

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, JUNE 21, 2011, AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM LOCATED IN THE GOVERNMENT CENTER, 1255 FRANKLIN STREET, SUITE 104, ROCKY MOUNT, VIRGINIA.

THERE WERE PRESENT: Charles Wagner, Chairman
Russell Johnson, Vice-Chairman
Ronnie Thompson
David Cundiff
Wayne Angell left at 4:30 P.M.
Leland Mitchell
Bobby Thompson

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

Charles Wagner, Chairman, called the meeting to order.

Invocation was given by Supervisor Bobby Thompson.

Pledge of Allegiance was led by Supervisor Russ Johnson.

ROBERT "BOB" DOWD – RESOLUTION OF APPRECIATION
RESOLUTION OF APPRECIATION

WHEREAS, Robert W. "**Bob**" Dowd, began his distinguished career with West Piedmont Planning District Commission as senior planner in 1977 and was promoted to executive director in 1987; and

WHEREAS, Bob has provided **34 years** of untiring public service to the citizens of Franklin County through his work as the Executive Director for the West Piedmont Planning District Commission, and

WHEREAS, Bob has faithfully, unselfishly, and steadfastly given of his time and talents to serve all of Franklin County, irrespective of the status of any individual, and

WHEREAS, his tireless energy, dedication, impeccable character and loyalty have served Bob to become an invaluable resource to Franklin County, and

NOW, BE IT THEREFORE RESOLVED, by the Board of Supervisors to honor and recognize Robert W. "**Bob**" Dowd, for his invaluable contributions and exemplary service to the citizens of Franklin County, and extend their very best collective wishes to him on this occasion marking his retirement, and

BE IT LASTLY RESOLVED, that on the occasion of his retirement as of June 30, 2011, the Franklin County Board of Supervisors expresses sincere appreciation to Bob for his dedication and faithful service to the West Piedmont Planning District Commission and the citizens of our community and wish him much health, happiness and enjoyment in the years to come.

PUBLIC COMMENT:



CONSENT AGENDA
APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – MAY 17 & JUNE 13, 2011
APPROPRIATIONS

<u>DEPARTMENT</u>	<u>PURPOSE</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Public Safety	Additional Fire Programs Funds	30 0147	\$275
Utility	DEQ Payment on Wirtz Road	50 0186	\$92,977
	Water Line (reimbursement)		

Clerk of Court	Additional Part-Time Funds	2106	1003	\$1,335
Clerk of Court	State Technology Funds	2106	7003	\$37,218
Sheriff	Insurance Payment	30	0017	\$1,000
Sheriff	DARE Donation	3102	5423	\$500
Parks and Rec	Waid Park Land Rental Funds	30	0027	\$2,739
	Received			
Landfill Capital Account	Set Aside Funds for Stream			\$500,000
	Mitigation			
	Total			\$636,044

Transfers Between Funds, Departments, Capital Accounts

Public Safety	Volunteer Reserve Funds	3602	9121	(256,802.00)
	Station Construction Capital			
Public Safety	Account	30	0042	256,802.00
To move Volunteer Reserve Funds from the General Fund to the Capital Fund				
Economic Development	Industrial Development	8105-	5901	(175,000.00)
Economic Development	Capital Set Aside	30	0007	175,000.00
To move remaining Economic Development funds to the Capital Fund				
General Properties	General Fund Accounts	4302-		(190,074.00)
General Properties	Capital Set Aside	30-	0006	190,074.00
To move remaining General Property funds to the Capital Fund				

COURTHOUSE SECURITY

Section 4.4 of the Franklin County Strategic Plan relates to the subject of jail and courts security. **This summary and associated recommendations deal primarily with the Courthouse.**

The Franklin County Courthouse located at 275 South Main Street in Rocky Mount, Virginia was originally constructed in 1909. The four story Courthouse has seen many upgrades and three (3) major additions since that time. The most recent renovation occurred in 2007 in and around our Circuit Courtroom. The Courthouse serves three individual courts and their associated clerks offices.

The Juvenile and Domestic Relations court is located on the ground floor. The General District Court is located on the first floor and the Circuit Court is located on the third floor. In addition, the Courthouse provides office space for the Commonwealth Attorney's office as well as a State Police satellite office.

In 2010, both the Commissioner of Revenue and the County Treasurer were relocated from the Courthouse to the new Government Center at 1255 Franklin Street. A major consideration for this move was that of minimizing the number of non-court patrons to the building. Those same moves have resulted in empty spaces of approximately 5,053 square feet which continue to be vacant.

In recent months, a committee was established for the purpose of discussing existing conditions in and around the Franklin County Courthouse. This committee is comprised of the three sitting judges and their perspective clerks. In addition, Mr. Charles Wagner, Sheriff Hunt, Commonwealth Attorney Cliff Hapgood and Fran Elgin of the J&D court services unit participate. Mediators for the group are Mike Thurman and Amanda Carter, County staff members.

While the group has discussed a wide range of issues, the overwhelming consensus was the fact that we must strive to provide a safe and secure environment for all Courthouse employees as well as visitors to the facility.

Among the items of most concern is that the Courthouse is currently served by six public entrances. These entrances lack “screening stations” thus allowing unlimited access to virtually all levels of the Courthouse.

No comprehensive alarm system is installed in the building at this time and only limited areas have any type of fire protection (sprinkler) systems. The building also has little in the way of a video surveillance system (VSS).

In addition to the concerns of the committee, it should be noted that the Courthouse was recently deemed to be in non-compliance with the Virginia Courthouse Facility Guidelines and a review by the Virginia Sheriff’s Association outlined many of the same concerns.

RECOMMENDATION:

A safe Courthouse environment is composed of three basic components:

Physical (lighting, barriers, locks, etc.)

Electronic (intrusion sensors, CCTV, access control and fire alarms)

Operational (guards, procedures, management, etc.)

While staff, users and the initial reviews have identified many concerns, the best risk assessment may be by means of a subjective evaluation by an expert relating to Courthouse security. Such an evaluation needs to be thorough but not necessarily “redundant” on what is already known. A thorough understanding of the existing conditions which affect both operations and building code requirements should be gained. Additionally, prior to recommending any short or long-term security measures, a programming phase should be conducted. The programming phase would include interviews of all key courthouse users (Judges, Clerks, Sheriff, and Commonwealth Attorney). These interviews would ascertain the future growth and expansion plans into the currently vacated portions of the courthouse and, evaluate the current operational protocol for the transfer of individuals in custody to court and, the processing of the general public into the courthouse to either courtrooms or specific business interface with the clerks.

Once the above information is understood, a conceptual diagrammatic plan and recommendations can be developed which will consider the future expansion in addition to building code and Courthouse protocol requirements. Cost Estimates for both building improvements and security measures will also be developed.

It is therefore requested that the Board authorize staff to enter into discussion with the firm of Thompson and Litton Architects for the purpose of performing an assessment of issues relating to security in and around the Franklin County Courthouse.

Thompson and Litton is currently the “lead architect” for the 100,000+ square foot Montgomery County Courthouse (which is currently under construction). They have proven to have other courthouse related experience and the firm is among those approved in October 19, 2010 by the Board for “Occasional Engineering Services for General Facilities Consulting”.

Funding for this Phase I assessment is available in capital account 3000-025-0055-7026 (Courthouse Security) and the estimated cost is \$16,792.00.

BID APPROVAL FOR FORK MOUNTAIN FIRE TRUCK

In April this year the Board of Supervisors authorized the advertisement of bids from vendors to replace a fire department tanker for the Fork Mountain Volunteer Fire Department. That bid process has been completed. The vehicle to be purchased will replace two vehicles in that department, a 1982 Chevrolet tanker, and a 1998 Freightliner tanker. The 1998 Freightliner tanker is still serviceable and will be reallocated to the Ferrum Fire Department in order to retire a 1985 Chevrolet pumper that is currently in service.

The Fork Mountain tanker to be replaced has been in service for 29 years and is equipped with a 1000 gallon steel tank and a 250 gallon-per-minute fire pump. Removing this truck from service was considered a priority by the district chiefs as well as Public Safety administration during a 2008 review of county fire and EMS apparatus. The 1998 Freightliner tanker currently assigned to Fork Mountain, will be reclassified as an engine and reassigned to the Ferrum Fire Department for service. This allows Ferrum to surplus the 1985 Chevrolet Pumper that is still in service. Removing vehicles with more than 25 years service is considered a priority as it improves firefighter safety. These older vehicles do not offer the same safety features that are found in apparatus manufactured after 1991. Public Safety has met with officers of the Ferrum Fire

Department regarding this vehicle reassignment. The officers in Ferrum support this project and will remove their truck from service.

In May, bid notifications were sent to manufacturers with copies of the county fire tanker specifications. Two vendors returned bid packages. On May 23, 2011 the bids were opened with the following bids submitted:

- Slagles Fire & Equipment Supply \$376,337
- Atlantic Emergency Solutions \$383,441

For comparison, the last county tanker purchased was in July 2009 for use in the Glade Hill Fire Department. That vehicle was purchased for \$357,600. The \$18,737 difference in cost is primarily due to the emissions standards changes on the International 2010 chassis that will be used on this vehicle.

Representatives from Fork Mountain Fire Department and Public Safety have met to review each bid package submitted. Both packages meet NFPA guidelines as well as the specifications outlined for this project. Funds to purchase the tanker for Fork Mountain have already been allocated, and are available in the county CIP budget in line item 3000-023-0147-7005.

RECOMMENDATION:

Staff respectfully recommends that the Board of Supervisors approve the purchase of the fire tanker apparatus from Slagles Fire & Emergency Equipment.

TOWN OF BOONES MILL REQUEST FOR SURPLUS PROPERTY

In the spring of 2010 the Franklin County Government Center opened at 1255 Franklin Street in Rocky Mount. In March of that year, the Board of Supervisors held its first official meeting at this location in the new Board meeting room.

The former Board meeting room, located in the Courthouse continues to be used by various County Departments and other groups for occasional meetings, training sessions, etc. However, the DIAS (semi-circled table) and the fixed seating actually limits the use of the room for certain functions.

Recently, the Town of Boones Mill purchased the former "Continental Homes" property on Boones Mill Road. Among other things, their immediate plan is to relocate their Municipal Operations to this site.

The Town of Boones Mill has made the request that the Board of Supervisors consider the donation of the Boards' old meeting table and fixed seating to that locality. These furnishings will be used in the new Council Chambers.

RECOMMENDATION:

Staff recommends that the Board of Supervisors agree to the donation of the former Board of Supervisors table and fixed seating to the Town of Boones Mill. Mr. Frith has viewed these items and it has been confirmed that the measurements, etc. are such that these will work in their new Council meeting room. It should be further noted that they agree to provide all labor, etc. to remove the items to their site.

TOBACCO EDUCATION GRANT APPLICATION

The Franklin Center is partnering with Southside Community College Foundation to obtain funds to offset GED Test costs, which will include:

1. scholarships for test fees (increase from \$45 to \$70 per test, as of July 1st),
2. a marketing fund to increase awareness and target numbers of certificates
3. funding to increase availability of testing throughout the partner regions.

The Franklin Center for Advanced Learning and Enterprise seeks funding from the TIC to support GED testing services and increase availability of testing opportunities through testing scholarships and marketing of the GED. This joint partnership is a pilot project in the West Piedmont / Southside Region, which has also been funded for the Southwest Region for the past several years.

Scholarship applicants will be required to pass a Practice GED Test before being awarded a scholarship to take the Official GED Test.

The total project cost is estimated at \$75,000. The Franklin Center (West Piedmont) and Southside partners will provide an in-kind match of approximately \$7,500 to support these expanded credentialing efforts.

RECOMMENDATION:

The Franklin Center for Advanced Learning and Enterprise-Virginia Workforce Center respectfully requests approval from the Franklin County Board of Supervisors to make joint application and request funds in the amount of \$75,000 from the Virginia Tobacco Indemnification and Community Revitalization Commission to support the expansion of GED Testing in the West Piedmont - Southside Region.

CENTER AT THE LAKE – TOBACCO COMMISSION APPLICATION

Center at the Lake is applying to the Tobacco Commission - Special Projects for an EIGHT HUNDRED THOUSAND DOLLARS (\$800,000) grant to purchase the land, develop the infrastructure, and pay for the Engineering of the facility for the Center at the Lake's venue WHICH will be located at Westlake in Franklin County. It is the intention of Center at the Lake to apply next year to the Tobacco Commission for a one million two hundred thousand dollar grant (\$1,200,000.00) to be applied towards the construction of the facility. Center at the Lake is designed for and will market to the Smith Mountain Lake Regions (Bedford, Pittsylvania, and Franklin County) and its primary service footprint consisting of sixteen (16) nearby Virginia Counties and five (5) neighboring states. The Impact Study, partially funded by the County, strongly suggests that this is a viable project with every chance of immediate success. The Sustainability study, indicated three areas of potential concern and all three have been responded to, i.e., agreeing to the immediate hiring of an experienced leader for the project, expanding the Board and its reach deeper into the neighboring Counties, and including more Franklin County individuals and organizations on the board and into the project.

Center at the Lake respectfully requests approval of its application to the Tobacco Commission from the Franklin County Board of Supervisors.

APPROVAL OF FY'2011-2012 APPROPRIATION ORDINANCE

ANNUAL RESOLUTION OF APPROPRIATION OF THE COUNTY OF FRANKLIN FOR THE FISCAL YEAR ENDING JUNE 30, 2012

A resolution to appropriate designated funds and accounts from specified estimated revenues for FY 11-12 for the operating budget and the Capital Improvements Program for the County of Franklin and to authorize and empower County officers to expend funds and manage cash assets; and to establish policies under which funds will be expended and managed.

The Franklin County Board of Supervisors does hereby resolve on this 21st day of June, 2011 that, for the fiscal year beginning on July 1, 2011, and ending on June 30, 2012, the following sections are hereby adopted.

- Section 1. The cost centers shown on the submitted table labeled Appropriations Resolution, Exhibit A, are hereby appropriated from the designated estimated revenues as shown on the submitted table labeled Appropriations Resolution, Exhibit B.
- Section 2. Appropriations, in addition to those contained in this general Appropriations Resolution, may be made by the Board of Supervisors only if deemed appropriate and there is available in the fund unencumbered or unappropriated sums sufficient to meet such appropriations.
- Section 3. The School Board and the Social Services Board are separately granted authority for implementation of the appropriated funds for their respective operations. By this resolution the School Board and the Social Services Board are authorized to approve the transfer of any unencumbered balance or portion thereof from one classification of expenditure to another within their respective funds in any amount.
- Section 4. The County Administrator is expressly authorized to approve transfers of any unencumbered balance or portion thereof from one classification of expenditure to another within the same cost center for the efficient operation of government.

- Section 5. All outstanding encumbrances, both operating and capital, at June 30, 2011 shall be reappropriated to the FY 2011-2012 fiscal year to the same cost center and account for which they are encumbered in the previous year.
- Section 6. At the close of the fiscal year, all unencumbered appropriations lapse for budget items other than those involving ongoing operational projects, or programs supported by grants or County funds, which must be preapproved by the County Administrator or his designee. Such funds must be applied to the purpose for which they were originally approved.
- Section 7. Appropriations previously designated for capital projects will not lapse at the end of the fiscal year but shall remain appropriated until the completion of the project if funding is available from all planned sources, or until the Board of Supervisors, by appropriate ordinance or resolution, changes or eliminates the appropriation. Upon completion of a capital project, the County Administrator is hereby authorized to close out the project and return to the funding source any remaining balances. This section applies to all existing appropriations for capital projects at June 30, 2011 and appropriations as they are made in the FY11-12 Budget. The County Administrator is hereby authorized to approve construction change orders to contracts up to an increase not to exceed the budgeted project contingency and approve all change orders for reduction of contracts.
- Section 8. The approval of the Board of Supervisors of any grant of funds to the County shall constitute the appropriation of both the revenue to be received from the grant and the County's expenditure required by the terms of the grant, if any. The appropriation of grant funds will not lapse at the end of the fiscal year but shall remain appropriated until completion of the project or until the Board of Supervisors, by appropriate resolution, changes or eliminates the appropriation. The County Administrator may increase or reduce any grant appropriation to the level approved by the granting agency during the fiscal year. The County Administrator may approve necessary accounting transfers between cost centers and funds to enable the grant to be accounted for in the correct manner. Upon completion of a grant project, the County Administrator is authorized to close out the grant and return to the funding source any remaining balance. This section applies to appropriations for grants outstanding at June 30, 2011 and appropriations in the FY 11-12 Budget.
- Section 9. The County Administrator may reduce revenue and expenditure appropriations related to programs funded all or in part by the Commonwealth of Virginia and/or the Federal Government to the level approved by the responsible state or federal agency.
- Section 10. The County Administrator is authorized to make transfers to the various funds for which there are transfers budgeted. The County Administrator shall transfer funds only as needed up to amounts budgeted or in accordance with any existing bond resolutions that specify the matter in which transfers are to be made.
- Section 11. Appropriations are hereby authorized for the Courthouse Maintenance Fund, the Forfeited Assets Program Fund, the Law Library Fund, the E911 Fund, Debt Service Fund and the Utility Fund equal to the total cash balance on hand at July 1, 2011, plus the total amount of receipts for the fiscal year 2011-2012.
- Section 12. The Treasurer may advance monies to and from the various funds of the County to allow maximum cash flow efficiency. The advances must not violate County bond covenants or other legal restrictions that would prohibit an advance.

- Section 13. All procurement activities with funds appropriated herein shall be made in accordance with the County purchasing ordinance and applicable state statutes.
- Section 14. It is the intent of this resolution that funds be expended for the purpose indicated in the budget; therefore, budgeted funds may not be transferred from operating expenditures to capital projects or from capital projects to operating expenses without the prior approval from the Board of Supervisors. Also, funds may not be transferred from one capital project to another without the prior approval of the Board of Supervisors.
- Section 15. The County Administrator is authorized, pursuant to State statute, to issue orders and checks for payments where funds have been budgeted, appropriated, and where sufficient funds are available. A listing of vendor payments shall be presented to the Board of Supervisors not less frequently than monthly.
- Section 16. Subject to the qualifications in this resolution contained, all appropriations are declared to be maximum, conditional and proportionate appropriations – the purpose being to make the appropriations payable in full in the amount named herein if necessary and then only in the event the aggregate revenues collected and available during the fiscal year for which the appropriations are made are sufficient to pay all the appropriations in full. Otherwise, the said appropriations shall be deemed to be payable in such proportions as the total sum of all realized revenue of the respective funds is to the total amount of revenue estimated to be available in the said fiscal year by the Board of Supervisors.
- Section 17. All revenues received by an agency under the control of the Board of Supervisors or by the School Board or by the Social Services Board not included in its estimate of revenue for the financing of the fund budget as submitted to the Board of Supervisors may not be expended by said agency under the control of the Board of Supervisors or by the School Board or by the Social Services Board without the consent of the Board of Supervisors being first obtained, and those sums appropriated to the budget. Any grant approved by the Board for application shall not be expended until the grant is approved by the funding agency for drawdown. Nor may any of these agencies or boards make expenditures which will exceed a specific item of an appropriation.
- Section 18. Allowances out of any of the appropriations made in this resolution by any or all County departments, commissions, bureaus, or agencies under the control of the Board of Supervisors to any of their officers and employees for expense on account of the use of such officers and employees of their personal automobiles in the discharge of their official duties shall be paid at the same rate as that established by the State of Virginia for its employees and shall be subject to change from time to time to maintain like rates.
- Section 19. All previous appropriation ordinances or resolutions to the extent that they are inconsistent with the provisions of this resolution shall be and the same are hereby repealed.
- Section 20. This resolution shall become effective on July 1, 2011.

APPROPRIATIONS RESOLUTION EXHIBIT A

**County of Franklin
Adopted Expenditures (Excluding Capital Outlay)
Fiscal Year 2011-2012**

General Government Administration

Board of
Supervisors

\$ 329,644

Family Resource
Center
Aging Services

\$ 176,066
354,482

General and Financial Administration

11,044,533

County Administrator	385,359		
Commissioner of Revenue	528,622	Parks, Recreation and Cultural	
Reassessment	150,000	Parks and Recreation	897,580
Treasurer	485,621	Library Administration	<u>850,878</u>
Finance	279,276		1,748,458
Risk Management	352,210	Community Development	
Human Resources	117,882	Planning Agencies	540,966
Information Technology	961,108	Planning & Community Development	544,743
Registrar	<u>248,306</u>	Economic Development	467,840
	<u>3,838,028</u>	GIS and Mapping	163,074
		Franklin Center	191,860
Judicial Administration		Tourism Development	95,000
Circuit Court	92,113	Virginia Cooperative Extension	<u>90,055</u>
General District Court	8,074		<u>2,093,538</u>
Magistrate	1,575		
Juvenile and Domestic Rel Court	16,650	Nondepartmental	787,601
Clerk of the Circuit Court	605,771		
Sheriff – Courts	491,288	Transfers to Other Funds	
Juvenile Court Services	447,735	Schools - Operations	27,629,908
Commonwealth Attorney	<u>678,366</u>	Schools - Debt Service	2,856,997
	<u>2,341,572</u>	Schools - Canneries	32,986
		County Capital: School CIP	1,766,705
Public Safety		Utilities	453,998
Sheriff - Law Enforcement	2,947,757	Debt Service	1,767,833
Correction and Detention	4,941,222	County Capital: County CIP	2,015,501
Building Inspections	398,954	E911	<u>1,054,098</u>
Animal Control	256,493		
Public Safety	<u>2,969,363</u>	Subtotal	<u>37,578,026</u>
	<u>11,513,789</u>		
		Total General Fund	<u>73,815,405</u>
Public Works			
Road Viewers	450	Other Funds:	
Public Works	238,699	E911	1,119,598
Solid Waste and Recycling	1,530,198	Debt Service	1,767,833
General Buildings and Grounds	<u>1,100,513</u>	Law Library	12,000
	<u>2,869,860</u>	Courthouse	
		Maintenance	12,000
Health and Welfare		Utilities	460,998
Health Department	330,000	Forfeited Assets	25,000
Community Services	169,688	Schools	<u>77,352,227</u>
Social Services	5,555,992		
CSA	4,458,305		
			<u>\$ 154,565,061</u>

APPROPRIATIONS RESOLUTION EXHIBIT B

County of Franklin Adopted Revenues Fiscal Year 2011 - 2012

Real Estate	\$ 35,612,265	Shared Expenses Sheriff	\$ 2,855,000
Public Service Corp	720,000	Shared Expenses Comm of Revenue	150,000
Personal Property	6,461,730	Shared Expenses Treasurer	140,000
Machinery and Tools	513,308	Shared Expenses Registrar	50,000
Merchants Capital	584,722	Shared Expenses Clerk of Court	350,000
Penalties and Interest	449,000	Shared Expenses Jail Costs	134,000
		Public Assistance Grants	4,340,476
Sales Tax	3,494,400	VJCCCA Grant	21,200
Communications Tax	2,350,000	Family Resources Grants	148,944

Consumer Utility Taxes	975,000	Comprehensive Services Grant	2,932,750
County Business License	4,400	Selective Enforcement Grant	0
Franchise License Tax	225,000	Franklin Center Grants	63,000
Motor Vehicle Decals	1,207,000		
Bank Stock Taxes	125,000		
Tax on Deeds	450,000	Personal Property Tax Relief	2,626,618
Hotel/Motel Trans Occupancy Tax 2%	39,000		
Hotel/Motel Trans Occupancy Tax 3%	59,000	Library Grants	151,520
Meals Tax	825,000	Recordation Taxes - State	195,000
		Aging Services Grants	229,299
Licenses and Fees	340,000	Grantor Tax on Deeds	130,000
		Drug Enforcement Grants	36,328
Court Fines and Costs	15,600	Park Land - Pymt in Lieu of Tax	16,750
Interest on Bank Deposits	875,000	Fund Balance	<u>756,705</u>
Rent, Miscellaneous	300,000		
		Total General Fund	<u>73,815,405</u>
Clerk of Court Fees	155,000		
Commonwealth Attorney Fees	2,500	Capital Fund	3,782,206
Off Duty Pay for Sheriff Deputies	25,000	Asset Forfeiture Fund	25,000
Care of Prisoners	9,000	E911 Fund	1,119,598
Animal Control Fees	4,500	Law Library	12,000
Landfill Fees	620,000	Debt Service Fund	1,767,833
Aging Services Local Revenue	19,500	Utilities	460,998
Family Resource Center Donations	27,500	Courthouse Maintenance Fund	<u>12,000</u>
Recreation Fees	60,000	Total - Other Funds	<u>7,179,635</u>
EMS Billing Revenue	850,000		
Library Fines and Fees	30,000		
Franklin Center Fees	4,000	Schools:	
Sale of Maps and Code	5,000	Local	3,291,196
		State	35,015,526
Recovered Costs	415,390	Federal	8,507,860
		County	30,486,905
Motor Vehicle Carriers Tax	37,000	Canneries	<u>50,740</u>
		Total School Funds	<u>77,352,227</u>
Mobile Home Titling Tax	80,000		
Motor Vehicle Rental Tax	28,000		
Shared Expenses Comm Attorney	490,000		
*****			<u>\$ 158,347,267</u>

NEW FUND BALANCE POLICY

The Governmental Accounting Standards Board (GASB) recently issued Statement Number 54, Fund Balance Reporting and Governmental Fund Type Definitions. Franklin County must implement this new statement for the fiscal year ending June 30, 2011.

Statement Number 54 establishes a new hierarchy of fund balance classifications and clarifies the definitions of existing governmental fund types. The new standard only applies to funds which are reported on the modified accrual basis of accounting. The definitions of the five possible fund balance classifications are contained in the submitted policy. Undesignated fund balance will now be titled "Unassigned fund balance". The County will continue to maintain an unassigned fund balance that is 10% of the County's total net budget.

RECOMMENDATION:

Staff respectfully requests the Board's approval of the submitted fund balance policy.

Franklin County, Virginia Fund Balance Policy

I. Purpose

The Board of Supervisors of Franklin County is dedicated to maintaining an appropriate level of fund balance sufficient to mitigate current and future financial risks and to ensure stable tax rates; and, therefore, formally establishes this policy for the County's

Fund Balance. This policy also authorizes and directs the Finance Director to prepare financial reports which accurately categorize fund balance as required by GASB Statement No. 54, *Fund Balance Reporting and Governmental Fund Type Definitions*.

II. Components of Fund Balance

Fund balance is the difference between the assets and liabilities reported in a governmental fund. The following five fund balance classifications describe the relative strength of the spending constraints placed on the purposes for which the resources can be used:

- Non-spendable fund balance – amounts that are not in spendable form (such as inventory and prepaid assets) or are required to be maintained intact (corpus of a permanent fund);
- Restricted fund balance – amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation;
- Committed fund balance – amounts constrained to specific purposes by a government itself, using its highest level of decision-making authority; to be reported as committed, amounts cannot be used for any other purpose unless the government takes the same highest level action to remove or change the constraint;
- Assigned fund balance – amounts a government intends to use for a specific purpose; intent can be expressed by the governing body or by an official or body to which the governing body delegates the authority; for all funds except the general fund, assigned fund balance is the residual fund balance classification;
- Unassigned fund balance – amounts that are available for any purpose; positive amounts are only reported in the general fund.

III. Committed Fund Balance Policy

The Board of Supervisors is the County's highest level of decision-making authority and the formal action that is required to be taken to establish, modify, or rescind a fund balance commitment is a resolution approved by the Board of Supervisors. The resolution must either be approved or rescinded, as applicable, prior to the last day of the fiscal year for which the commitment is made. The amount subject to the constraint may be determined in the subsequent period.

IV. Assigned Fund Balance Policy

The Board of Supervisors has authorized the County's Finance Director as the official authorized to assign fund balance to a specific purpose as approved by this fund balance policy.

V. Minimum Unassigned Fund Balance Policy

The County will maintain an unassigned fund balance in the general fund equal to 10% of the adopted net county budget. The net County budget is defined as the total County budget less transfers between funds. The County considers a balance of less than 10% to be cause for concern, barring unusual or deliberate circumstances.

VI. Resource Flow Policy

When fund balance resources are available for a specific purpose in more than one classification, it is the County's policy to use the most restrictive funds first in the following order: restricted, committed, assigned, and unassigned as they are needed.

CDBG GRANT/SOLUTION MATRIX

Franklin County has obtained a Community Development Block Grant from the Department of Housing and Community Development to assist in the construction of water and sewer facilities for Solution Matrix. The total grant award is \$220,841.

As security for the project, the County must provide DHCD with an irrevocable letter of credit, bond or other guaranteed form of security in the amount of the CDBG investment. A letter of credit would cost the County 1% of the amount of the grant per year or a total of \$4,417 for the anticipated grant period of two years. Another option the County can provide would be a

certificate of deposit in the amount of the grant that would be pledged to DHCD along with a pledge and assignment of deposits. There would not be a cost to the County for the certificate of deposit.

RECOMMENDATION:

Staff respectfully requests the Board’s approval of the attached resolution demonstrating the County’s desire to escrow the entire grant award into a pledged certificate of deposit.

**RESOLUTION
IRREVOCALBE SECURITY FOR CDBG FUNDS
COMMUNITY DEVELOPMENT BLOCK GRANT 11-CED-02**

WHEREAS, On June 22, 2011, the Virginia Department of Housing and Community Development completed a contract negotiation with Franklin County for a community improvement grant and,

WHEREAS, the DHCD grant is to assist Franklin County in the immediate construction of water and sewer infrastructure necessary to allow Solution Matrix, Inc. to develop a 4.1 acre site in the Franklin County Commerce Center located off Route 220 South that would employ at least 29 persons including at least 51% of whom are low and moderate income persons.

NOW, THEREFORE, BE IT RESOLVED, the Franklin County Board of Supervisors agree to escrow the entire grant award and provide DHCD with this resolution stating that the funds will be held in escrow until the required benefits have been achieved.

ROBERT KING SPECIAL ENTERTAINMENT PERMIT/ SEPTEMBER 10, 2011

Robert King is requesting Board approval for their Special Entertainment Permit set for Saturday, September 10, 2011. In the past, the Board has granted approval for the completed permit and setting a property bond in the amount of \$10,000.00 to be posted with the County Administrator (10) days prior to the day the festival is to begin per County Code Section 3-80.

With all of the required County departments signing off on the proposed Special Entertainment Permit, the application is in order and Mr. King has executed the required property bond in the amount of \$10,000 (as in the past years set by the Board) per County Code Section 3-80. Mr. King has remitted the filing fee of \$100.00 per County Code Section 3-83.

RECOMMENDATION:

Staff requests Board approval on the proposed Special Entertainment Permit for Robert A. King for Saturday, September 10, 2011.

(RESOLUTION #02-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned consent agenda items as presented above and the Board will table Item #8 (New Fund Balance Policy) until the July meeting.

MOTION BY: Russ Johnson
SECONDED BY: David Cundiff
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

VDOT/MERRIMAN COVE/LANDFALL DRIVE

Lisa Gibson, Engineer, VDOT, presented the following resolution for the Board’s consideration:

**Merriman Cove
Landfall Drive – Route 1469
RESOLUTION**

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 Land Use 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 Land Use Engineer for the Virginia Department of Transportation.

Project/Subdivision Merriman Cove

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 for cuts, fills and drainage, as required, is hereby guaranteed:

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

Street Name and/or Route Number:

Landfall Drive, State Route Number 1469

Old Route Number: 0

From: Intersection of route 666 To: cul de sac, a distance of: 0.16 miles. Recordation Reference: PB

Right of Way (Feet) 50'

(RESOLUTION #03-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the aforementioned resolution for Merriman Cove/Landfall Drive as submitted.

MOTION BY: Russ Johnson

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

VODT ON-GOING PROJECTS:

Lisa Gibson, Engineer, VDOT, presented the following update on ongoing VDOT projects:

Construction Projects:

Fork Mountain Emergency Crossover: Contractor has completed the grading and paving. We are in the process of reviewing the guardrail installation, once we have review and concurrence from Regional Operations we will open the crossover for emergency use (hopefully this will be resolved by the June 21st meeting).

Route 919 Grassy Hill Road Right/Left Turn Lane (it is part of the bigger Route 220 safety project for Roanoke, Franklin and Henry) and the fixed completion date is October 28, 2011. Contractor has begun work and should complete by end of June.

Route 635 Bonbrook Mill Road Right/Left Turn Lane (it is part of the bigger Route 220 safety project for Roanoke, Franklin and Henry) and the fixed completion date is October 28, 2011. As per contract work can not start until it will not conflict with other work at Route 220 bridge over Blackwater River. Anticipate work to begin once they complete the Right Turn Lane onto Grassy Hill Road (Route 919).

Diamond Avenue Drainage Project: State Force/Hired Equipment project to replace multiple 24" cmp with box culvert, and raising grade of roadway, to reduce flooding. Due to environmental permit issues (log perch) we cannot start work until after July 1. We plan to start the work around the first of August and have the work completed prior to Nov 1, 2011.

Route 220 Bridge Deck Overlay Blackwater River – work is underway and should be completed by the August 12, 2011 fixed completion date.

Route 643 bridge superstructure replacement (Hickman) – work should be completed by the August 12, 2011 fixed completion date.

Wades Gap Road – All roadway work is completed and road is surfaced (Project Complete).

Valley View Road – All roadway work is completed and road is surfaced (Project Completed).

Blue Bend Road (From Grassy Hill to 0.7 miles East) – Work underway, plan to complete grading by end of June, with road being surface-treated around mid August.

Leaning Oak (from Bethlehem Road to Honeybee Trail) – Work on grading roadway should start around the middle of July and end around mid August, with the road being surface-treated around mid August.

Rural Rustic Projects –Endicott Hill Road, Wright Road, Adney Gap Road and Blankenship Road. Our plan is to have these roads graded and surfaced-treated prior to Nov 1, 2011.

Route 641 Bridge (Callaway) – Road closed on June 20th, will be re-opened within 45 days. Project is to replace superstructure (ARRA – stimulus project).

Greenhouse Road – PE work is scheduled to start within the next few months, adv date 2013
Colonial Turnpike Bridge (Route 718 – UPC 55471) – Ad date will be revised with new SYIP
Rural Rustic Projects – Leaning Oak (From Honey Bee Lane to existing hard surface), Blue Bend Road (From 0.7 miles East Grassy Hill to Jamestown Road) and Fralins Road are still on schedule to be completed under contract by Nov 1, 2012.

Scruggs Road Route 616 right turn lane onto Route 122 – PE work should start in the next few months, current ad date is 2015, we are looking to advance construction ad date if possible.

Big Oak Lane (Rural Addition) – Hope to start work around 1st of October and surface-treat prior to Nov 1, 2011. Our ability to begin construction, and ultimately finish the roadway, prior to the end of this year construction cycle will depend on how we progress through the rural rustic projects. This roadway, as we have let everyone know from the beginning, is at the end of the list of roads for us to try and get constructed this season.

CARRYOVER ENERGY & LAND FUNDING

Lee Cheatham, Director of Business & Finance, School System, presented the following request for the Board's consideration to approve the following two carryover funding requests for the FY'2011-2012 as follows:

- | | |
|--|------------------|
| 1. Energy Fund – Electricity, Transportation Fuel and Heating Fuel
(Previously approved by the Franklin County Board of Supervisors on 6/15/10.) | <u>\$418,128</u> |
| 2. Purchase of Additional Acreage Adjacent to an Existing School
(Previously approved by the Franklin County Board of Supervisors on 6/19/07, 6/17/08, 6/16/09, and 6/15/10.) | \$ <u>50,000</u> |

These two carry over items will be funded from funds that will remain unspent from 2009-10 and 2010-11.

General discussion ensued.

(RESOLUTION #04-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to deny the request and place the \$418,128 into a separate County account to hold for energy costs reserves.

MOTION BY: Russ Johnson
SECONDED BY: Ronnie Thompson

Mr. Johnson withdrew his motion.

(RESOLUTION #05-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to table the request and delay action for the requested carryover energy and land funding request until the end of the fiscal year (July 2011) when all carryover funds are brought forth for Board review and consideration.

MOTION BY: Bobby Thompson
SECONDED BY: Russ Johnson
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson Johnson, & Thompson
NAYS: Cundiff & Wagner
ABSENT: Angell

APPROPRIATION FOR ADULT EDUCATION REGIONAL PROGRAM FOR FY'2011-2012

Lee Cheatham, Director of Business & Finance, School System, presented the following request to an increase in the School's FY' 2011-12 appropriation for Federal and State grant funds as follows:

Revenues:

State Regional Adult Education - GAE Grant (A)	68,144.00
State Regional Adult Education - Race to GED Grant (A)	75,000.00
State Regional Adult Education Program - Assessment Specialist Grant (A)	50,000.00
State Regional Adult Education Program - Manager Grant (A)	92,500.00
State Regional Adult Education Program - ABE Corrections & Institutions Grant (A)	19,569.00
State Regional Adult Education Program - ABE Grant (A)	453,794.00
State Regional Communities for Opportunities - CFO Grant (A)	25,000.00
State Regional Expanded GED Grant (A)	10,000.00
State Regional EL Civics Grant (A)	<u>141,123.00</u>
Total Revenues	<u><u>\$935,130.00</u></u>

Note: A. Franklin County Public Schools is the fiscal agent for the State Regional Adult Education Program for Franklin County, Henry County, Pittsylvania County, Martinsville City, and Patrick County Public Schools so funds are received and are passed through to these school divisions.

This total is estimated to be \$935,130.00.

Expenditures:

Instruction - Adult Education Regional Program	<u><u>\$935,130.00</u></u>
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(RESOLUTION #06-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the requested appropriation in the amount of \$935,130.00 as presented.

MOTION BY: Wayne Angell

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

LINE OF DUTY ACT

Vincent Copenhaver, Director of Finance, advised the Board the Line of Duty Act was created in 1966 and provides a death benefit to public safety employees killed in the line of duty and insurance benefits for those disabled and their dependents. Until recently, this was a benefit administered and funded by the State of Virginia.

Line of Duty benefits includes the following:

- Death benefit of \$100,000
- Death benefit of \$25,000 if within 5 years of retirement
- Continuation of Health Insurance Benefits for disabled employee, surviving spouse and/or dependent children

Effective July 1, 2011, the cost of Line of Duty benefits will shift from the State to the employing local government agency, which will be responsible for funding the cost of all active claims for health care benefits and future claims for death and health care benefits. The County will have until June 30, 2012 to decide irrevocably whether to pay for its LODA benefits by making contributions to a trust fund to be administered by the Virginia Retirement System, or to pay for LODA benefits through some other way outside of VRS.

Local governments and authorities have only a few options available to fund all liabilities associated with Line of Duty:

- Purchase coverage from the line of Duty Fund managed by the Virginia Retirement System
- Opt out of the Line of Duty Fund and individually self-fund
- Opt out of the Line of Duty Fund and group self-fund through the Virginia Association of Counties Group Self Insurance Risk Pool (VACORP)

FISCAL IMPACT:

Attachment A shows the comparison of costs between the Virginia Retirement System Line of Duty Act Fund and the Virginia Association of Counties group self insurance risk pool. By

choosing the VACO option, the County will save approximately \$127,354 over the next four fiscal years. The option to individually self-insure would require the need to budget reserves for future claims based on actuarial valuation. Because of the requirement to fund these reserves, this option would be the most costly option for the County.

The County has \$60,000 appropriated in the adopted FY'11-12 budget to pay for the line of duty program. If the County chooses the VACORP option, then the cost for FY'11-12 will be approximately \$40,688.

RECOMMENDATION:

Staff respectfully requests the Board to adopt the submitted resolution (*Attachment B*) to opt out of the VRS Line of Duty Act Fund and authorize the County Administrator to sign an agreement with VACORP to group self-fund line of duty through VACORP.

Attachment A

**Franklin County
Line of Duty Act
Fiscal Impact by Year of Various Alternatives**

Number of Franklin County Paid Staff: 136
 Number of Franklin County Volunteers: 231

FY11-12	Virginia Retirement System	Total VRS Cost	Virginia Association of Counties	Total VACO Cost
Rates:				
Full-Time Employees	233.89	31,809.04	210.00	28,560.00
Volunteers	58.47	13,506.57	52.50	12,127.50
		<u>45,315.61</u>		<u>40,687.50</u>
FY12-13				
Full-Time Employees	365.70	49,735.20	220.50	29,988.00
Volunteers	91.43	21,120.33	77.18	17,828.58
		<u>70,855.53</u>		<u>47,816.58</u>
FY13-14				
Full-Time Employees	503.33	68,452.88	231.53	31,488.08
Volunteers	125.83	29,066.73	104.19	24,067.89
		<u>97,519.61</u>		<u>55,555.97</u>
FY14-15				
Full-Time Employees	642.47	87,375.92	243.10	33,061.60
Volunteers	160.62	37,103.22	145.86	33,693.66
		<u>124,479.14</u>		<u>66,755.26</u>
Total Four Year Cost		<u>338,169.89</u>		<u>210,815.31</u>

Total Four Year Savings: \$127,354.58

RESOLUTION

Irrevocable Election Not to Participate in Line of Duty Act Fund

WHEREAS, pursuant to Item 258 of the Appropriations Act, paragraph B, the Virginia General Assembly has established the Line of Duty Act Fund (the "Fund") for the payment of benefits prescribed by and administered under the Line of Duty Act (Va. Code § 9.1-400 et seq.); and

WHEREAS, for purposes of administration of the Fund, a political subdivision with covered employees (including volunteers pursuant to paragraph B2 of Item 258 of the Appropriations Act) may make an irrevocable election on or before July 1, 2012, to be deemed a non-participating

employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and

WHEREAS, it is the intent of Franklin County to make this irrevocable election to be a non-participating employer with respect to the Fund;

NOW, THEREFORE, IT IS HEREBY RESOLVED that Franklin County hereby elects to be deemed a non-participating employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and it is further

RESOLVED that the following entities,

- Franklin County Sheriff's Department
- Franklin County Department of Public Safety
- Franklin County Public Safety Cadre
- Franklin County Rescue Squad
- Ferrum Rescue Squad
- Glade Hill Rescue Squad
- Callaway Rescue Squad
- Snow Creek Rescue Squad
- Fork Mountain Rescue Squad
- Red Valley Rescue Squad
- Scruggs Rescue Squad
- Ferrum Fire Department
- Glade Hill Fire Department
- Callaway Fire Department
- Snow Creek Fire Department
- Boones Mill Fire and EMS Department
- Fork Mountain Fire Department
- Burnt Chimney Fire Department
- Scruggs Fire Department
- Henry Fire Department

to the best of the knowledge of Franklin County, constitute the population of its past and present covered employees under the Line of Duty Act; and it is further

RESOLVED that, as a non-participating employer, Franklin County agrees that it will be responsible for, and reimburse the State Comptroller for, all Line of Duty Act benefit payments (relating to existing, pending or prospective claims) approved and made by the State Comptroller on behalf of Franklin County on or after July 1, 2010; and it is further

RESOLVED that, as a non-participating employer, Franklin County agrees that it will reimburse the State Comptroller an amount representing reasonable costs incurred and associated, directly and indirectly, with the administration, management and investment of the Fund; and it is further

RESOLVED that Franklin County shall reimburse the State Comptroller on no more than a monthly basis from documentation provided to it from the State Comptroller.

Adopted in Franklin County, Virginia this 21st day of June, 2011.

Authorized Signature- Title

(RESOLUTION #07-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned resolution as presented.

MOTION BY: Wayne Angell

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

VRS PLAN 2 EMPLOYEES PARTICIPATION

Vincent Copenhaver, Director of Finance, presented information relative to VRS Plan 2 provisions (effective July 1, 2010), school divisions and political subdivisions may pick up some or all of the 5 percent member contribution on their employees' behalf. Franklin County as well as the Franklin County Schools elected to continue paying the 5 percent member contribution on all full time employees. If we desire to change the percentage paid by the County, then an updated resolution would need to be submitted to VRS by July 1, 2011 and would impact all employees hired since July 1, 2010. The County's retirement rate will remain the same for FY'11-12 at 14.15% but is scheduled to increase to 18.98% in FY'12-13 although the General Assembly may determine the County could pay a less expensive rate. Current School retirement rates are 11.33% for professional employees and 13.01% for paraprofessionals. The Schools do not know what their rate may go to in FY'12-13.

The VRS Plan 2 provisions permit each county, city, town, local public school board or other local employer to pick-up, in whole or in part (in 1 percent increments), the 5 percent member contribution as an additional benefit not paid as salary. Any portion of the member contribution paid by an employee is on a pre-tax salary reduction basis and must be made on a uniform basis for all Plan 2 employees. If a change were made for Plan 2 employees than approximately 21 replacement employees hired since last July 1, 2010 would be impacted as well as all new full time positions hired after this July 1. An example of what a Plan 2 employee would pay is shown below:

Annual Salary: \$30,000
 1% = \$300
 2% = \$600
 3% = \$900
 4% = \$1,200
 5% = \$1,500

FISCAL IMPACT:

The savings to the County from passing along the 5% employee contribution to the Plan 2 employees is estimated to be \$26,000 for FY'11-12 and \$26,000 for those employees hired in the current fiscal year. The Schools would save approximately \$70,000 in FY11-12 and \$70,000 for those employees hired in the current fiscal year. The Schools have decided against requiring that Plan 2 employees begin paying the 5% employee contribution because of the hiring disadvantage this would create with other School divisions in the region.

The full retirement contribution is budgeted for next fiscal year.

RECOMMENDATION:

Staff remains concerned about School employees and non School employees being treated differently, especially as it relates to employees hired after July 1, 2010. Staff respectfully requests that the Board not pass along the 5% employee contribution to County Plan 2 employees. Staff will continue to monitor this situation as it is discussed further by the General Assembly and as the County learns more about its' future VRS contribution rates.

(RESOLUTION #08-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the following:

- Everyone in Plan 2 will begin paying the 5% beginning this July.
- The County will only hold harmless those employees hired since last July and the hold harmless provision will only be for FY11-12.
- New employees that come after this July 1 will pay the 5% and **not** be held harmless

MOTION BY: David Cundiff

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Thompson & Wagner

NAYS: Johnson

THE MOTION PASSED WITH A 6-1 VOTE.

DENTAL INSURANCE INCREASE

Vincent Copenhaver, Director of Finance, presented the Health and Dental insurance renewals were presented to the Board during their May 17, 2011, Board meeting. The dental insurance proposal from Delta Dental presented a renewal quote with a 3.7% increase for a one year renewal. Passing the premium increase to County employees will result in the following monthly increases:

- **Employee only \$1.06**
- **Employee Child \$1.64**
- **Employee Spouse \$1.70**
- **Family \$3.24**

The Board graciously agreed to fund the health insurance premium increase so that none of the premium increase would be passed along to County employees. Since the May meeting, staff has been unclear of the Board's direction concerning the increase in the dental insurance premium. \$7,140 would be the additional funds required should the Board choose to cover the entire increase of the dental insurance premiums.

RECOMMENDATION:

Staff respectfully requests the Board's direction concerning the funding for the increase in dental insurance premiums for FY'11-12.

(RESOLUTION #09-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to pick up the dental insurance premium increase for all county employees in the amount of \$7,140 and to be appropriated from the Board's contingency account.

MOTION BY: Ronnie Thompson

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

CDBG GRANT FOR SOLUTION MATRIX

Vincent Copenhaver, Director of Finance, requested Board authorization to allow the County Administrator to execute pertinent documents for Solutions Matrix.

(RESOLUTION #10-06-2011)

BE IT THEREFORE RESOLVED by the Board to authorize the County Administrator to sign any and all documents pertaining to the Community Development Block Grant, 11-CED-02, including but not limited to the letter of credit or surety bond, and the Agreement between the County and the Virginia Department of Housing and Community Development.

MOTION BY: Wayne Angell

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

SOCIAL SERVICES IV-E POSITION UPDATE

Deborah Powell, Director, Social Services, presented an update for the Franklin County Department of Social Services requested addition of a Human Services Assistant (HSA) position to its staff in February 2011. The position was approved by the Franklin County Board of Supervisors and the HSA will begin her employment on June 20, 2011. The need for the position was urgent and needed to assist in managing the Title IV-E Foster Care program. This program is one-hundred percent federally funded for eligible foster children and brings revenues of over \$1 million to the County each year. Franklin County was facing the potential of losing funding due to errors in case records for the program as found in the IV-E Program Review Report.

This position cost the County no additional funds for the current fiscal year, as the Department of Social Services had funds available due to vacancies. The entire cost for salary and benefits for FY'2011-2012 would be approximately \$36,000 with a funding match from the state of 63%. The local share would be \$13,320 and the state share \$22,680.

This staff person will be housed in the "Annex" building and be supervised by the Foster Care Social Work Supervisor. This position will be the liaison between foster care staff and eligibility staff. A checklist for each case has been developed and this worker will be responsible for making sure all needed documentation from the parents, courts, placements/foster homes, social workers and eligibility worker is available to determine the child's eligibility and to meet all Federal/State documentation guidelines. Franklin County Department of Social Services currently has 96 foster children in care of which 55 are Title IV-E eligible. The HSA will be responsible for making sure that each eligible case meets all Federal and State documentation guidelines as well as monitor any new foster care cases to start the eligibility process.

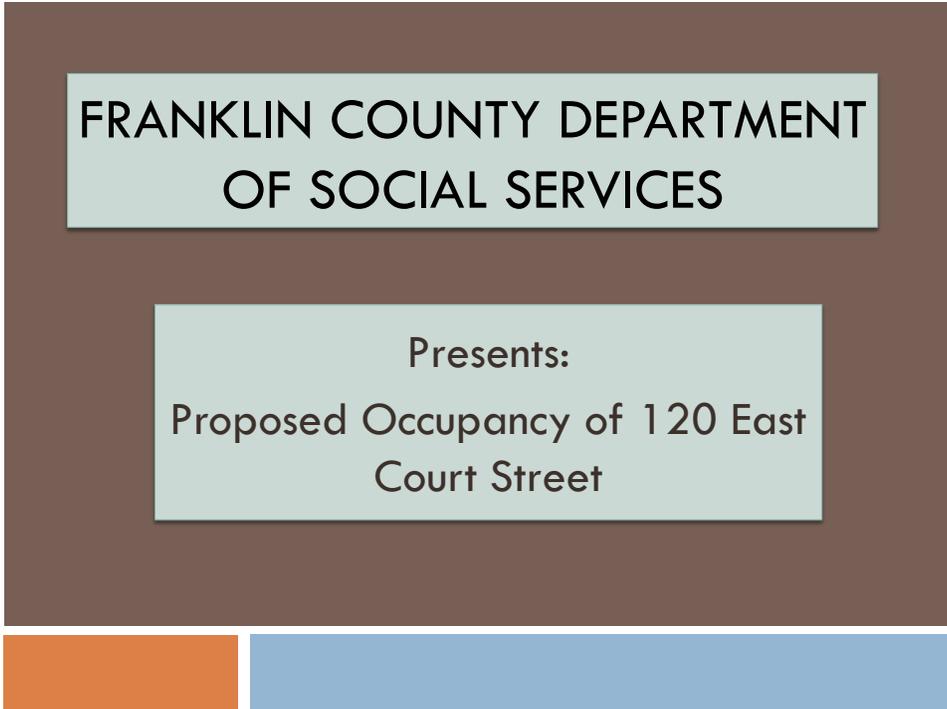
STAFFING RECOMMENDATIONS FOR FY'12

Deborah Powell, Director, Social Services, shared with the Board the following breakdown of positions approved during the FY'2011-2012 budget year.

SIX FULL TIME POSITIONS	ONE PART TIME POSITION	
Social Worker	Office Associate	
Social Worker		
Social Worker		
Social Worker Supervisor		
Benefit Program Specialists		
\$93,188.73 Local County Cost	\$151,789.27 State/Federal Revenue	\$244,978.00 Total Costs

SPACE NEEDS RECOMMENDATION/SOCIAL SERVICES

Deborah Powell, Director, Social Services, presented the following PowerPoint for the Board’s consideration:



SPACE NEEDS

The Current Space Needs of The Franklin County Department of Social Services Far Exceed the Actual Space Occupied

After an official Space Study was completed in 2009 several details emerged

- Actual Square Footage Occupied = 11,918 (60 FTE)
- Actual Square Footage Needed = 19,186 (60 FTE)
- Projected Staff Need = 21,608 (65.5 FTE)

120 East Court Street Specifications

- 9,600 SF
 - 3,000 SF of Office Space
 - 6,600 of Open Space
- FCDSS Current SF 11,918 + 9,600 = **21,518 Total SF**
- Small portion of this Space currently being used by the Sheriff's Department

Space Shortage Concerns

- Difficulties in Meeting and Maintaining Fire Code
- Difficulties in Meeting and Maintaining ADA Standards
- Difficulties in Meeting and Maintaining Health and Safety Issues (IE: Slips, Trips & Falls) for Both Staff and Clients
- Work Efficiencies
- Inability to House Additional Staff, including Seasonal, Contracts, Volunteers, Interns and any additional Full Time Staff.
- Inability to Maintain Proper Record Keeping Policies Due to increasing Caseloads and the Records that go with them.

Temporary Relief

The 120 East Court Street Building can provide a temporary relief of several issues until further studies can be completed.

- ▣ Current Critical Need for Staff Housing
- ▣ Current Critical Need for Monitored Family Visitation
- ▣ Current Critical Need for Service Intake Space
- ▣ Current Critical Need for File/Record Storage
- ▣ Current Need for Staff Meeting/Training Space
- ▣ Current Need for Foster Parent Meeting/Training

120 East Court Street Building Logistics

Reception

- ▣ The “Annex” will be closed to all Public Traffic. Therefore, reception will be moved to the 120 East Court Street Building.
 - ▣ This increases security to the “Annex” the building where the majority of the Social Workers are housed
- ▣ Mail, Documents and Supplies will continue to flow through our courier system that is already being utilized.

120 East Court Street Building Logistics

Family Visitation and Intake

- ▣ Will be moved to the 120 East Court Street Building where rooms will be larger, more accessible, more “Family Oriented”
- ▣ Due to the location multiple visits can occur at one time.
- ▣ Security will be increased through the layout of the building

120 East Court Street Building Logistics

Meeting Space

- The 120 East Court Street Building will offer a small conference room for meetings. This also allows for the Conference room at the other buildings to be utilized for Space Relief.
- The 120 East Court Street Building has a much needed “Training Space” that can be utilized for Full Staff, Foster Parent Training, Staff Training and a possible alternative to staff *traveling* for training.

120 East Court Street Building Logistics

Storage

- The 120 East Court Street Building will offer a large amount of Storage Space. This also allows for the Current Storage Space at the other buildings to be utilized for Space Relief.
 - ▣ This allows us to Meet and Maintain several Safety Concerns.
 - Fire Code
 - ADA Compliance
 - Safety Plan – Slips, Trips and Falls.
 - ▣ This allows us to Meet and Maintain Proper Record keeping Guidelines

120 East Court Street Building Logistics

Possible Cost

- Utilities
- Additional Equipment
 - ▣ Copier
 - ▣ Monitoring Equipment
 - ▣ Phone
 - ▣ Data Lines
- Janitorial - \$0 (County Inmates)
- Moving Costs - \$ 0 (County Inmates)

120 East Court Street Building Logistics

- This Move will Relieve Current pressure
- No Contracts/ Lease Involved
- Close Proximity to Courts, County Government Building and “Annex”. Short Drive to the Building located on 220.
- A Supervisory presence will be maintained in all buildings.

General discussion ensued.

(RESOLUTION #11-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize the requested move into the 120 East Court Street Building (former Library) as presented.

MOTION BY: Wayne Angell

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

U. S. HOUSE OF REPRESENTATIVES/LINDA HUTSON GREEN

Charles Wagner, Chairman introduced Linda Hutson Green, District Director, from the Honorable Robert Hurt’s office.

LANDFILL/STREAM MITIGATION DISCUSSION

Larry Moore, Assistant County Administrator, stated in 2003 a low water bridge was built along with associated 300 feet of stream and wetlands construction so that the ability to access the new landfill cells could be accomplished. Since 2003, staff and their engineering consultants (Earth Environmental and Joyce Engineering) have worked with the Department of Environmental Quality (DEQ); Corp of Engineers (CORPS) and numerous other regulatory agencies on meeting the requirements necessary for development.

Since 2007, streams have been identified, mapped and dedicated during the permitting process. Issues involved wetlands delineation, intermittent streams that could be impacted and mitigation requirements. Permitting required testing for stream quality, identification of potential mitigation areas and possible preservation areas on site. Regulations require that wetlands and streams disturbed during a building process must by permit be “mitigated” which means that the net loss of the wetlands or stream must be replaced. Initially it was estimated that Franklin County would need 1700 credits to meet the CORPS requirements of replacing the disturbed wetlands/streams. Immediately, the DEQ advised that it would be very difficult to use wetlands for stream credits and further advised that any stream credits would probably not count for significant credit compared to the expense of creating and maintaining an alternative. Bottom line was that DEQ would not allow stream and wetland mitigation to be combined or allow them to offset our credit needs.

In January 2008, both EEC and Joyce met and looked at potential options and how best to meet DEQ requirements for stream credits including removal of the pond at Sontag Recreation Park. Further analysis found that DEQ would not be satisfied with this mitigation. We then met with the Franklin County Soil and Water Conservation to discuss innovative approaches to working with the farming community to assist in their stream mitigation issues. We found we could not engage the soil and water folks since easements would have to be placed on both sides of a stream as a buffer and in perpetuity. Our intention was to retain our Franklin County dollars and benefit our County citizens. Franklin County also contacted MeadWestvaco and various citizens regarding property located in the Pigg River watershed that may qualify as compensation.

Based on the calculations tentatively approved by DEQ and the CORPS, it has been determined that Franklin County needs approximately 3,000 credits as the result of streams or wetlands to be disturbed during the new landfill construction. At \$400 per credit based on current Virginia Aquatic Trust Fund rates, this means that DEQ and the CORPS started with the premise that Franklin County should write a check for \$1.2 million.

After several years of surveying, mapping, engineering, numerous meetings and negotiations Franklin County has obtained agreements for easements with landowners contiguous to the Franklin Commerce Center and has obtained DEQ/CORPS approvals to utilize County owned property at the Sontag Recreation Park. However, the County will have to relocate the Disk Golf course outside of the easement areas. This relocation will result in a savings to the County of approximately \$160,000. In addition to Sontag Recreational Park property we have negotiated with DEQ & CORPS for credits within the Commerce Park on property owned by Franklin County, McAirlands and Roanoke Electric Steel. In order to utilize these credits DEQ & CORPS requires deed restrictions to be placed on the easements on the property adjacent to the streams. Typically these easements range from 100 to 200 feet on either side of the creek. McAirlands and Roanoke Electric Steel have agreed to place deed restrictions on their property within the proposed easement areas. In total we have been able to received tentative approval from the DEQ & CORPS for approximately 1,800 of the 3000 credits needed to move forward with finalizing our permits and constructing the landfill. We are currently at a point where it appears further analysis and negotiation will result in little or no financial benefit and will cost the County substantially in consulting time and fees with no guaranteed agreement with DEQ/CORPS. Staff and our consultants have determined that due to the inability to move negotiations forward, it is imperative that permits be issued authorizing the County to begin construction. Failure to move forward could result in the County seeking an alternative disposal of solid waste estimated at upwards of \$4 million dollars annually, as calculated by our consultant Joyce Engineering. At the present time it is projected the existing landfill will reach full capacity in early 2013 based on a recent flyover in February 2011. This timeline could be shortened if the County were to have a disaster such as a tornado which would force more waste to the landfill and therefore shorten the life capacity of the existing landfill.

RECOMMENDATION:

Subsequent to a joint meeting with DEQ, CORPS, EEC, Joyce and County staff on June 1, 2011, staff met with our consultants (EEC & Joyce) and feel that due to the attached memorandums from the Environmental Protection Agency (EPA), DEQ and CORPS the best the County can expect to receive is approximately 1,800 credits from County provided preservation and enhancement leaving a balance needed by the County of 1,200 credits or approximately \$500,000.

Staff respectfully requests the Board's consideration and approval to finalize negotiations with DEQ and the CORPS in this regard, authorize the County Administrator to advertise and accept bids for the purchase of wetland/stream mitigation credits from an approved credit bank and to execute all necessary agreements on behalf of the County which provide payment for the purchased credits from an approved credit bank that meets appropriate guidelines established by the DEQ and CORPS. It is estimated that the County financial exposure will be a little less than \$500,000. The final determination will be based on credit bank availability and purchase cost of \$350 to \$400 per credit. Funds are currently available in the landfill Capital Improvement Plan (CIP) and were anticipated when the budget was proposed.

(RESOLUTION #12-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to accept staff's recommendation submitted for the landfill/Stream Mitigation.

MOTION BY: Wayne Angell

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Thompson & Wagner

NAYS: Johnson

WESTLAKE LIBRARY ROOM NAMING

David Wiseman, Chairman, Library Board, stated both Bonnie Johnson and Jim Morrison have worked to establish the Westlake Library. Bonnie was the first chairman of the Capital Campaign Committee (CCC) when it was formed four years ago. She wrote letters to individuals, businesses and organizations requesting donations. She recruited volunteers to prepare books for the shelves and organized used book sales to benefit the Westlake Library. She recruited Sonya Richie to serve as volunteer coordinator and helped establish this program. Volunteers

have put in thousands of hours of work at the library over the years . After stepping down as chair of the CCC, she served as liaison with the Friends of the Library. She was in constant contact with various officials about the library needs of the Westlake community. In a joint program with the Bedford Library, she arranged for bestselling author David Baldacci to speak at the Trinity Ecumenical Parish. Bonnie remains active with the Westlake Library.

Jim Morrison was an original member of the CCC and became its chairman after Bonnie Johnson stepped down. He has worked to promote the library and raise money. He has arranged for various authors to speak at the Westlake Library. He has combined fundraising efforts with library programs and involved community groups and businesses in those efforts. He has provided publicity for the book sales, helped to unpack boxes of books, and often worked the entire two-day sale. He helped to plan and bring to reality the donor recognition display and plaques. Mr. Morrison continues to volunteer at the Westlake Library on a regular basis.

Both Jim and Bonnie are goodwill ambassadors for the Westlake Library. They have secured space at the Trinity Ecumenical Parrish for programs when anticipated attendance would exceed the capacity of the library's meeting room. Teaming with Stan Smith, Bonnie and Jim have located space throughout the community for the storage of used books for the sales. To date, the CCC has raised approximately \$150,000 to purchase materials and equipment for the library.

The Franklin County Library Board has requested that the community room at the facility be named in honor of Bonnie Johnson and Jim Morrison.

RECOMMENDATION: The Library Board of Trustees requests the Board of Supervisors to accept the Library Boards request and so honor Bonnie Johnson and Jim Morrison with the naming of the room.

(RESOLUTION #13-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve staff's recommendation as submitted.

MOTION BY: Russ Johnson

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

ROANOKE VALLEY SUSTAINABILITY CONSORTIUM STEERING COMMITTEE APPOINTMENTS

Richard E. Huff, II, County Administrator, requested an appointment from the Board to serve on the steering committee. Mr. Huff stated the Technical Committee has chosen a name for the grant; which is "*The Partnership for a Livable Roanoke Valley: Our Economy, Environment, and Community*".

The Steering Committee will meet four (4) times a year on the third Wednesday during Feb/May/August/November-time to be set at a later date.

The Steering Committee will guide the entire process, including the development, review, and adoption of the plan, as well as the guidance and oversight of the Technical and Stakeholder Committees. The Steering Committee shall be composed of the following members:

- ***Local Governments-one appointed representative and one alternate from each of the following Counties of Botetourt, Craig, Franklin, and Roanoke, as well as the Cities of Roanoke and Salem***
- ***Roanoke Valley Alleghany Regional Commission (RVARC)-one appointed representative from its governing body***
- ***Roanoke Valley Area Metropolitan Planning Organization (RVAMPO)-one appointed representative from its governing body***
- ***Council of Community Services (CCS)-one appointed representative from its Board of Directors***
- ***Virginia Western Community College (VWCC)-the VWCC President or his/her designee***
- ***Western Virginia Water Authority (WVWA)-one appointed representative from its governing body***
- ***Virginia Department of Transportation (VDOT) one appointed representative from the Commonwealth Transportation Board***
- ***Stakeholder Committee Chairperson***

(RESOLUTION #14-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint Bobby Thompson to serve on the Roanoke Valley Sustainability Consortium Steering Committee.

MOTION BY: Russ Johnson

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

(RESOLUTION #15-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint Ronnie Thompson to serve as an alternate on the Roanoke Valley Sustainability Consortium Steering Committee.

MOTION BY: David Cundiff

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

STORMWATER MANAGEMENT

Russ Johnson, Gills Creek District, Supervisor, stated he had met with Neil Holthouser, Director of Planning and Community Development and shared with him deadlines and pertinent information regarding the stormwater management regulations update.

CLOSED MEETING

(RESOLUTION #16-06-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-1, Personnel, of the Code of Virginia, as amended.

MOTION BY: David Cundiff

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

MOTION: Bobby Thompson

SECOND: David Cundiff

RESOLUTION: #17-06-2011

MEETING DATE June 21, 2011

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, Thompson, Cundiff, Angell, Johnson, Thompson & Wagner

NAYS: NONE

ABSENT DURING VOTE: NONE

ABSENT DURING MEETING: NONE

Chairman Wagner recessed the meeting for the previously advertise public hearings as follows:

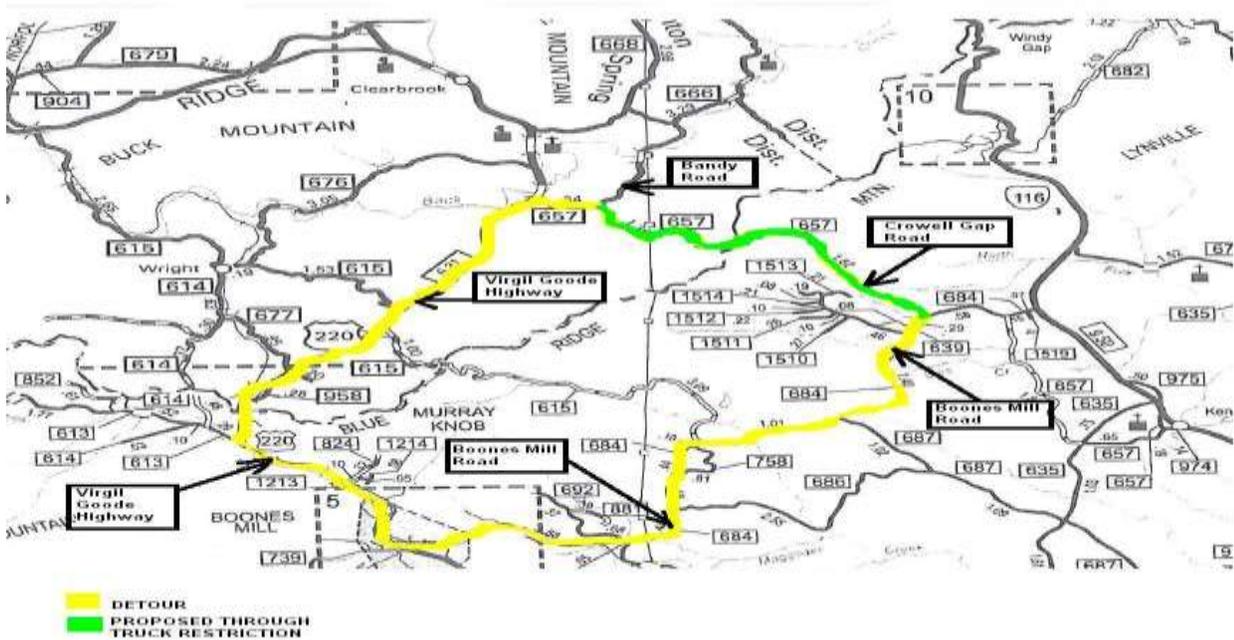
PUBLIC NOTICE

Notice is hereby given pursuant to Section 46.2-809 of the Code of Virginia (1950), as amended, that the Franklin County Board of Supervisors will conduct a public hearing on **Tuesday, June 21, 2011 @ 6:00 P.M.**, at the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia 24151. The purpose of this hearing is to consider restricting truck, truck and trailer, or semi-trailer combinations on Route 657 (Crowell Gap Road).

The truck, truck and trailer, or semi-trailer combinations restriction is proposed for Route 657 (Crowell Gap Road) beginning at the intersection of Route 684 (Boones Mill Road) traveling west on Route 657 (Crowell Gap Road) and ending at the intersection of Route 666 (Bandy Road) with the termini to termini distance equaling approximately 3.2 miles.

The alternate route proposed is Route 684 (Boones Mill Road) beginning at the intersection of Route 657 (Crowell Gap Road) traveling south to Route 220 (Virgil Goode Highway/Franklin

Road), then traveling north to Route 657 (Crowell Gap Road), then traveling east to intersection of Route 666 (Bandy Road) with termini to termini distance equaling approximately 12.1 miles.



The public hearing was opened:

Mrs. Lisa Cooper, Senior Planner/Long Range Planning Manager presented to the Board of Supervisors a presentation for the advertised public hearing on a proposed "Full" truck restriction for Crowell Gap Road. She also stated that the road is located in the Boone District of Franklin County and also that a portion of the road was located in Roanoke County. She further stated that staff had been working with Roanoke County and VDOT staffs to make sure both counties are in agreement with this proposal-and both localities are. "Full" truck restriction means as stated in Section 46.2-809 of the Code of Virginia that the restriction would apply to truck, or truck and trailer, or semitrailer combination; except for a pickup or panel truck.

Mrs. Cooper stated that the map on the screen and the monitors in front of you show the path of the proposed restriction in green and the alternate route in yellow. The proposed restriction for Route 657 (Crowell Gap Road) will begin at the intersection of Route 684 (Boones Mill Road) traveling west on Route 657 (Crowell Gap Road) and end at the intersection of Route 666 (Bandy Road) with a distance of 3.2 miles.

She continued to state that the proposed alternate route is as follows: Route 684 (Boones Mill Road) beginning at the intersection of Route 657 (Crowell Gap Road) traveling south to Route 220 (Virgil Goode Highway/Franklin Road), then traveling north to route 657 (Crowell Gap Road), then traveling east to intersection of Route 666 (Bandy Road) with a distance equaling approximately 12.1 miles.

Mrs. Cooper stated for general information Roanoke County will be holding their public hearing on Tuesday, July 12th in their afternoon session. She stated that she would be happy to answer any questions or concerns. She also stated that Mr. Brian Blevins and Mrs. Lisa Gibson from VDOT were in the audience to answer any questions or concerns of the Board.

Mr. Larry Neuhs, resident of Crowell Gap Road, stated that he was in favor of the restriction. He stated that he and other neighbors also have to pull individuals out of ditches and help them navigate when they get stuck on the road. He further stated that five individuals had to sleep in their car one night this winter during one of the snows because they were stuck. He stated that individuals speed on the road, which causes problems, too.

The public hearing was closed.

(RESOLUTION #18-06-2011)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to adopt the following resolution regarding Crowell Gap:

REQUESTING THE DEPARTMENT OF TRANSPORTATION TO RESTRICT THROUGH TRACTOR TRUCK AND TRAILER OR SEMI-TRAILER COMBINATIONS ON ROUTE 687 (CROWELL GAP ROAD), BOONE & GILLS CREEK MAGISTERIAL DISTRICTS

WHEREAS, the Franklin County Board of Supervisors and the Roanoke County Board of Supervisors have studied the possibility of placing a through tractor truck and trailer or semi-trailer combinations restriction on Route 657 (Crowell Gap Road); and

WHEREAS, the through tractor truck and trailer or semi-trailer combinations restriction is proposed for Route 657 (Crowell Gap Road), beginning at the intersection of Route 684 (Boones Mill Road) and ending at the intersection of Route 666 (Bandy Road) with the termini to termini distance equaling approximately 3.2 miles; and

WHEREAS, the alternate route proposed is Route 684 (Boones Mill Road) beginning at the intersection of Route 657 (Crowell Gap Road) traveling south to Route 220 (Virgil Goode Highway), then traveling north to Route 657 (Crowell Gap Road), then traveling east to the intersection of Route 666 (Bandy Road) with the termini to termini distance equaling approximately 12.1 miles and WHEREAS, the alternate route has been found to be reasonable; and

WHEREAS, a public hearing has been held according to Section 46.2-809 of the Code of Virginia, 1950, as amended.

NOW, THEREFORE BE IT RESOLVED, that the Franklin County Board of Supervisors requests that the Virginia Department of Transportation restrict through tractor truck and trailer or semi-trailer combinations on Route 657 (Crowell Gap Road) beginning at the intersection of Route 684 (Boones Mill Road) and ending at the intersection of Route 666 (Bandy Road) with the termini to termini distance equaling approximately 3.2 miles; and

BE IT FURTHER RESOLVED that Franklin County will use its offices for enforcement on the proposed restriction in Franklin County.

MOTION BY: Ronnie Thompson

SECONDED BY: Russ Johnson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Johnson, Thompson & Wagner

ABSENT: Angell

PUBLIC HEARING

Notice is hereby given that on the **21st day of June, 2011 at approximately 6:00 P.M.**, in the Board of Supervisors Meeting Room located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to hold a public hearing to consider adopting an ordinance directing the acquisition for public use by condemnation of that parcel of land, being identified on the Franklin County land records as Tax Map #66-17, located at the intersection of Kemp Ford Road and Standiford Road, containing 1 acre, located north of the village of Union Hall, and reflected on the land records as being owned by Union Hall Baptist Church. The public use for which the property will be used is solid waste collection/green box site and the necessity results from the expected loss of the site currently used for the above purpose. This hearing is required by Section 15.2-1903(B) of the 1950 Code of Virginia, as amended.

Richard E. Huff, II, County Administrator, advised the Board Tax Map #66-17 is an approximate one acre parcel of land located at the intersection of Kemp Ford Road and Standiford Road located north of the village of Union Hall. It is reflected on the land records as being owned by Union Hall Baptist Church. The County has expressed interest in acquiring this parcel for use as a solid waste collection/greenbox site to replace a site currently located on Dillard's Hill Road on a parcel owned by American Electric Power. The AEP site is not owned by the County and may be lost to plans AEP has in the future and therefore a more permanent solid waste collection/greenbox site is desired to serve the residents in this area. The County has been unable to find any trustees or any other ownership interest for the former Union Hall Baptist Church. The building on the parcel is clearly in disrepair and has not been used for many, many, years.

In order to consider identifying the owners and to allow other concerned parties to speak, State Code provides for a process in Section 15.2-1903(B) whereby the governing body can, after holding a public hearing, adopt a resolution or ordinance approving the proposed public use and directing the acquisition of property for the public use by condemnation.

The County has been unable to identify the owners of this parcel of land and therefore seeks to petition the Court to condemn the land so that the County may acquire it for use as a solid waste collection/greenbox site. The proposed ordinance reads as follows:

Be it therefore ordained by the Franklin County Board of Supervisors to direct the County Attorney to acquire for public use by condemnation that parcel of land being identified on the Franklin County Land Records as Tax Map #66-17 located at the intersection of Kemp Ford Road and Standiford Road.

The identified public use for which the property will be used is as a solid waste collection/greenbox site to serve County residents.



RECOMMENDATION:

Staff recommends that following the public hearing, the Board of Supervisors adopt the proposed ordinance which will set into motion the process of having the County Attorney seek condemnation proceedings through the Court to acquire this property for the identified public use. No one spoke for or against the proposed condemnation.

The public hearing was opened.

Colby Brown, Attorney, presented the following facts regarding the 108 acres of which the Union Hall Baptist Church is located (known as the Jim Henry English Farm):

1904 – A deed to Walter Thomas English (Son of James & Betty English) from GW & Josephine Almond

1914 – A deed to Mollie B. English (Sister to Walter Thomas English) from James H. & Bettie M. English

1956 A partition suit filed by Russell Davis (Helen E. Owen vs. Elsie E. Tinnell)

1956 – A foreclosure on 108 acres and Worthy Glenwood Tinnell bought the land.

1968 – A deed from Harvey L. Perdue & Margaret P. Perdue to Connie Perdue (daughter) after foreclosure by Peoples National Bank.

The church was last used in 1980's. Mr. Brown stated after researching, he does not believe there is a deed to the Union Hall Baptist church.

John Musgrove, stated it was a very dangerous intersection for a dumpster site.

General discussion ensued.

(RESOLUTION #19-06-2011)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to table the advertised condemnation until August, 2011 with further research/negotiations to be conducted.

MOTION BY: David Cundiff

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Johnson, Thompson & Wagner

ABSENT: Angell

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M.**, on **Tuesday, June 21, 2011** in the Board of Supervisors Meeting Room located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the adoption of an ordinance establishing monetary bonuses for employees of local government pursuant to the provision of State Code Section 15.2-1508. The proposed ordinance amendment to Chapter 2-32 Compensation as follows:

B. All other officers, employees and agents of the county shall receive as compensation for their services such sums as may be appropriated therefore in the annual budget or in other ordinances from time to time; provided, that persons serving under contract with the county shall receive such compensation as may be provided in their respective contracts; and provided further, that any person whose compensation is fixed by state law or by a body other than the board of supervisors pursuant to state law shall receive such compensation as fixed by state law or pursuant to state law. In addition to such compensation, monetary bonuses to county officers and employees are authorized, and may be paid, from time to time, as authorized pursuant to resolution of the board.

Public hearing was opened.

No one spoke for the proposed ordinance.

Public hearing was closed.

(RESOLUTION #20-06-2011)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to approve the aforementioned amendment to Chapter 2-2 Compensation as follows:

B. All other officers, employees and agents of the county shall receive as compensation for their services such sums as may be appropriated therefore in the annual budget or in other ordinances from time to time; provided, that persons serving under contract with the county shall receive such compensation as may be provided in their respective contracts; and provided further, that any person whose compensation is fixed by state law or by a body other than the board of supervisors pursuant to state law shall receive such compensation as fixed by state law or pursuant to state law. In addition to such compensation, monetary bonuses to county officers and employees are authorized, and may be paid, from time to time, as authorized pursuant to resolution of the board.

MOTION BY: David Cundiff

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Cundiff, Johnson, Thompson & Wagner

ABSENT: Angell

Chairman Wagner recessed the meeting until Friday, July 8, 2011 for the Board Retreat to be held at Heatherwood Clubhouse.

CHARLES WAGNER
CHAIRMAN

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR