one-year warranty on craftsmanship.

RECOMMENDATION:

The staff respectfully recommends that the Board of Supervisors direct the County Administrator to award the Parks and Recreation Tennis Court Renovation to Central Virginia Tennis Company for \$27,715.

RESOLUTION FOR THE DECLARATION OF A LOCAL EMERGENCY

WHEREAS, the Board of Supervisors of Franklin County does hereby find:

- 1. That due to high winds and severe heat, Franklin County is facing dangerous conditions;
- 2. That due to the significant power outage, a condition of extreme peril to life and property necessitates the proclamation of the existence of an emergency;

NOW, THEREFORE, BE IT HEREBY PROCLAIMED, that an emergency now exists throughout said County; and

IT IS FURTHER PROCLAIMED AND ORDERED, that during the existence of said emergency, the powers, functions, and duties of the Emergency Services organization of Franklin County shall be those prescribed by state law and the ordinances, resolutions, and approved plans of Franklin County in order to mitigate the effects of said emergency.

Richard E. Huff, II
 County Administrator-Director of Emergency Services
 June 29, 2012

ATTEST: _____

Sharon K. Tudor, MMC, Clerk, Board of Supervisors

RESOLUTION FOR THE DECLARATION OF A LOCAL EMERGENCY

WHEREAS, the Board of Supervisors of Franklin County does hereby find:

1. That due to high winds and severe heat, Franklin County is facing dangerous conditions;
2. That due to the significant power outage, a condition of extreme peril to life and property necessitates the proclamation of the existence of an emergency;

NOW, THEREFORE, BE IT HEREBY PROCLAIMED, that the local emergency declared by the Director of Emergency Services and County Administrator Richard E. Huff, II on June 29, 2012 is hereby ratified, and

IT IS FURTHER PROCLAIMED AND ORDERED, that during the existence of said emergency, the powers, functions, and duties of the Emergency Services organization of Franklin County shall be those prescribed by state law and the ordinances, resolutions, and approved plans of Franklin County in order to mitigate the effects of said emergency.

BE IT LASTLY RESOLVED, that the State of Local Emergency is hereby ended as of July 7, 2012.

Richard E. Huff, II
County Administrator-Director of Emergency Services
July 17, 2012

ATTEST: _____

Sharon K. Tudor, MMC, Clerk, Board of Supervisors

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

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| AGENDA TITLE: School Carryover Appropriation | AGENDA DATE: July 17, 2012 | ITEM NUMBER: |
| SUBJECT/PROPOSAL/REQUEST Request to Appropriate School Carryover Funds in the Current Fiscal Year | ACTION: | INFORMATION: |
| STRATEGIC PLAN FOCUS AREA: N/A | CONSENT AGENDA: YES | ACTION: YES INFORMATION: |
| Goal # Action Strategy: | ATTACHMENTS: | REVIEWED BY: <i>REH</i> |
| STAFF CONTACT(S): Messrs. Huff, Copenhagen | | |

BACKGROUND:

At the June 17, 2012 board meeting, the Board of Supervisors approved amending the FY12-13 School budget by a total amount of \$1,698,628. It was also agreed that appropriation of these funds should not occur until determination could be made that the Schools had actually saved this amount of local funds in their FY11-12 budget.

DISCUSSION:

Preliminary (unaudited) cash balances at June 30, 2012 indicate that the Schools have approximately \$2.5 million remaining in local funds. The County will be posting audit entries during the next several months and anticipates having draft audited financial statements in early November. It is not anticipated that the cash balance in each fund will change significantly over the next several months.

RECOMMENDATION:

Staff respectfully requests the Board to appropriate \$1,417,555 in carryover funds and \$281,073 in energy reserve funds for a total appropriation of \$1,698,628 to the Schools in their FY12-13 budget.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

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| <p>AGENDA TITLE: 12th Annual Jakes (Juniors Acquiring Knowledge, Ethics and Sportsmanship) event at Waid Recreational Area</p> <p>SUBJECT/PROPOSAL/REQUEST Board's approval to allow the JAKES committee to conduct live firing of black powder (muzzleloading) and 20 gauge shotguns at this year's event.</p> <p>STRATEGIC PLAN FOCUS AREA: <u>Goal # 2</u> Action Strategy: Identify private and faith based partners for collaborative program and facility services.</p> <p>STAFF CONTACT(S): Burnette, Pruitt, Weir</p> | <p>AGENDA DATE: July 17, 2012</p> <p>ACTION:</p> <p>CONSENT AGENDA: X ACTION:</p> <p>ATTACHMENTS: Letter of Request</p> <p>REVIEWED BY: RET</p> <p>ITEM NUMBER:</p> <p>INFORMATION:</p> <p>INFORMATION:</p> |
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BACKGROUND:

For the past 11 years the Franklin County Longbeards Chapter of the National Wild Turkey Federation has held a JAKES (Juniors Acquiring Knowledge, Ethics and Sportsmanship) event at Waid Recreational Area. Among the many worthwhile activities that happens at this event is of the live firing of the black powder (muzzleloading) and shot guns. Each year the JAKES event committee has gotten permission from the Board of Supervisors to allow live firing in the park and they are once again coming to the board for permission. This event is scheduled for September 8, 2012.

DISCUSSION:

This is the 12th year for the JAKES event in Franklin County. Under the strict supervision of the Franklin County Longbeards Chapter NWTF and an officer from the Town of Rocky Mount Police Department, who are qualified as instructors and in firearm handling and safety, the group wishes to allow a live firing exercise with muzzleloading and 20 gauge shotguns. Their requirements for participation in this exercise are:

- Youths must be the ages of 11-17 years old to participate
- Each youth will be allowed to shoot a total of 2 rounds
- Each youth will be closely supervised, one on one by adult committee member
- Youths will be shooting at a still target
- Eye and hearing protection will be required and provided.

The FC Longbeards Chapter of the NWTF also has their own insurance covering this event.

RECOMMENDATION:

Staff recommends approval for the FC Longbeards Chapter of the National Wild Turkey Federation to have permission to conduct this live fire exercise in conjunction with the JAKES event at Waid Recreational Area on September 8, 2012.



National Wild Turkey Federation

Franklin County Longbeards Chapter

623 Woodman Road

Rocky Mount, VA 24151

Billy Thurman
President
(540) 483-2732

Jack Watts
Vice-President
(540) 721-4804

Tom Brown
Treasurer
(540) 489-1315

Ben Morris
Scholarship Coordinator
(540) 489-8577

Travis Sink
Secretary
(540) 493-2570

Jon Holcomb
JAKES Coordinator
(540) 576-3867

Jack Watts
JAKES
Coordinator
(540) 721-4804

Diana Hall
JAKES
Coordinator
(540) 493-0844

Billy Thurman
Banquet Chairman
(540) 483-2732

Don MacBair
Wheelin Sportsmen
Coordinator
(540) 721-9104

Bill Kidwell
Director
(540) 493-4210

Eddie Durham
Web Site
Coordinator
(540) 489-3486

June 12 2011

To: Franklin County Board of Supervisors:
From: The Franklin County Longbeards:

We are making plans for our annual JAKES Event at the Franklin County Recreation Park (Waid Park). We would like to ask Permission to have live fire for the JAKES to shoot 20ga. shot guns at still targets. The Rocky Mount Town Police will be instruction the JAKES on safety and handling of a firearm. The event is on September 8, 2012. Location is Waid Park. We thank you for your support of our mission to share the safety and knowledge with future sportsman. JAKES (Juniors, Acquiring Knowledge, Ethics & Sportsmanship).

Thank You,
Billy Thurman
540-483-2732
540-580-3546

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

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| <p><u>AGENDA TITLE:</u> Proposed lease for greenbox site located in Callaway at the intersection of Callaway Road & Ferrum Mountain Road</p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> Approve terms of proposed lease</p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Moore, Sink</p> | <p><u>AGENDA DATE</u> July 17, 2012</p> <p><u>ITEM NUMBER:</u></p> <p><u>ACTION:</u> Approve</p> <p><u>CONSENT AGENDA:</u> YES</p> <p><u>ATTACHMENTS:</u> Yes Proposed Lease</p> <p><u>REVIEWED BY:</u> <i>REH</i></p> |
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Background:

For over twenty (20) years Franklin County has had an opportunity to utilize for free approximately .39 acres at the intersection of Callaway and Ferrum Mountain Road as a greenbox site. This site is owned jointly by W. Wayne Angell and Faye F. Angell. Mr. & Mrs. Angell have indicated that it is their recommendation that Franklin County enter into a long term lease to provide for the continued use of the property should the property be subdivided or sold.

DISCUSSION:

This site in Callaway is convenient to the residents located in the Callaway area and is grandfathered as to entrance and accessibility. Should this site be abandoned or sold it would be necessary to identify & purchase property which met VDOT site distance requirements and the subsequent development of a new site. Projected costs could exceed well over \$50,000. The proposed lease (attached) has been discussed with Mr. Angell, however, final review and acceptance of the document as prepared will be required by Mr. & Mrs. Angell. Mr. Angell has indicated his general acceptance of the lease arrangement as follows:

- Rent of \$300 monthly/\$3600 annually.
- That the initial term of the lease be for ten (10) years beginning August 1, 2012 through July 31, 2022
- Renewal for an additional ten (10) year term beginning August 1, 2022
- Right of first refusal should the property be placed on the market for sale during the term of the lease

RECOMMENDATION:

It is the recommendation of staff that the BOS consider entering into a lease arrangement with Mr. & Mrs. W. Wayne Angell subject to the terms of the proposed lease. Staff respectfully requests that the County Administrator be authorized to enter into a lease with Mr. And Mrs. W. Wayne Angell. This document has been reviewed and approved as to form by Franklin County legal counsel.

LEASE AGREEMENT

THIS LEASE AGREEMENT is made and entered into on this the 1st day of August, 2012 by and between W. WAYNE ANGELL AND FAYE F. ANGELL, the parties of the first part, hereinafter referred to as Lessor and COUNTY OF FRANKLIN, VIRGINIA, a body politic, hereinafter referred to as Lessee.

WITNESSETH:

THAT FOR AND IN CONSIDERATION of the actual payment of monies as hereinafter set forth and the benefits accruing to the parties hereto, the Lessor and Lessee agree as follows:

1. Lessor leases unto Lessee and Lessee rents from Lessor a portion of that parcel of land bearing the tax map 0570009500 located at the intersection of 8531 Callaway Road and 7301 Ferrum Mountain Road which rented portion is approximately 0.39 acres and on which are currently located Franklin County greenboxes.
2. Annual rental will be \$3,600 payable \$300 per month due the by the 1st of each month throughout the term of the lease.
3. The initial term of this lease shall run from August 1, 2012 through July 31, 2022 a ten (10) year term. This lease shall renew for an additional ten year term unless one party gives notice to the other as set out in paragraph seven below
4. Lessor acknowledges and understands that the subject property is to be used as a site for dumpsters for the collection of solid waste and the lease shall be in effect as long as approved by all pertinent regulatory agencies.
5. The site will be as is currently being utilized and the Lessee will maintain the fence at the present location which fence may be removed by the Lessee at the end of the lease.
6. Additional waste disposal/collection boxes and tubs may be placed at the aforementioned site as determined necessary by Lessee.
7. Either party may terminate this lease after the initial ten (10) term by providing the other party written notice delivered by hand or certified mail between the 150th and 90th day prior to the end of this lease. Notice to the County shall be to the County Administrator, 1255 Franklin Street, Suite 112, Rocky Mount, Virginia 24151 and Notice to W. Wayne Angell and Faye F. Angell shall be at the address shown on the current County tax records at the time that any notice may be delivered. If this lease is not terminated by either party and the greenboxes/dumpsters continue to be located after the initial 10 year term, Lessee will owe Lessor annual rent at the rate set out above or as agreed to by both parties in writing.

