

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, MAY 15TH, 2007 AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM IN THE COUNTY COURTHOUSE.

THERE WERE PRESENT: Wayne Angell, Chairman
Charles Wagner, Vice-Chairman
Leland Mitchell
David Hurt
Charles Poindexter
Russ Johnson
Hubert Quinn

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Christopher L. Whitlow, Asst. County Administrator
Larry V. Moore, Asst. County Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, CMC, Clerk

Vice-Chairman Charles Wagner called the meeting to order.

Invocation was given by Supervisor Charles Wagner.

Pledge of Allegiance was led by Supervisor Hubert Quinn.

RESOLUTION OF APPRECIATION FOR MR. & MRS. JERRY THOMPSON

WHEREAS, Jerry and Tillie Thompson have provided leadership and dedication to individuals and families affected by disabilities, and

WHEREAS, Jerry Thompson was a founding member of the Board of Directors for the Franklin County Developmental Center, and

WHEREAS, Tillie Thompson was recently recognized for her long-time volunteer service by the Virginia Department of Mental Health, Mental Retardation, and Substance Abuse Services, and

WHEREAS, Tillie Thompson has been a long-time member of the Piedmont Community Services Board of Directors appointed by Franklin County, and

WHEREAS, Tillie Thompson now serves as Chairperson for the Scuffling Hill Housing Corporation and the Maynor Street Housing Corporation, both of which provide group home services for adults with disabilities, and

WHEREAS, Numerous parents of children with disabilities have sought and benefited from the advice and support generously provided by the Thompsons, and

WHEREAS, in the course of their lives, Jerry and Tillie Thompson have demonstrated the values of inclusion, dignity, and respect for individuals with disabilities, and

NOW THEREFORE BE IT RESOLVED, the Franklin County Board of Supervisor on this the 15th, day of May, in the year 2007, do hereby recognize and honor Jerry and Tillie Thompson for their contributions to Franklin County.

JUBAL EARLY UNITED DAUGHTERS OF THE CONFEDERACY RESOLUTION

BE IT THEREFORE RESOLVED, by the Board of Supervisors to acknowledge the efforts of Franklin County Historical Society in cooperation with the Jubal Early Chapter United Daughters of the Confederacy, Fincastle Rifles Camp Sons of Confederate Veterans and Virginia's Old Carolina Road Chapter Daughters of the American Revolution, to honor the military service and sacrifices of all Franklin County citizens including the more than 1,900 known county citizens who served in the military of the Confederate States of America.

The Board encourages interested citizens to participate in an educational program and wreath laying ceremony ***Saturday, May 26 at 10 a.m.*** on the courthouse lawn. This event coincides with the traditional National Memorial Day which is now celebrated on the last Monday of each May.

WHEREAS, Virginia Confederate Memorial Day first was observed in 1866 and has been recognized since 1901 by various organizations for educational purposes and to call attention to the sacrifices of Virginians who participated in the War Between the States, and

WHEREAS, Franklin County native, General Jubal Anderson Early, participated in more battles in this war than any other general officer, and

WHEREAS, Franklin County sent more than 1,900 citizens to the War Between the States, and

WHEREAS, the citizens of Franklin County answered a call by the governor to defend the Commonwealth of Virginia and Franklin County, and it is the desire of the Franklin County Historical Society, Jubal Early Chapter UDC and Fincastle Rifles Camp SCV that this never be forgotten...

The Board of Supervisors encourages county citizens to take advantage of this opportunity and plan to join in a salute to all military veterans of Franklin County.

PUBLIC COMMENT:

• **John Lindsey/Roanoke River Basin Association**

I am John Lindsey, Callands-Gretna District, Pittsylvania County, Virginia.

I am a member of the RRBA and am here today to briefly discuss recent projects and plans of the Association.

RRBA consists of members up and down the Roanoke River Basin in both Virginia and NC. Mr. Davis is also a member of our Board of Directors.

Our purpose is to protect and enhance the quality and use of this natural resource. We know that water is essential to life and that it is becoming a very limited resource.

We have a seat on the Army Corps of Engineers Water Management Committee and participate in weekly Tele-conferences and quarterly meetings to discuss the COE release and flow plans for all their major projects in N.C. and Virginia and we are a major stakeholder and participate during drought and flood decisions.

We work closely with the North Carolina Division of Natural Resources and the Virginia DEQ, DGIF and DCR.

We have been a "Watchdog" during the N.C. Triangle Water Study that seeks to withdraw water from Kerr Lake.

We are a stakeholder and are participating in the Smith Mountain Project Relicensing

We are a stakeholder and are participating in the Philpot 216 study now beginning.

We have mounted a strong opposition to the Navy's desire to establish an OLF near Plymouth, N.C., next to the largest migratory bird preserve on the East Coast Flyway. Recent developments indicate that other voices are now seeing the wisdom of our efforts. Large Geese and Jet engines do not co-exist very well.

We are seeking to establish a "Waterkeeper" Program in the Roanoke River Basin, an individual trained to monitor the waters and to locate sources of contamination and pollution. He has no arrest authority, but refers violators to the appropriate local authorities. We believe at least two water keepers are needed, one each in Virginia and North Carolina.

We have awarded college scholarships to deserving students in Pittsylvania and Franklin County.

Ladies and Gentlemen, We could not continue these worthwhile programs without the strong support we receive from every part of this beautiful basin, including your past generosity. We feel these programs are important. We are the only organization that unites Virginia and North Carolina in a common goal, to protect this valuable resource for future generations.

I know it is late in your budget cycle, but please consider the need for all of us to accept the environmental challenges we face. Please find room in your budget to help us continue this work.

countries by creating friendships and the sharing of ideas; and

WHEREAS, *Amateur Radio Operators have also provided countless hours of community services throughout these decades; and*

WHEREAS, *these Amateur Radio's services are provided wholly uncompensated; and*

WHEREAS, *the State also recognizes the services Amateur Radio's people also provide to our many Emergency Response organizations, including FEMA, DHS and The American Red Cross; and*

WHEREAS, *these same individuals have further demonstrated their value in public assistance by providing free radio communications for local parades, bike-a-thons, walk-a-thons, fairs and other charitable public events; and*

WHEREAS, *Franklin County recognizes and appreciates the diligence of these "hams" who also serve as weather spotters in the Skywarn program of the National Weather Service; and*

WHEREAS, *Amateur Radio once again proved its undisputed relevance in the modern world in 2005 by providing emergency communications when other systems failed in the devastation of Hurricanes Katrina and Rita in the USA and in the Tsunami catastrophe overseas; and*

WHEREAS, *the ARRL is the leading organization for Amateur Radio in the USA; and*

WHEREAS, *the ARRL Amateur Radio Field Day exercise will take place on June 23-24, 2007 and is a 24 hour emergency encampment exercise and demonstration of the Radio Amateurs' skills and readiness to provide self-supporting communications even in fields without further infrastructure; now*

THEREFORE *we the Franklin County Board of Supervisors of Franklin County, Virginia do hereby officially recognize and designate June 18-24, 2007 as*

Amateur Radio Week
In Franklin County, Virginia

BOILER UPGRADE

At its February 27, 2007 meeting, the Board of Supervisors voted to allow staff to begin the process of selecting an engineering firm to review and design a system that would replace the aging oil fired boiler which provides heat for the Jail, Courthouse, and County Administration Building.

Staff solicited proposals from qualified engineering firms, received a total of eight (8) responses and after interviews and upon following procurement guidelines, selected the firm of Spectrum Design to assist in the design of our potential upgrades.

Spectrum Design has completed their field investigation and provided staff with initial schematic design.

Early recommendation is to replace the existing single boiler with two (2) 51 horsepower cast iron units. These oil fired units will perform more efficiently and hopefully provide the security of having continuous heating capabilities.

As was explained in our initial request, this process is a very time sensitive one, given the fact that creation of construction documents, bidding process, and all must occur in a manner that assures heat is available on or before October 1.

Early estimates indicate the project can be completed within the established budget (\$87,000) and if the process moves forward at the necessary pace, the units can be available in order to meet all deadlines.

RECOMMENDATION:

It is respectfully requested that the Board allow staff to move forward with the solicitation of bids for the construction phase of this work. Upon receipt of said proposals (and assuming all is in order) the Board will then be asked to review and approve the "award of contract" for the actual construction.

GIS DATA DISTRIBUTION & FEE POLICY

The GIS Office has been contacted numerous times over the past several months to distribute data, create maps, or print mapping projects for citizens, government agencies and private

businesses. It has become apparent with the volume and different types of requests brought forward that we need to update our draft GIS fee policy (created in 2003) to address the ongoing need for mapping support in the County and to have a basis to go by in addressing these requests.

FOIA Code 2.2-3704(Section F) was referenced in determining fees listed in the submitted proposed policy. In Section F, starting in sentence four, it states:

“The public body may also make a reasonable charge for the cost incurred in supplying records produced from a geographic information system at the request of anyone other than the owner of the land that is the subject of the request. However, such charges shall not exceed the actual cost to the public body in supplying such records, except that the public body may charge, on a pro rata per acre basis, for the cost of creating topographical maps developed by the public body, for such maps or portions thereof, which encompass a contiguous area greater than 50 acres. All charges for the supplying of requested records shall be estimated in advance at the request of the citizen.”

We feel this new policy interprets FOIA Code 2.2-3704 (F) to the best of its abilities. The only item listed on the policy that is exempt from FOIA is the 2001 Aerial Photography DVD as reported by the State.

RECOMMENDATION: Staff respectfully recommends and requests that the Board approve the new GIS Fee Policy to be put into effect immediately.

Franklin County, VA
GIS Data Distribution and Fee Policy

The following are the data distribution and map printing fees associated with information product produced by the Franklin County Geographic Information System Office.

Data Distribution Fees*

2001 Aerial Photography (MrSID Format – 1 DVD in size) - \$25.00

This Includes:

- * 400 scale (2 foot resolution pixels = 10,000x10,000 ft. tiles)
- * 200 scale (1 foot resolution pixels = 5,000 x 5,000 ft. tiles)

Real Estate Database - \$25.00 (Must be requested through the Real Estate Office @ 540-483-3085)

All other County Layers – Free of charge if electronically distributed
Or \$5.00 per CD + shipping if distributed via mail

Note: A Franklin County GIS Data Disclaimer must be signed and on file before data is distributed to any entity.

Map Printing Fees*

8 ½ x 11 Color Print - \$1.00

11x17 Color Print - \$2.00

Paper Plots up to 42” - \$5.00

Aerial Photo Plots up to 42” - \$10.00

All Plots > 42” - \$15.00

Tax Map CD - \$25.00

11x17 Set of Tax Maps - \$100.00

Note: Citizens will not be charged for 8 1/2 x 11 or 11x17 print-outs of their property.

Cost Per Hour to Develop New Mapping Projects: \$35.00/Hr

*Under the Virginia Freedom of Information Act Code 2.2-3704 (F), the County may recoup reasonable expenses associated with the development of information and materials from a Geographic Information System. This applies to everyone other than the property owner of the related request.

Fees For Smith Mountain Lake Aerial Project Data Conversion

2 Foot Contours @ 1"=100' or 1"=50':

Set up fee per site: \$300.00
 0-75 Acres: \$20.00/acre
 76-150 Acres: \$18.00/acre
 151-250 Acres: \$16.00/acre
 >250 Acres: \$14.00/acre

All requests for data will be filtered through the Franklin County GIS department who will insure data is produced and sent. In return, Franklin County will reserve the right to **maintain a copy of requested output data for use in their GIS system.**

COMMERCE PARK FIBER BID AWARD

Part of our commitment to McAirlands for utility development in the Commerce Industrial Park was to install or otherwise make available fiber network and connectivity to the internet. Fiber based internet services are available at the entrance to the industrial park from Mid Atlantic Broadband (MAB) as part of the Southside regions new fiber ring funded by the Virginia Tobacco Fund. MAB provides the transport or fiber for numerous internet service providers as MAB partners.

Our original bid for utility development for the park included fiber conduit network and fiber connectivity to McAirlands and to other areas of the park. That original bid came in over budget both for the water and sewer facilities and the fiber network. It was decided that the County could potentially save money by separating out the fiber portion of the project and issuing a Request for Proposal for the fiber installation alone.

MAB has indicated they would like to install their own fiber within our conduit network, thus saving the County the cost of running the fiber from the park entrance to McAirlands. In exchange for the use of our conduit system, MAB has offered to provide the County fiber connectivity from the park to the County administrative complex thus allowing for remote monitoring of our water and sewer systems.

The conduit network is being built to accommodate additional fiber internet providers should McAirlands choose to go with another provider's solution.

A Request for Proposal for the conduit system with options to install fiber between the new County water treatment plant and the waste water treatment plant as well as running fiber from the County water tank to the water treatment plant was issued on April 13, 2007. The optional fiber will allow the three facilities to be connected and provide remote monitoring capability.

Five proposals were received by the closing time and date with prices indicated in the table below:

VENDOR	PRICE
Southeast Power Corp	\$132,328.00
Grindstaff Underground Utilities	\$90,972.15
Contracting Enterprises, Inc	\$61,341.11
Raco, Inc	\$60,824.67
JWS Communications, Inc	\$38,832.50

The low price from JWS Communications is in the range of the original projected cost estimates. JWS, a Bedford company, currently has contracts with MAB, Level 3 Communications, Suddenlink, and Comcast for fiber installation in this area and is capable of completing all aspects of this project. They are aware of the issues of this project such as working in and around the other general contractors working on the McAirlands facility as well as the contractors working on the County utility facilities.

Another item included in our RFP was an option to include in our contract with the successful vendor an occasional use agreement for future projects of similar size and scope. JWS has agreed to accept this option and will include such language in the final contract. This could save the County time and expense for future fiber and conduit projects. The County will have the

option of accepting a price quote from JWS on future projects or issuing a new bid or Request for Proposal as deemed necessary by the County.

Funds for this project were included in last years Capital Improvement program in the amount of \$50,000. Several other small networking parts and supplies will be needed to complete this project which will be purchased from State contracts and from the CIP line item.

RECOMMENDATION:

1. Award the contract to JWS Communications, Inc of Bedford, Virginia for the installation of fiber and conduit for the Commerce Industrial Park.
2. Authorize the County Administrator to enter into a contract with JWS Communications, Inc for this project with the option for completing occasional future projects.

SML COMMUNITY PARK MOWING CONTRACT

Franklin County will open SML Community Park in late May. This park has been in the planning stages for over 15 years. Development of this site will provide public access to Smith Mountain Lake. The Park has 37 acres in total, nine of which are in turf or hard surface. Due to the remote distance of this site from current park maintenance centers (approximately 1.5 hour round-trip drive time), the County recommends that mowing serves be contracted out to a private provider as it is more cost-effective and wouldn't require service cut-backs at existing public parks.

The County will take on full operation and maintenance of the site, including mowing, next summer once Phase III is complete and a fulltime maintenance position is established for the park. Staff estimates that mowing will be needed at this site approximately three times per month from June through October.

The County sought bids from experienced landscape maintenance companies. Companies must be insured, have experience in lawn care for an acceptable period of time, and ensure that their staff and equipment meet County standards as it applies to safety within in the park site. Following County purchasing requirements, the following bids were received for turf care for seven acres including trimming:

Landscape Firm	Cost Per Cutting Service
Affordable Lawn Maintenance	\$340.00
A&R Lawn Care/Landscaping	\$99.00
Integrity Lawn Care	\$248.00
RC Lawn Care	\$300.00
Star City Lawn Service	\$345.00
Traditional Landscapes, Inc	\$250.00

RECOMMENDATION:

Staff recommends that the Board award the 2007 SML Community Park mowing contract to A&R Lawn Care/Landscaping Incorporated.

REGIONAL WATER SUPPLY PLANNING GRANT

The Virginia General Assembly has mandated the development of local and regional water supply plans. Franklin County is working with the counties of Bedford, Botetourt and Roanoke, the cities of Bedford, Roanoke and Salem, and the towns of Boones Mill, Buchanan, Fincastle, Rocky Mount, Troutville and Vinton through the Roanoke Valley-Alleghany Regional Commission to develop this plan. The DEQ has provided a Resolution for the Roanoke Valley-Alleghany Regional Commission to submit from each of the said localities to apply for their planning grant.

The County is a member of the Roanoke Valley-Alleghany Regional Commission and working on a committee with the other localities mentioned to apply for the referenced grant.

RECOMMENDATION: It is recommended that the Board authorize the County Administrator to sign the Resolution (see submitted) authorizing Wayne Strickland, Executive Director, Roanoke Valley-Alleghany Regional Commission to sign the DEQ grant contract and other appropriate documents related to the source water planning grant and the regional source water supply plan.

RESOLUTION

A Resolution Regarding Regional Water Supply Planning and Application for a FY08 Water Supply Planning Grant

Whereas the Virginia General Assembly has mandated the development of local and regional water supply plans throughout the Commonwealth and the State Water Control Board has developed regulations to implement this planning process; and

Whereas, based upon these regulations, [Franklin County](#) is required to complete a water supply plan that fulfills the regulations by deadlines based on population, specifically:

November 2, 2008 for local governments with populations in excess of 35,000
 November 2, 2009 for local governments with populations between 15,001 and 35,000
 November 2, 2010 for local governments with populations 15,000 or less

Whereas, local governments may elect to join one or more other local governments to develop a regional water supply plan for which a deadline of November 2, 2011 has been established.

Whereas, the following elements must be included in all local or regional water supply programs:

- A description of existing water sources in accordance with 9 VAC 25-780-70;
- A description of existing water use in accordance with the requirements of 9 VAC 25-780-80;
- A description of existing water resource conditions in accordance with the requirements of 9 VAC 25-780-90;
- An assessment of projected water demand in accordance with the requirements of 9 VAC 25-780-100
- A description of water management actions in accordance with the requirements of 9 VAC 25-780-110 and 9 VAC 780=120;
- A statement of need in accordance with the requirements of 9 VAC 25-780-130;
- An alternatives analysis that identifies potential alternatives to address projected deficits in water supplies in accordance with the requirements of 9 VAC 25-780-130;
- A map or maps identifying important elements of the program that may include existing environmental resources, existing water sources, significant existing water uses, and proposed new sources;
- A copy of the adopted program documents including any local plans or ordinances or amendments that incorporate the local program elements required by this chapter;
- A resolution approving the plan from each local government that is party to the plan; and
- A record of the local public hearing, a copy of all written comments and the submitter's response to all written comments received, and

Whereas, it is reasonable and prudent to for the following local governments to coordinate and collaborate in the development of a regional water supply plan: the counties of Bedford, Botetourt, Franklin, and Roanoke, the cities of Bedford, Roanoke, and Salem, and the towns of Boones Mill, Buchanan, Fincastle, Rocky Mount, Troutville, and Vinton; and

Whereas the Virginia Department of Environmental Quality has announced the availability of grant funds to assist localities offset some of the costs related to the development of these plans and are encouraging localities to submit applications for grant funds using regional water supply plans; and

Whereas, regional water supply planning is a sensible approach to developing a water supply plan since watershed boundaries do not follow political boundaries and since there will likely be cost savings to all jurisdictions participating; and

Whereas, for purposes of this DEQ water supply grant fund program, [Franklin County](#) will participate within a water supply region consisting of the localities of the counties of Bedford, Botetourt, Franklin, and Roanoke, the cities of Bedford, Roanoke, and Salem, and the towns of Boones Mill, Buchanan, Fincastle, Rocky Mount, Troutville, and Vinton; and

Whereas, the Roanoke Valley-Alleghany Regional Commission has previously managed the development of successful regional water supply plans and other regional plans and is a logical entity to organize and manage a regional water supply planning process; and

Whereas, Roanoke Valley-Alleghany Regional Commission has previously written, received, and managed DEQ water supply grants and is the logical entity to apply for, on behalf of the communities participating in the regional water supply plan; and

Whereas, Roanoke Valley-Alleghany Regional Commission desires to manage and develop a regional water supply plan for the region, and participating localities in the region agree with this approach, and

Whereas, the region, through the Roanoke Valley-Alleghany Regional Commission wishes to apply for and secure DEQ grant funds to help offset the cost of the plan development.

NOW, THEREFORE BE IT RESOLVED that [Franklin County](#) agrees to participate with the counties of Bedford, Botetourt, and Roanoke, the cities of Bedford, Roanoke, and Salem, and the towns of Boones Mill, Buchanan, Fincastle, Rocky Mount, Troutville, and Vinton in the development of a regional water supply plan and authorizes the Roanoke Valley-Alleghany Regional Commission to manage and develop said regional water supply plan that will comply with mandated regulations; and

BE IT FURTHER RESOLVED that the Roanoke Valley-Alleghany Regional Commission is authorized to develop an application for water supply planning grant funds to offset to the extent feasible the cost of developing said regional water supply plan; and

BE IT FURTHER RESOLVED that Wayne Strickland, Executive Director, Roanoke Valley-Alleghany Regional Commission, is authorized to sign the DEQ grant contract and other appropriate documents related to the source water planning grant and the regional source water supply plan, and

BE IT FURTHER RESOLVED that [Franklin County](#) intends to provide up to \$1,500 in matching funds (in-kind) for the project for work performed within the organization to meet the requirements of the regional water supply planning effort, and

BE IT FURTHER RESOLVED that [Franklin County](#) will participate financially for the costs of the regional water supply plan that is not covered by the DEQ grant in an amount not to exceed \$11,833.

BE IT FINALLY RESOLVED that the State Water Control Board and the Department of Environmental Quality should consider this resolution from each of the participating localities their Letters of Intent to participate in a regional water supply plan with a completion due date of November 2, 2011, in accordance with 9 VAC 25-780-50.B.4.

Upon the Motion of _____ and second by _____, this RESOLUTION is hereby approved on this the ____ day of _____, 2007.

DAN RIVER VASAP BOARD APPOINTMENT

- Brandt Gawor – 3-Year Term (Term expires June 30, 2010)

SOUTHERN AREA AGENCY ON AGING

- Johnny Greer 3-Year Term (Term expires June 30, 2010)

SOUTHWEST ANTIQUE TRACTOR & POWER FESTIVAL ASSOCIATION

Franklin County and the surrounding region have a rich history in agriculture and industry. The traditions are still very active. The SWVA Antique and Power Festival has become one of the region's most significant events celebrating this heritage.

The festival is in its third successful year. Last year it drew over 3,000 participants over the three days with many coming from outside the county thus utilizing our hotels and restaurants. Franklin County Parks & Recreation partners to host this event.

This year, the Southwest Virginia Antique and Power Festival, Inc. has partnered with the 4-H Extension Office, the Franklin County Youth Center and the Franklin County Department of Commerce & Leisure Services to add additional attractions for the festival.

The Franklin County Youth Center will hold a Youth Talent Show on Friday night. The Extension Office will host a baking and canning competition plus a BBQ cook off. Franklin County Tourism will host an arts and crafts competition. It is the hope of the committee to include these events to incorporate a "County Fair" atmosphere. Winners from the competitions will be eligible to compete in the Virginia State Fair in September.

The Festival will again be hosted at Franklin County Recreation Park. This festival demonstrates the diversity of the region and Franklin County and offers a glimpse into the culture that contributed to the County's past.

The Southwest Virginia Antique and Power Festival, Inc is organized by a group of dedicated volunteers with help from the county's Parks and Recreation Department and Tourism Office. The volunteers are overseeing many of the tasks that need to occur before and during the event.

The group estimates that there will be approximately 100 exhibitors participating in the festival.

The committee will once again charge \$5.00 entry fee for the event. Children 12 years old and under will be admitted free. This fee will help cover expenses for the 2007 event and additional monies will be placed in an account as a base for 2008.

There are approximately 425 parking spaces at the park. This includes existing parking areas and multi-use fields. All parking areas will have attendants directing traffic, enter and exit areas will be marked with additional parking and shuttles provided. The event has been reviewed by the Franklin County Sheriff's office, the Department of Health, the Franklin County Building Inspector and the Department of Parks and Recreation and has been cleared by these agencies.

RECOMMENDATION:

Staff has worked closely with this group as they have grown this event. They have fulfilled the requirements under the Special Events permit and we recommend Board approval for this year's festival. Staff also recommends that the Southwest Virginia Antique Farm and Power Festival, Inc provide a \$500 bond to cover any possible damage to the park incurred during this event.