8. The Lessee does hereby agree to be responsible for any claims against the Lessor related to the use of the above referenced greenbox site, said claims including injury to persons, property or any kind of environmental clean-up, including hazardous wastes, relating to contamination resulting from use of the greenbox site, as well as being responsible for the clean-up relating thereto. The Lessee agrees to hold the Lessor harmless and indemnify them as to potential claims as set out above.

9. Lessor agrees to grant Lessee the right of first refusal should Lessor decide to sell said property at any time during a lease period.

Witness the following signatures and seals.

W. Wayne Angell

Faye F. Angell

COMMONWEALTH OF VIRGINIA
COUNTY OF FRANKLIN, to-wit:

The foregoing lease agreement was acknowledged before me on this the ____ day of _____, 2012 by Wayne and Faye Angell.

My commission expires: _____

Notary Public

COUNTY OF FRANKLIN, VIRGINIA

BY: _____ (SEAL)
Richard E. Huff, II

COMMONWEALTH OF VIRGINIA
COUNTY OF FRANKLIN, to-wit:

The foregoing lease agreement was acknowledged before me on this the ____ day of _____, 2012 pursuant to resolution of the Franklin County Board of Supervisors following a public hearing addressing this lease held on _____, by Richard E. Huff, II, acting for and on behalf of said County.

My commission expires: _____

Notary Public

APPROVED as to form:



Planning Retreats – August, 2012
Franklin County Board of Supervisors

Wednesday, August 1, 2012

- 9:30 Fire/EMS Station Planning – Westlake Options
- Emergency Medical Dispatch/911
 Communication Center Governance
- EMS Manpower Review/Call Volume Analysis
- Goode Building Renovation Recommendations for Sheriff's Department
- County Owned Vacant Office Space
- 1:30 WRAP-UP

Friday, August 3, 2012

- 9:30 Future Utilities Planning – Sewer in 220 N. Corridor, Water to Burnt Chimney
- Board Discussion – Future Planning Vision, Village Center Policies for Growth,
 Comprehensive Plan Concerns
- Parameters of Joint Operations Studies with School Division
- Equalization of Pay
- Board Priorities FY12-13
- 1:30 WRAP-UP

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

| | |
|---|---|
| <p><u>AGENDA TITLE:</u> PURCHASE OF REPLACEMENT VEHICLE</p> | <p><u>AGENDA DATE:</u> <u>ITEM NUMBER:</u> JULY 17, 2012</p> |
| <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request to purchase one Police Vehicle to replace a current vehicle that was totaled during a pursuit of a fleeing felon.</p> | <p><u>ACTION:</u> <u>CONSENT AGENDA:</u> YES</p> |
| <p><u>STAFF CONTACT(S):</u> Mr. Huff, Thurman, Sgt. Tim Tatum</p> | <p><u>ACTION:</u> <u>ATTACHMENTS:</u> YES</p> |
| | <p><u>REVIEWED BY:</u> REX</p> |

BACKGROUND:

The Franklin County Sheriff's Office is a law enforcement agency with local jail and law enforcement responsibility. It maintains a fleet of police vehicles necessary to carry out all functions and responsibilities. Field law enforcement vehicles are normally replaced around 125,000 miles and the better of these vehicles are then reissued or reassigned to support services such as prisoner transport or spare fleet vehicles. They are maintained in this capacity until they become unreliable or repairs and maintenance becomes cost prohibitive.

DISCUSSION:

The Sheriff's Office requests to purchase one new Police Vehicle to replace a current vehicle that was totaled during a pursuit of a fleeing felon. The police vehicle was intentionally damaged when the fleeing driver hit the front of the police vehicle. The damaged police vehicle is a 2009 Crown Vic. with over 89,000 miles and the insurance company considered it to be a total loss.

The Sheriff's Office is scheduled to receive a payment of \$9300.00 that will be used toward the purchase of a new vehicle. The remaining balance of the new vehicle will come from the existing vehicle budget not to exceed \$18,000.00. The new vehicle will come from State Contract Pricing and will come from Acct# 3000-021-0017-7005.

RECOMMENDATION:

The Franklin County Sheriff's Office respectfully asks the Board of Supervisors to consider and approve the above request. The price of this purchase will be covered by the existing vehicle budget and insurance payment.