WHEREAS, 2007 marks the 4th year of the Southwest Virginia Antique Tractor and Power Show; and

WHEREAS, The Southwest Virginia Antique Tractor and Power Show has grown into one of Franklin County's largest tourism events; and

WHEREAS, The Festival is made possible by the hard work and dedication of the citizens of Franklin County who volunteer their time to host this wonderful event; and

WHEREAS, The Festival will welcome over 5,000 visitors and exhibitors to Franklin County Recreation Park between June 15th, - June 17th, 2007; and

WHEREAS, The Festival celebrates the agricultural heritage of the region and the role that mechanization played in Franklin County's growth and prosperity in the 1900's; and

WHEREAS, The Festival offers Franklin County citizens the opportunity to reconnect with their past and to remember a bygone time when work was harder, and the chores took longer

NOW BE IT THEREFORE RESOLVED, the Franklin County Board of Supervisors hereby declare June 15th – 17th, 2007 as "**Antique Farm Days**" in Franklin County.

ABE NAFF DAY

RESOLUTION OF RECOGNITION

**FERRUM COLLEGE
NCAA DIVISION III BASEBALL REGIONAL TOURNAMENT**

WHEREAS, the Board of Supervisors wishes to recognize and express their gratitude to Ferrum College for hosting the 2007 NCAA Division III Baseball Regional, and

WHEREAS, Board of Supervisors also recognizes the great achievements that Ferrum College's Baseball team has made by making this their 10th trip to the NCAA Division III playoffs, and

WHEREAS, the Board of Supervisors would also like to recognize Coach Abe Naff, Head Baseball Coach for 23 years of the Ferrum Panthers Baseball program, Athletic Director, former Franklin County Recreation Advisory Committee member and native Franklin County, and

WHEREAS, because of this great honor to Ferrum College and the citizens of Franklin County and his loyal and dedicated service

NOW, THEREFORE, BE IT RESOLVED that Franklin County Board of Supervisors dedicate, *Wednesday, May 16th 2007* as Coach Abe Naff Day.

(RESOLUTION #01-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the consent agenda items as presented above.

MOTION BY: Russ Johnson

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

TREASURER'S MONTHLY REPORT

Ms. Lynda Messenger, Treasurer, presented her monthly Treasurer's Report.

Regular vehicle decals sold for 2007 to date: 45,484

Regular vehicles decals sold for 2006: 44,963

521 more sold this fiscal year.

Motorcycle decals sold For 2007: 1,094

For 2006: 993

101 more sold this fiscal year.

Trailer decals sold

For 2007: 1,967

For 2006: 1,842

125 more sold this fiscal year.

Real estate collection rate for the current year at this time is 98%

Personal property collection rate for current year at this time is 92%

Dog tag sales for 2006: -\$17,272.00

Current Dog tag sales for 2007 to date: -\$12,443.00

(RESOLUTION # 02-05-2007)

BE IT THEREFORE RESOLVED by the Board to approve the Treasurer's monthly report as submitted.

MOTION BY: Wayne Angell

SECONDED BY: Hubert Quinn

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn, & Angell

VDOT – OAK MEADOWS & WAVERLY SUBDIVISIONS STREET ADDITIONS

Tony Handy, Resident Administrator, VDOT, presented the Board with the following resolution for their consideration:

OAK MEADOWS

WHEREAS, the street(s) described on the submitted Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Franklin County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the submitted Additions Form SR-5(A) to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

The following VDOT Form AM-4.3 is hereby submitted and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee Signed (County Official):

Report of Changes in the Secondary System of State Highways

Project/Subdivision **OAK MEADOWS SUBDIVISION**

Type Change to the Secondary System of State Highways: **Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements required for fills and drainage, is hereby guaranteed:

Reason for Change: **New subdivision street**
Pursuant to Code of Virginia Statute: **§33.1-229**

Street Name and/or Route Number

▶ **Oak Meadows Drive, State Route Number 1088**

Old Route Number: 0

- From: Route 775 Iron Ridge Road
To: Cul de Sac, a distance of: 0.30 miles.

(RESOLUTION #03-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the Oak Meadows Subdivision Street Addition as submitted.

MOTION BY: Russ Johnson

SECONDED BY: Charles Poindexter

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

WAVERLY SUBDIVISION

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

WHEREAS, the street(s) described on the submitted Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Franklin County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the submitted Additions Form SR-5(A) to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

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

The following VDOT Form AM-4.3 is hereby submitted and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee Signed (County Official):

Report of Changes in the Secondary System of State Highways

Project/Subdivision **WAVERLY SUBDIVISION-SECT.4**

Type Change to the Secondary System of State Highways: **Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory

provision or provisions cited, are hereby requested; the right of way for which, including additional easements required for fills and drainage, is hereby guaranteed:

Reason for Change: **New subdivision street**

Pursuant to Code of Virginia Statute: **§33.1-229**

Street Name and/or Route Number

► **Waverly Court, State Route Number 1647**

Old Route Number: 0

- From: Route 1641 Waverly Lane
To: Cul de Sac, a distance of: 0.05 miles.
Recordation Reference: DB 455 pgs 78-84

The following VDOT Form AM-4.3 is hereby submitted and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee Signed (County Official):

Report of Changes in the Secondary System of State Highways

Project/Subdivision **WAVERLY SUBDIVISION-SECT.3**

Type Change to the Secondary System of State Highways: **Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements required for fills and drainage, is hereby guaranteed:

Reason for Change: **New subdivision street**

Pursuant to Code of Virginia Statute: **§33.1-229**

Street Name and/or Route Number

► **Lockport Court, State Route Number 1643**

Old Route Number: 0

- From: Route 1641 Waverly Lane
To: Cul de Sac, a distance of: 0.15 miles.
Recordation Reference: DB 455 pgs 78-84

► **Coveport Place, State Route Number 1644**

Old Route Number: 0

- From: Route 1641 Waverly Lane
To: Cul de Sac, a distance of: 0.08 miles.
Recordation Reference: DB 455 pgs 78-84

► **Lake Forest Terrace, State Route Number 1646**

Old Route Number: 0

- From: Route 1641
To: Cul de Sac, a distance of: 0.07 miles.
Recordation Reference: DB 455 pgs 78-84

The Board of Supervisors of Franklin County, in regular meeting on the 15th day of May, 2007, adopted the following:

Waverly Subdivision/Section 3 – Lockport Court (Route 1643)
Coveport Place (Route 1644)
Lake Forest Terrace (Route 1646)

WHEREAS, the street(s) described on the submitted Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Franklin County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the submitted Additions Form SR-5(A) to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

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

(RESOLUTION # 04-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the Waverly Subdivisions Street Additions as submitted.

MOTION BY: Russ Johnson

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

REVENUE SHARING PROGRAM

Tony Handy, VDOT, Resident Administrator, Rocky Mount, advised the Board as a result of the transportation actions by the Governor and the 2007 General Assembly, additional funding has been made available to the Revenue Sharing Program so that, for FY' 2008 and each year thereafter, the Commonwealth Transportation Board will be able to fully fund the program at the \$50 million level. Mr. Handy stated in order to achieve the funding level, the Board will be consolidating the funding appropriated to the program in FY 2007 with that provided for FY' 2008. All applications must be submitted by May 25th, 2007 deadline. Mr. Handy advised the Board should they wish for Franklin County to submit the following resolution is offered for their consideration:

SAMPLE RESOLUTION

At a regularly scheduled meeting of the [City/Town Council] of [name of locality (or, if applicable) (name of county) and "County Board of Supervisors"] held on [month & day], 20____, on a motion by [name of Council or Board member], seconded by [name of Council or Board member], the following resolution was adopted by a vote of [#] to [#]:

WHEREAS, the [County or City/Town Council] of [name of locality] desires to submit an application for an allocation of funds of up to [total locality amount] through the Virginia Department of Transportation Fiscal Year 2005-2006, Revenue Sharing Program; and,

WHEREAS, [total locality amount] of these funds are requested to fund [description of work], [termini]; and,

NOW, THEREFORE, BE IT RESOLVED THAT: The [City/Town Council] of [name of locality] (or, if applicable) name of county) and "County Board of Supervisors" hereby support this application for an allocation of [total locality amount] through the Virginia Department of Transportation Revenue Sharing Program.

ADOPTED this [day] day of [month year].

A COPY ATTEST

[name] [title]



2006 Acts of Assembly

- Section 33.1-23.05 of the *Code of Virginia* (Repealed 33.1-75.1 – traditional Revenue Sharing Program)
- 50/50 Program
- Up to a \$100 Million Program (\$50 M state funds)
- Open to Counties and Cities and Towns under the Urban System
- Max allocation of \$1,000,000 per locality
- Allocations provided via tiered approach



New Legislation: Tiered Approach

- **Tier I:** Locality provides > \$1M
- **Tier II:** Project is locally administered (all phases)
- **Tier III:** Documented acceleration of existing project within Six Year Improvement Program and/or Local Capital Improvement Program
- **Tier IV:** Any other eligible requests



Comparison

Traditional Program	FY06 Program	New Legislation
Section 33.1-75.1 of the <i>Code of Virginia</i>	2005 Appropriation Act – Item 492 E.1 & E.2.	Section 33.1-23.05 of the <i>Code of Virginia</i>
50/50 Program	50/50 Program	50/50 Program (min)
\$30 Million Program (\$15 M state funds)	\$100 Million Program (\$50 M state funds)	Up to \$100 Million Program (\$50 M state funds)
Open only to counties	Open to counties, cities and towns under the Urban System	Open to counties, cities and towns under the Urban System
Max allocation of \$500k per county	Max allocation of \$1 M per locality	Max allocation of \$1 M per locality
Actual allocations prorated evenly	Actual allocations prorated evenly	Prioritized by tiers

The Board will consider a listing of potential revenue sharing projects during the Tuesday, May 22nd, 2007 meeting.

ACCESS MANAGEMENT GUIDEBOOK

Bob Dowd, Director of West Piedmont Planning District Commission, advised the Board the West Piedmont Planning and Development Commission wrote and received a grant from VDOT to study access management issues in Franklin County and to produce a guidebook on access management for future use by the County. After sending out an RFP, receiving proposals and conducting interviews with several firms, the firm of Vanasse Hangin Brustlin Inc., in conjunction with T3 Design was selected to undertake the work.

As a result, VBH is preparing a draft Access Management Guide Book to assist with future planning on roads such as Route 220, Route 40, Route 122, and Route 116. The project began with a teleconference meeting held during December 2006. A public meeting was held during January 2007 to identify the scope of the project and key traffic concerns within the County.

A public meeting will be held tonight, May 15, 2007 at 6 p.m. in the Board of Supervisors meeting room. The public will be offered an opportunity to hear a briefing on the status of the access management project being undertaken, review draft deliverables for the study, and to encourage public comment on issues involving access management, congestion, and safety.

RECOMMENDATION: Staff requests the Board review project materials accordingly and offer any feedback.

APPENDIX E

SCOPE OF WORK

Submitted is the selected Consultant's Proposal with Scope of Work for the development of the Franklin County Access Management Guide Book.

Project Approach

The VHB Team Project Manager will be the primary point of contact and liaison to the Project Administrator/WPPDC Executive Directory. This arrangement will provide a mechanism for clear, regular communication. The Project Manager will be involved in administrative and technical capacities, interacting regularly with all of the Team members.

The Principal-in-Charge will provide quality assurance/quality control to the Guidebook project. He will also offer periodic guidance and support stemming from over 40 years of transportation planning experience.

Following notice to proceed, the Project Manager will coordinate with the Project Administrator/WPPDC Executive Director to establish a Technical Committee prior to the project kickoff meeting. The Committee will likely include representation from the Franklin County Public Works, Franklin County Planning, and the WPPDC; and will be responsible for reviewing the VHB Team's access management and overlay zone criteria, contents of overlay zones, recommended access management tools, as well as the draft and final guidebook.

Primary Tasks

I. Project Kickoff

The VHB Team will facilitate a project kickoff meeting with the Technical Committee as well as any other invitees identified by Franklin County or WPPDC staff. During this meeting introductions will be made and contact information distributed to those involved in the project. Agenda items will at a minimum include scope review, discussion of study area, purpose and need of the Access Management Guidebook, format and content of the final technical report, plans for public participation, and plans for the data collection effort. The Technical Committee will assist the VHB Team in identifying the available data as of the kickoff meeting and which agencies/individuals to contact to collect other necessary data.

II. Data Collection

The upfront gathering of information will be the foundation for the entire study so that the final product accurately depicts existing conditions and establishes a practical Guidebook and ordinance language for Franklin County to begin acting on immediately after the study is concluded.

Some of the data collected will be current comprehensive plans, previous planning studies, zoning and/or subdivision ordinances, and aerial photography. During the data collection process, the VHB Team may identify stakeholders not mentioned during the kickoff meeting. Should this occur, the Project Manager will make a recommendation to the Project Administrator/WPPDC Executive Director about amending the list of stakeholders.

III. Access Management Criteria Development

The VHB Team will carefully develop access management criteria that are feasible for the study area corridors. We will begin with common access management tools, and then determine the appropriate application of those tools. Potential access management measures include, but are not limited to, the following:

- Opening, closing, or moving crossovers and/or entrances
- Median spacing and treatments
- Frontage/access roads for community interconnectivity
- Signalization and/or signal timing adjustment
- Modification and/or relocation of crossovers and/or entrances
- Traffic calming measures
- Traffic circulation adjustments
- Landscaping, signing (way-finding and directional)
- Rural Intelligent Transportation Systems (ITS)
- Set back requirements

IV. Technical Report

Some elements of the technical report will begin concurrently with the data collection and criteria development tasks to streamline the project to improve efficiency of the study process. As discussed below, project meetings with stakeholders and the public will be held during the course of the study to allow input from local residences. The draft technical report will be revised to reflect the feedback the Team receives from stakeholders, the Technical Committee, the Planning Commission, and the Board of Supervisors.

The technical report will include a summary of the data collected, the process by which access management criteria was developed, a summary of the project meeting process, recommendations, and illustrations on the study area corridors showing locations for implementing the access management improvements. Mapping, aerial photography, and other figures in the report will be processed using GIS tools. This powerful software will enable us to spot-check the corridor, identify potential problem areas, and overlay comments and recommendations on top of existing photography. The application of GIS tools will also minimize the amount of time spent on field verification of the study area corridors.

The VHB Team will produce and submit one (1) camera-ready technical report and fifty (50) copies. A compact disk containing the full report and any appendices/attachments will also be submitted. Attachments will be formatted as amendments to Franklin County's zoning and/or subdivision ordinances and comprehensive plan.

V. Project Meetings

In keeping with the proposed Scope of Work, the VHB Team will prepare handouts for and attend up to nine (9) meetings throughout the course of the study as noted below:

- Project kickoff
- Public/Stakeholders
- Technical Committee
- Public/Stakeholders (up to 3 sessions)
- Technical Committee
- Board of Supervisors/Planning Commission

The purpose and content of Meeting #1 was described in the Project Kickoff section. Meeting #2 is the first public participation meeting to gather input from stakeholders about traffic and land use issues as well as possible solutions.

Meeting #3 will involve the Technical Committee and will focus on study methodology. The VHB Team will present suggested overlay zone procedures for review by the Committee, including the location and contents of overlay zones. We will also present draft documents for inclusion in the Guidebook such as preliminary recommendations and illustratives. Following the Committee's approval of material presented in Meeting #3, the VHB Team will present the draft recommendations to local stakeholders (Meeting #4) for review. The Technical Committee may choose to direct the VHB Team to hold Meeting #4 as three (3) separate sessions instead of one (1). The comments received will be documented and taken under advisement as the VHB Team develops final recommendations for the study.

The VHB Team will present final recommendations to the Technical Committee for review and approval at Meeting #5. The study will be complete following Meeting #6 when the final Access

Management Guidebook and any attachments formatted as amendments to the County's zoning and/or subdivision ordinances and comprehensive plan are approved.

Bob Dowd introduced Andy Boenau of VHB who briefed the Board as follows:

Franklin County



Access Management Guidebook

Public Meeting #2
May 15, 2007






Tonight's Agenda

- Review of project scope
 - Nov. 20, 2006 – Signed Contract
 - Jan. 16, 2007 – Public Meeting #1
 - May 15, 2007 – Public Meeting #2
 - Jun. 30, 2007 – Project Closeout
- Recap of Public Meeting #1
 - What is access management?
- Access Management examples
- Implementation in Franklin County



Project Overview

"Protecting your investment using techniques that apply roadway standards and land use controls to enhance safety, function and capacity of a roadway."

- Improvement options maximizing transportation and community benefits while minimizing impacts
- Define a plan of action for Franklin County
- Application to other jurisdictions



What is Access Management?

“The way to manage access to land development while simultaneously preserving the flow of traffic on the surrounding road system in terms of **safety, capacity and speed.**”

- *NCHRP 348: 1993*

4

What is Access Management?

“The systematic control of the **location, spacing, design and operation** of driveways, median openings, interchanges and street connections to a roadway.”

- *Access Management Manual: 2003*

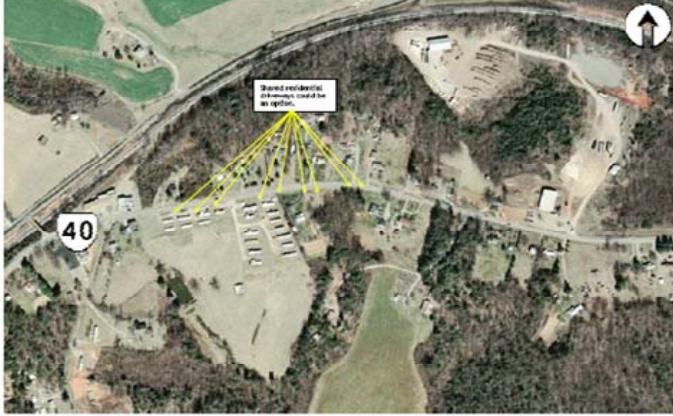
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Development Options



6

1. Rte 40 in Waidsboro



2. Rte 220 in Fork Mountain



3. Rte 220 at Rte 724 (Goose Dam Rd)

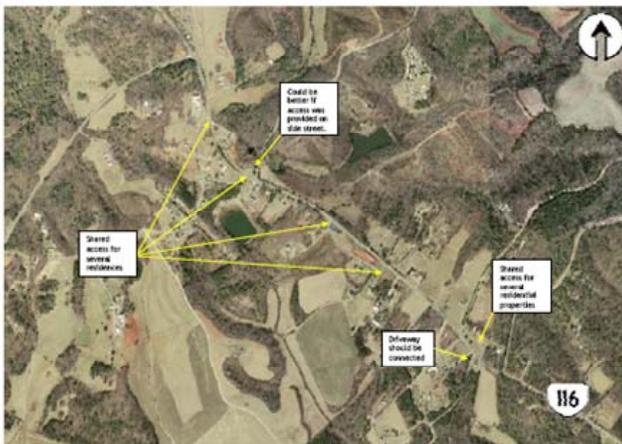


3. Rte 220 at Rte 724 (Goose Dam Rd)



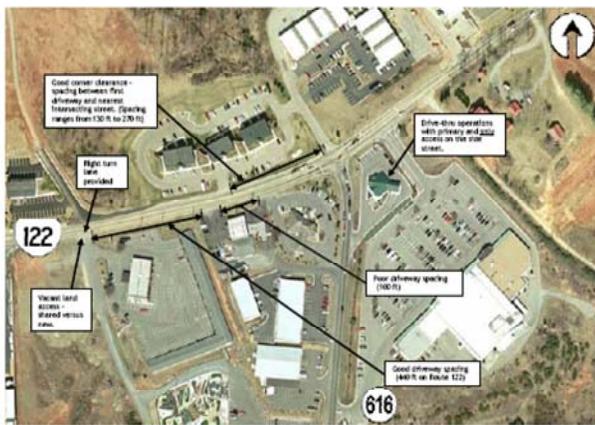
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4. Rte 116 in Kennett



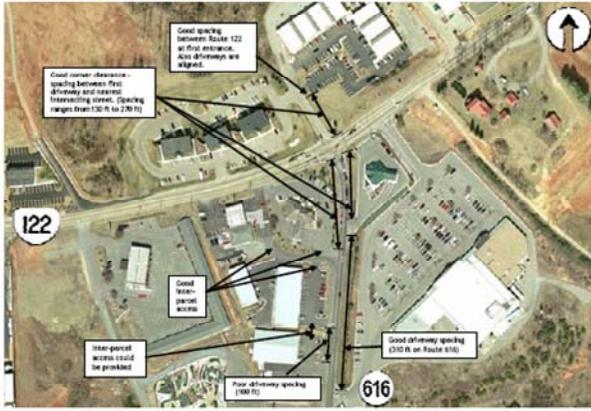
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5. Rte 122 @ Rte 616 (Scruggs Rd)



12

5. Rte 122 @ Rte 616 (Scruggs Rd)



13

6. Rte 220 in Boones Mill



14

7. Rte 122 @ Rte 116 (Jubal Early Hwy)



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Implementation

- Corridor Overlay District
- Keys to Success
- Realizing Guidebook Recommendations
- Defining Success

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Implementation

- Corridor Overlay District
 - Strengthened to include requirements and standards for:
 - Access
 - Number of access points
 - Minimum corner clearance
 - Outparcels
 - Shared access
 - New residential subdivisions
 - Minimum sight distances
 - Median crossovers
 - Pedestrian access
 - New development
 - Redevelopment

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Implementation

- Keys to Success
 - VDOT supports Access Management Guidelines
 - Board of Supervisors adopts resolution to approve amended Corridor Overlay District
 - Recommendations adopted to guide future access decisions

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Implementation

- Realizing Guidebook Recommendations
 - Mutual aid agreements (preferable)
 - Cooperative arrangements between private property owners and VDOT, where access improvements are needed
 - VHB can help establish agreements
 - Local government authority
 - Police power to ensure the public's health, safety, and welfare

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Implementation

- Defining Success
 - Public support
 - Solving existing access management challenges
 - Preventing future access management problems
 - Realizing Guidebook recommendations by establishing mutual aid agreements and/or utilizing local government authority

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ADDITIONAL VOTING MACHINES PURCHASE

Les Hutchinson, Electoral Board Secretary, shared with the Board the Federal Help America Vote Act of 2002 (HAVA) established the Election Assistance Commission to assist in the administration of federal elections and allocating funds to states for election administration improvements, including replacing punch card and lever voting machines, and improving accessibility for disabled voters. HAVA required that the replacement of these machines occur before the first federal election in 2006 or the locality would receive no federal funding to assist in the replacement of the lever machines. Franklin County met all requirements associated with HAVA and implemented the Sequoia Edge Voting Equipment to meet the HAVA regulations. At that time, the County purchased 90 machines.

Franklin County has increased in population since 2002 as has voter registrations. (See Attachment 3a) In addition, the new voting machines have significantly increased the time per voter required to submit a vote. These two trends have significantly increased the waiting lines at many of our precincts, up to an hour at some. The voter turnout expected for this fall is expected to be over 60% and the following year, the presidential election will typically show a 76% voter turnout. Given these factors, the Electoral Board believes that it will require the purchase of additional voting equipment to meet the needs of the voters.

Due to legislation passed this year, the purchase will need to be made before June 30, 2007, as the type of machines we have cannot be purchased after June 30, 2007, by state law. The Electoral Board estimates that we will need twenty-five additional machines to accommodate voter needs. (See Attachment 3b) Total cost quoted in the sales order is \$75,625.00 for the equipment purchase. Additional funds needed due to the purchase of voting equipment would be

\$5,000.00 for security carts that house the voting equipment for a total of \$80,625.00. Next year's capital budget had \$25,000 set aside for replacements that could be used. The balance can come from a combination of CIP left over funds from other projects and funds left at year end in other budgets. Any funds left over in this year's Registrar's budget are expected to be requested for a November 07 election, a dual primary in February 08 and a possible June 08 primary.

Atlantic Elections Services has submitted a sales order and the State Board of Elections have approved the purchase agreement. The Franklin County Electoral Board voted 3-0 to purchase the additional voting equipment and carts.

RECOMMENDATION: The Franklin County Electoral Board respectfully requests the Board of Supervisors to purchase the additional voting equipment with funds (\$80,625.00) coming from the following after July 1:

\$25,000	Voting Machine Capital Set Aside
\$18,915	CIP Balance left from Library Construction-Central Library
<u>\$36,710</u>	End of Year Savings from Other Departments
<u>\$80,625</u>	

Locality Voting Equipment

<u>Localities</u>	<u>Equipment</u>	<u>Req. Voters</u>	<u>Machine Totals</u>
• Bedford Co.	Sequoia	43,800	147 *Ordered more in 2006
• Salem City	Sequoia	16,000	37 *Ordered more in 2006
• Henry Co.	WinVote	35,000	100 *Ordering 10 more
• Roanoke Co.	WinVote	64,000	145 *Ordering more
• Franklin Co.	Sequoia	31,331	90

The following localities have ordered more Sequoia DRE Equipment in order to meet the June 30, 2007 deadline:

North Hampton Co.	Prince William Co.	Isle of Wight Co.
Fauquier Co.	Waynesboro City	Staunton City
Russell Co.		

FRANKLIN COUNTY REGISTERED VOTERS

<u>Precinct Name:</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>
Burnt Chimney	2547	2650	2754	2810
Scruggs	3062	3202	3298	3339
Glade Hill	1879	1906	1967	1954
Penhook	1344	1384	1420	1441
Hodgesville	529	534	540	547
Dudley	817	843	866	872
Snow Creek	854	862	887	907
Fork Mountain	979	976	1010	1023
Sontag	1344	1361	1397	1412
Dickinson	619	625	643	645
Henry	1271	1288	1335	1351
Ferrum	1031	1014	1045	1051
Endicott	885	891	917	925
Wadsboro	868	851	875	881
Callaway	1364	1382	1432	1446
Bowmans	855	857	877	873
Gogginsville	1028	1050	1078	1097
Boones Mill	1823	1817	1841	1853
Bonbrook	1492	1496	1556	1569
Coopers Cove	1144	1149	1174	1184
Rocky Mount East	1619	1608	1665	1680
Rocky Mount West	1348	1349	1357	1373

Rocky Mount South	1067	1075	1091	1098
Totals:	29,769	30,170	31,025	31,331

VOTING MACHINES USED

<u>Precincts:</u>	<u>Machines</u> <u>2006</u>	<u>Machines</u> <u>2007</u>	<u>Machines</u> <u>2008</u>	<u>Future</u> <u>Growth</u>
Burnt Chimney	6	7	9	10
Scruggs	6	8	10	11
Glade Hill	3	5	6	6
Penhook	2	4	5	6
Hodgesville	2	2	2	2
Dudley	2	3	3	3
Snow Creek	2	3	3	3
Fork Mountain	2	3	3	3
Sontag	3	4	5	5
Dickinson	2	2	2	2
Henry	3	4	5	5
Ferrum	2	3	4	4
Endicott	2	3	3	3
Waldsboro	2	3	3	3
Callaway	3	4	5	5
Bowmans	2	3	3	3
Gogginsville	2	3	4	4
Boones Mill	3	5	6	7
Bonbrook	3	4	5	5
Coopers Cove	2	3	4	4
Rocky Mount East	3	4	6	6
Rocky Mount West	3	4	5	5
Rocky Mount South	2	3	4	4
Central Absentee	2	2	3	3
Training	10	4	4	4
Emergency Back-up	4	6	8	9
Demonstrators	6	0	0	0
Totals:	84	99	120	125

General discussion ensued. The Board took no action.

(RESOLUTION #05-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the purchase of the additional voting equipment with funds (\$80,625.00) coming from the following after July 1, 2007.

- \$25,000 Voting Machine Capital Set Aside
- \$18,915 CIP Balance left from Library Construction-Central Library
- \$36,710 End of Year Savings from Other Departments
- \$80,625

MOTION BY: David Hurt

SECONDED BY: Charles Poindexter

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

VRS WORKING MULTIPLIER FORMULA FOR DEPUTIES

Sheriff, W. Q. Overton, stated legislation was enacted by the 2007 General Assembly (Senate Bill 1166) that made a number of changes to retirement benefits for state police officers, sheriffs and local public safety officers. A large concern and reason for the change was the State of Virginia's multiplier compared to other states in the nation for positions that are considered extremely hazardous in nature. Virginia's current multiplier of 1.70% is the second lowest in the nation with only the state of Tennessee having a lower multiplier. In 2006, Virginia was the second highest state in the nation for number of officers killed in service. California was the first.

Beginning July 1, 2007, Franklin County may elect to provide enhanced benefits for their hazardous duty employees by electing to increase the retirement multiplier from 1.70 percent to 1.85 percent. The increased multiplier would apply to all current and future hazardous duty personnel (Sheriff Deputies and Public Safety Employees) and would cost the County an

additional \$78,000 in fiscal year 2007-2008. The County's overall retirement rate would increase from 11.74% to 12.46% and once this election is made by the County, it would continue for all future years. This .72% increase in our overall VRS rate would be multiplied by future total payroll when considering the cost of future years.

The benefit to a hazardous duty employee retiree would be an approximate 8.8% increase in their monthly benefit which would last for the life of the retiree. On average, an employee who works 25 years as a hazardous duty employee would see \$3,600 additional added to his/her yearly benefit as a result of this action.

RECOMMENDATION:

Sheriff Overton requests that the Board consider approving the submitted resolution electing to provide the increased retirement multiplier of 1.85% for all current and future hazardous duty employees. If the Board should elect to adopt this resolution then funding is available in the Board's FY07-08 operating contingency.

***Pol. Sub. – Section 138 Covered Employees
Retirement Multiplier of 1.85%***

WHEREAS, by resolution legally adopted and approved by the Board, Franklin County, a political subdivision, participates in the Virginia Retirement System under § 51.1-130 of the Code of Virginia, as amended; and

WHEREAS, by resolution or resolutions legally adopted and approved by the Board, Franklin County has elected to provide the enhanced benefits described in § 51.1-138, subsection B to selected public safety employee groups, such benefits being referred to collectively as "Section 138 Coverage", and

WHEREAS, the Virginia General Assembly passed legislation effective July 1, 2007, allowing Franklin County to elect to provide for its employees with Section 138 Coverage a retirement allowance equal to the amount of creditable service multiplied by 1.85 percent of average final compensation as provided in clause (ii) in subsection A (1) of § 51.1-206 (the "1.85 Multiplier"); and

WHEREAS, Franklin County desires to make this irrevocable election and provide the 1.85 Multiplier to its employees that now have, or may in the future be given, Section 138 Coverage;

NOW, THEREFORE, IT IS RESOLVED, that Franklin County elects to establish the 1.85 Multiplier for all employees who are now, or who may be in the future, provided Section 138 Coverage; and

IT IS FURTHER RESOLVED, that Franklin County agrees to pay the employer cost for providing the 1.85 Multiplier to all employees who are now, or who may be in the future, provided Section 138 Coverage, pursuant to this irrevocable election; and

IT IS FURTHER RESOLVED that Franklin County, Richard E. Huff, II, County Administrator and Sharon K. Tudor, CMC, Clerk, are authorized and directed in the name of Franklin County to execute any required contract to carry out this irrevocable election, and to do any other thing, or things, incident and necessary in the lawful conclusion of this matter. The seal of Franklin County shall be affixed to any such contract and attested by the Clerk, and the Treasurer of Franklin County is authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as may be required to be paid by Franklin County or its employees for this purpose.

(RESOLUTION #06-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned resolution as submitted endorsing the 1.85 Multiplier on the VRS Retirement with funds to come from FY'07-08 Contingency Fund effective July 1, 2007.

MOTION BY: Charles Poindexter

SECONDED BY: Russ Johnson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

SURETY BOND FOR CERTAIN ANIMALS SEIZED

Darryl Hatcher, Director of Public Safety, presented animal cruelty cases being prosecuted in Franklin County this year have increased. Since July 2006, 36 charges have been placed against individuals resulting from neglect/cruelty cases. Veterinary and boarding fees resulting from these cases have exceeded \$7,400.00. The proposed ordinance would adopt the seizure

process as outlined in 3.1-796.115 of the Code of Virginia. The ordinance would also require the owner of the animal(s) to post a surety bond for the estimated costs of boarding and veterinary services while in the custody of animal control officers, if held for more than 30 days.

The ordinance proposed would read as follows:

AN ORDINANCE TO AMEND THE CODE OF FRANKLIN COUNTY, VIRGINIA, TO REQUIRE THE OWNER OF ANIMAL(S) SEIZED PURSUANT TO VIRGINIA CODE § 3.1-796.115 TO POST A SURETY BOND THAT WOULD COVER THE COSTS OF TREATMENT AND BOARDING FEES INCURRED.

WHEREAS, Virginia Code § 3.1-796.115 authorizes the Board of Supervisors of Franklin County, Virginia, by ordinance, to allow for the seizure of cruelly treated and/or abandoned animals by humane investigators, law enforcement officers, and animal control officers, and

WHEREAS, Virginia Code § 3.1-796.115 authorizes the Board of Supervisors of Franklin County, Virginia, by ordinance, to require the owner of any animal held pursuant to this subsection for more than thirty days to post a bond in surety with the locality for the amount of the cost of boarding the animal for a period of time set in the ordinance, not to exceed nine months, and

WHEREAS, the costs of boarding and required veterinary care rendered to animals seized as a result of animal cruelty and abandonment investigations has placed a burden on the taxpayers of the County of Franklin, Virginia,

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Franklin County, Virginia, that:

The Code of the County of Franklin, Virginia be, and hereby is, amended by the enactment of a Section 4-5.1 entitled "Bond required for certain animals seized" as follows:

[THE FOLLOWING IS ALL NEW LANGUAGE]

Section 4-5.1 Bond required for certain animals seized.

Any law-enforcement officer, or animal control officer that seizes an animal pursuant Virginia Code § 3.1-796.115 for more than 30 days but less than nine months, may petition the court to require a bond in surety be posted by the owner of such animal(s) to cover the amount of the cost of boarding the animal(s). If convicted, the court shall order the owner of any animal(s) determined to have been abandoned, cruelly treated, or deprived of adequate care to pay all reasonable expenses incurred in caring and providing for such animal from the time the animal is seized until such time that the animal is disposed of in accordance with the provisions § 3.1-796.115 of the Code of Virginia, to the provider of such care.

RECOMMENDATION:

Staff respectfully recommends the Board authorize conducting a public hearing regarding the proposed ordinance.

RESOLUTION #07-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for public hearing for June 26, 2007 @ 6:00 P.M. as reviewed.

MOTION BY: Charles Poindexter

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

PENHOOK GREENBOX SITES

Larry Moore, Assistant County Administrator, advised the Board on March 21, 2006, the Board authorized the purchase of large containers/tubs to be rotated and placed at various locations within the County providing extended service to citizens within the County. The containers are placed at a site on Friday and removed on Tuesday. Basically, the citizens of ten (10) approved locations within the County have large tubs available ten (10) weeks a year verses four (4) weeks a year previously.

It has been requested that an additional site be added to the original list of sites.

RECOMMENDATION:

Staff requests the Board's direction as to providing additional large containers/tubs at Penhook. Staff recommends that the only option is to contract with Franklin Container Services at a cost of \$80.00 per container pulled. Staff would need direction as to number of tubs and frequency. Funds would have to be transferred from contingency funds to cover costs. General discussion ensued. The Board stated they did not have any problems with a schedule change (rotation of sites between Penhook and Glade Hill) after the current schedule is complete.

COUNTY CODE SECTION 1-14, 1-15 & 1-17/COURTHOUSE SECURITY

Richard E. Huff, II, County Administrator, advised the Board pursuant to State Code Section 17.1-281 and Section 42.1-70, total assessments authorized by the County in a civil action pursuant to this section shall not exceed four dollars (\$4.00). County Code Sections 1-14. Assessment of Additional costs in civil actions for support of law library, 1-15. Assessment of additional costs in criminal or traffic cases for support of courthouse maintenance and 1-17. Provision Local Courthouse Security may be increased as follows:

COUNTY CODE SECTION	COURT SYSTEM	PRESENT FEE	PROPOSED FEE
Section 1-14	Circuit	\$4.00	\$4.00(No Change)
Section 1-14	General District	\$3.00	\$4.00 (\$1 increase)
Section 1-15	Circuit	\$2.00	\$4.00 (\$2 increase)
Section 1-15	General District	\$2.00	\$4.00 (\$2 increase)
Section 1-17	Circuit	\$5.00	\$10.00 (\$5 increase)
Section 1-17	General District	\$5.00	\$10.00 (\$5 increase)
Section 1-17	J & D	\$5.00	\$10.00 (\$5 increase)

Pursuant to State Code Section 53.1-120, effective July 1, 2007, Senate Bill 1082 will increase the cap of the Courthouse Security Fee from \$5.00 to \$10.00 as the maximum amount to be assessed as part of the criminal or traffic court costs against a convicted defendant. Most, if not all, localities passed a local ordinance authorizing this fee when it was established in 2002. Franklin County indeed adopted an ordinance for said purpose during the May 16th, 2002 Board meeting.

The following table is offered for Board review reflecting the existing amount of revenue collected for Fiscal Year 2005-2006, Fiscal Year 2006-2007 year to date and with a revenue projection for Fiscal Year 2007-2008:

FISCAL YEAR	LAW LIBRARY	COURTHOUSE MAINTENANCE	COURTHOUSE SECURITY
<i>FY' 2005-2006</i>	\$15,401.00	\$13,750.00	\$37,254
<i>FY' 2006-2007 YTD</i>	\$11,035.00	\$9,808.00	\$29,642
<ul style="list-style-type: none"> Proposed Additional Revenue/Effective July 1, 2007 	(*\$4,000.00)	(*\$27,500.00)	(*\$71,140.80)

RECOMMENDATION:

Staff respectfully requests Board authorization to advertise for public hearing during the Board's Tuesday, June 26th, 2007 @ 6:00 P.M. meeting to consider the proposed amendments to County Code Sections 1-14, 1-15, and 1-17 as submitted with an effective date of July 1st, 2007. Additional funds will be held in a reserve account for additional security upgrades proposed for the Courthouse.

(RESOLUTION #08-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for public hearing for the proposed changes.

MOTION BY: Wayne Angell
 SECONDED BY: Charles Poindexter
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

SUMMER PLANNING RETREAT

Richard E. Huff, II, County Administrator, advised the Board Friday, July 13th, 2007 @ Ferrum College from 9:00 until 5:00 will be the scheduled Board Retreat. The Board concurred.

Selected topics of consideration as follows:

- Sewer in Westlake to Bridgewater Corridor
- Additional Water Projects-Scruggs Peninsula, Union Hall
- Fire/rescue Station Planning
- 220 Corridor Plan-Scope Of Work
- Excess Vehicles

Excessive People in Dwellings
Zoning / Subdivision Ordinance Update Process
Telecommunication Towers

OTHER MATTERS BY SUPERVISORS/APPOINTMENTS

THE FOLLOWING TERMS EXPIRE 6/30/2007:

Library Board (4-Year Term)

- o Gills Creek District
- o Blue Ridge District

Patrick Henry Community College (4-Year Term)

- o Citizen Appointment

Recreation Commission (3-Year Term)

- o Blackwater District
- o At Large Member

Roanoke Valley-Alleghany Regional Commission (3-Year Term)

- o BOS Representatives

West Piedmont Business Development Center Board (3-Year Term)

- o Citizen Appointment

Western Piedmont Disabilities Services (3-Year Term)

- o Citizen Appointment

Western Va. Workforce Development Board (3-Year Term)

- o Citizen Appointment

Appointments will be placed on the June Board agenda.

WORDING FOR PROFFERS/CONDITIONS DURING PUBLIC HEARINGS

Discussion was held on a different approach for wording of proffers/conditions for petitions during public hearings for Board review prior to voting. General discussion ensued.

MARINE FIRE PUBLIC SAFETY TONES

Russ Johnson, Gills Creek District Supervisor, requested the staff to check with dispatch on the Marine Fire Department not receiving their emergency tones simultaneously. Mr. Huff advised the Board he would check with public safety and dispatch on the concern and report back to the Board.

CLOSED MEETING

(RESOLUTION #09-05-2007)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-3, Acquisition or Disposition of Land & a-7, Consult with Legal Counsel, of the Code of Virginia, as amended.

MOTION BY: Charles Poindexter

SECONDED BY: Russ Johnson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

MOTION: Russ Johnson

SECOND: Leland Mitchell

RESOLUTION: #10-05-2007

MEETING DATE May 15th, 2007

WHEREAS, the Franklin County Board of Supervisors has convened an closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act: and

WHEREAS, Section 2.2-3712(d) of the Code of Virginia requires a certification by this Franklin County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were

identified in the motion convening the closed meeting were heard, discussed or considered by the Franklin County Board of Supervisors.

VOTE:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn, & Angell

NAYS: NONE

ABSENT DURING VOTE: NONE

ABSENT DURING MEETING: NONE

Chairman Angell adjourned the meeting.

W. WAYNE ANGELL
CHAIRMAN

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR