

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, AUGUST 20, 2013 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: David Cundiff, Chairman  
Cline Brubaker, Vice-Chairman  
Leland Mitchell  
Bob Camicia  
Ronnie Thompson  
Charles Wagner  
Bobby Thompson

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

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David Cundiff, Chairman, called the meeting to order.

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Invocation was given by Supervisor Bobby Thompson.

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Pledge of Allegiance was led by Supervisor Bob Camicia.

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**PUBLIC COMMENT:**



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**CONSENT AGENDA**

**APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – JULY 16, AUGUST 9 & 14, 2013**

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**A DAY OF SERVICE RESOLUTION ADOPTION**

The County was recently approached by both the West Piedmont and Roanoke-Alleghany Regional Planning District Commissions regarding Virginia's "Day to Serve" initiative. A "Day to Serve" is a unique annual event that transcends political and religious differences. The purpose is to unite all people of faiths, races, cultures, and backgrounds with the shared goal of helping those in need, thereby feeding the hungry (please see attachments).

"Day to Serve" notes one in four Americans are worried about having enough money to put food on the table and one in five American children are "food insecure", meaning they don't know where their next meal will come from.

This year's Day to Serve event is scheduled for September 15<sup>th</sup>-29<sup>th</sup>. Various food drives are being held around the state in conjunction with the Virginia's federation of foodbanks, including the Feeding America Southwest Virginia foodbank which serves our region. The Governor and Planning District Commission's are encouraging localities to support the observance of this event.

**RECOMMENDATION:** Staff respectfully requests the Board of Supervisors to consider the adoption of a resolution of support recognizing the Day to Serve event, thereby encouraging interested citizens and groups to volunteer their time and donations accordingly.

***WHEREAS***, "Day to Serve" is a unique event that has inspired a diverse group of people to set aside political, religious, and cultural differences to strengthen the collective region by coming together to "feed the hungry, protect and enhance the environment, as well as strengthen our communities"; and

***WHEREAS***, the governor of Virginia has issued a proclamation encouraging all citizens of Virginia to participate in a Day of Service, between September 15-29, 2013; and

***WHEREAS***, since the inaugural "Day to Serve" in 2012, this remarkable and unprecedented event swept from the state capital to local churches, schools, neighborhoods, and families and resulted in over 750 community events with more than 14,000 volunteers, culminating in 26,000

hours of service rendered, resulting in over 600,000 pounds of food being donated to local food banks; and

**WHEREAS**, the governor of Virginia has asked Virginians redouble efforts for 2013; and

**NOW THEREFORE**, the Franklin County Board of Supervisors supports the governor on this observance to call upon all faith based organizations, community organizations and citizens to participate in a Day to serve.



## CERTIFICATE of RECOGNITION

*By virtue of the authority vested by the Constitution in the Governor of the Commonwealth of Virginia, there is hereby officially recognized:*

### A DAY OF SERVICE

**WHEREAS**, Virginia was the first state in America to establish an official policy of religious freedom when the Virginia General Assembly enacted Thomas Jefferson's Virginia Statute for Religious Freedom in 1786, and today our Commonwealth is blessed with a vibrant and diverse religious community represented by many different faiths and traditions from across the world; and

**WHEREAS**, helping the poor and needy is a common thread that runs through the fabric of all religions, and, given the rising levels of unemployment, underemployment, and homelessness across the nation, it is fitting to encourage interfaith community action to improve the circumstances of those struggling with the effects of the global economic downturn, natural disasters and other misfortunes and improve the quality of life in our Commonwealth; and

**WHEREAS**, loving kindness is the most valuable support to the well-being of those in need, and there is an abundance of opportunities throughout Virginia for citizens to take selfless action, such as volunteering at homeless shelters, food banks, and community agencies like the Red Cross; enabling others to become self-reliant by assisting displaced workers in finding jobs, teaching financial literacy and other life skills to the undereducated, and serving as mentors to at-risk youth and the underprivileged; and also helping communities organize resources, such as participating in food, clothes and blood drives or making charitable contributions to organizations; and

**WHEREAS**, it is important and proper to recognize days in which Virginians are encouraged to make a concerted and united effort to care for the poor and needy, to give service, and to design projects where families and individuals can assist those in need and improve the quality of life in our Commonwealth's communities; and

**WHEREAS**, hunger and poverty are issues of grave concern in the United States and the Commonwealth of Virginia; the Commonwealth of Virginia is committed to taking steps to raise awareness about the need to combat hunger in every part of our state and to provide additional resources to Virginians in need; and

**WHEREAS**, hunger is an issue that transcends geographic and faith boundaries; and more than 1,012,500 individuals in Virginia rely upon food provided by the members of the Federation of Virginia Food Banks annually; and

**WHEREAS**, the members of the Federation of Virginia Food Banks distributed 122,774,942 pounds of food in 2012 through its network of food pantries, soup kitchens, shelters and other community organizations; and there are many ways to serve, including the giving of time, talent and monetary donations to this important cause; and

**WHEREAS**, food banks across the country, including the seven members of the Federation of Virginia Food Banks; Blue Ridge Area Food Bank, Capital Area Food Bank, FeedMore, Inc./Central Virginia Food Bank, Feeding America Southwest Virginia, Fredericksburg Area Food Bank, Foodbank of Southeastern Virginia and Foodbank of the Virginia Peninsula will be hosting numerous events throughout the month of September to bring awareness and attention to Virginians encouraging involvement in efforts to end hunger in their local community;

**NOW, THEREFORE**, I, Robert F. McDonnell, do hereby encourage citizens in our COMMONWEALTH OF VIRGINIA to participate in a DAY OF SERVICE between SEPTEMBER 15-29, 2013 and I call this observance to the attention of our citizens; and

**FURTHERMORE**, I call upon all faith-based organizations, community groups, civic organizations, and Virginians to come together and perform service in their local communities.



*Robert F. McDonnell*  
Governor

*Janet Vestal Kelly*  
Secretary of the Commonwealth

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**Northern Virginia Regional Commission**

**RESOLUTION**

Resolution No. P13-22

PATRON: Scott K. York  
DATE: June 27, 2013

**DAY TO SERVE**

WHEREAS, the governors of Virginia, Maryland and West Virginia and the mayor of Washington, D.C., have come together to support "Day to Serve"; and

WHEREAS, "Day to Serve" is unique event that has inspired a diverse group of people of our larger region to set aside their political, religious and cultural differences to strengthen our collective communities by coming together to "feed the hungry, protect and enhance the environment, as well as strengthening our communities"; and

WHEREAS, the governor of Virginia has issued a proclamation encouraging all citizens of Virginia to participate in a Day of Service, between September 15-29, 2013; and

WHEREAS, since the inaugural "Day to Serve" in 2012, this remarkable and unprecedented event swept from the state capital to local churches, schools, neighborhoods and families and resulted in over 750 community events with more than 14,000 volunteers, culminating in 26,000 hours of service rendered, resulting in over 600,000 pounds of food being donated to local food banks; and

WHEREAS, these events also helped to improve the environment through planting trees, cleaning up parks and streams, and "adopt a road" campaigns; and

WHEREAS, the governor of Virginia has requested Virginians redouble our efforts for 2013;

THEREFORE BE IT RESOLVED, that the Northern Virginia Regional Commission supports the governor on this observance to call upon all faith based organizations, community organizations and Northern Virginia residents to participate in a Day to Serve in their communities;

BE IT FURTHER RESOLVED, that the Northern Virginia Regional Commission encourages all of our Northern Virginia local governments to adopt similar resolutions in their communities;

BE IT FINALLY RESOLVED, that the Northern Virginia Regional Commission call upon the Metropolitan Washington Council Of Governments and Virginia's Planning District Commissions to adopt similar resolutions and encourage all local governments to support the "Day to Serve."

**CERTIFICATION**

The undersigned certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Northern Virginia Regional Commission on June 27, 2013.

  
G. Mark Gibb, Certifying Officer

### Did you know?

- **One in four** Americans are worried about having enough money to put food on the table in the next year.
- **1 in 5** American children (over 16 million) are "food insecure," meaning they don't know where their next meal will come from. Hungry children perform more poorly in school and have lower academic achievement.
- **8.8 million** Americans 50 and older face the risk of hunger.
- **37.4%** of households with children in Washington, D.C. said they were "unable to afford enough food." This is the worst rate in the nation.
- **One in six** Marylanders were unable to afford enough food. One in five households with children in Maryland report inability to afford enough food.
- **11.8%** of people in the Commonwealth of Virginia are food insecure, meaning over 900,000 people don't know where their next meal will come from.
- **21%** of West Virginians under the age of 18 are "food insecure." West Virginians face one of the highest rates of food insecurity in the nation.



### 2012 Day to Serve Accomplishments

- 750 projects planned and "pinned" the regional Day to Serve map at [daytoserve.org](http://daytoserve.org)
- 14,000 volunteers
- Including 3,700 youth volunteers
- 26,000 hours of service performed
- 600,000 lbs of food collected







- [facebook.com/daytoserve](https://www.facebook.com/daytoserve)
- [#daytoserve](https://twitter.com/daytoserve)
- [pinterest.com/daytoserve/](https://www.pinterest.com/daytoserve/)
- [youtube.com/user/daytoservestories](https://www.youtube.com/user/daytoservestories)
- [daytoserve.org](http://daytoserve.org)

### Maryland Virginia West Virginia District of Columbia



Day to Serve is a unique annual event that transcends political and religious differences. It unites people of all faiths, races, cultures, and backgrounds with the shared goal of helping those in need and improving the communities where we live. Together, we aim to do our part to feed the hungry and heal the planet. This year the dates are September 15-29, 2013. (Choose a day to serve during that period of time).

**September 15<sup>th</sup>–29<sup>th</sup> 2013**

### A True Interfaith & Community Partnership

- Governor O'Malley of Maryland, Governor McDonnell of Virginia, Governor Tomblin of West Virginia, and Mayor Gray of Washington, D.C. have issued proclamations declaring Day to Serve 2013.
- Food drives may be organized and set up at local Shoppers Food Warehouse and Safeway grocery stores. Contact Karma McKlesky at [karma375@gmail.com](mailto:karma375@gmail.com) for more information. We hope that every store within our region will have a Day to Serve collection point.
- The Boy Scouts of America will participate in various locally organized Day to Serve projects.
- In celebration of the 20th Anniversary of National Public Lands Day, Maryland Governor Martin O'Malley is encouraging Marylanders to participate in this service-oriented day in regional and local parks on Saturday, September 28th.
- All Day to Serve participants should reach out to other organizations in their communities to encourage more involvement and participation.

### Building New Partnerships

Every organization is encouraged to forge new partnerships as part of Day to Serve. Make these partnerships meaningful. Let Day to Serve be an opportunity to bring communities together. Reach across faith communities, schools, teams, businesses, local government entities, etc. to build relationships that will build community unity, all while doing something good for your neighbors, friends and the environment.

### Marketing & Publicity

- **Logo:** Same as 2012 with "Feed the Hungry, Heal the Planet" tagline.
- **Marketing items:** Tri-fold brochures for your use, social media and traditional media outreach tips. All will be provided with the ability for you to customize and print locally.
- **Social media campaign launch:** Day to Serve social media campaign will include Facebook page, Pinterest board, Twitter #daytoserve, and YouTube channel.
- **Photography & videography:** Find a photographer and videographer to take pictures of your preparation and project. Action photos with high quality resolution are needed. The governors and mayor are interested in these photos and video records and will highlight many at a traveling Day to Serve photography exhibit during the winter of 2014.
- **Media:** A Day to Serve news release about your planned projects should be sent to all local media before and after events.
- **Website:** A new, more powerful website has been set up at [Daytoserve.org](http://Daytoserve.org).
- **Launch:** A video featuring the Mayor and all the Governors is posted on the website and can be shared electronically with community partners and others. Additionally, proclamations have been issued by each, or are in process, designating their support for the Day to Serve. They also will be posted on [daytoserve.org](http://daytoserve.org).

### Marketing & Publicity



### Keys to Organizing your Day to Serve

- Establish a Day to Serve planning committee, and invite members of other faiths, communities, business community leaders, non-profits and members of the media to serve with you.
- Set goals for your participation and output. If you participated last year, try to double every accomplishment.
- Record: Keep track of all service hours, number of participants, youth, groups that join you, food collected, trash collected, trees planted, stories written, etc. – whatever you accomplish. Reporting forms will be posted on [daytoserve.org](http://daytoserve.org).

### 2013 Goals

Our goal for 2013 is to double our success from last year – double the amount of service, the amount of food, the number of partners, participation, etc.




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### AUTHORIZATION TO ADVERTISE FOR VDOT REVENUE SHARING PROGRAM

The Board of Supervisors has an adopted policy in place on the use of VDOT Revenue Sharing Funds. The Board's policy/procedure has been to advertise and receive proposals before the application deadline of November 1, 2013 for FY 2015 funding. Therefore, it is once again time to solicit public interest in the program and set a deadline for submission of project applications by the public.

The County will receive any interest of the public and VDOT will work with planning staff on the cost to be anticipated, and what public share will be needed. It is explained to the citizens that the program is contingent on Board approval and VDOT approval and availability of VDOT funds. Applicants must submit their request along with a check for \$2,500 to the County Treasurer and a guarantee to provide the right-of-way to the County. The funds are held in escrow until it is determined whether the project will go forward. If it goes forward, the \$2,500 is applied to the project, and the applicants pay one-half the construction cost and any other costs that arise. Their funds must be deposited with the County prior to advertisement of the project.

Projects are prioritized to consider the number of homes served, the number of homes served per road mile, the age of the development, the unit cost of the road, whether there is a need for school bus and/or mail service, whether the project will open land to development. Staff and VDOT will provide the Board with a summary of the projects proposed by the public for its consideration, before the application deadline.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors authorize staff to proceed with advertisements during the month of September regarding the VDOT revenue sharing program with applications to be submitted to the County Planning and Community Development Office by 4:30 p.m., Monday, September 30, 2013.

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**FRANKLIN COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE**

The Virginia Waste Management Board has adopted regulations which require every city, county and town to develop a Solid Waste Management Plan (SWMP) in accordance with 9VAC 20-130 et seq., effective August 1, 2001. The Franklin County Board of Supervisors adopted the original SWMP Plan in May 2004, and then adopted the first revision in July 2009. The previous plans and proposed plan require County coordination with the Towns of Rocky Mount and Boones Mill, whereby these governing bodies will also be asked to approve resolutions of support for the Solid Waste Management Plan (SWMP).

Franklin County and its engineering consultants have prepared a "Revised Franklin County Solid Waste Management Plan, 2013" in accordance with state regulations. The 2013 revision has updated population and waste disposal projections. It also discusses the new landfill cell in Permit #577. OmniSource Shredded Products Landfill is described as a participant in the County's Plan, while D. E. Worley Construction's composting facility was removed as they are more involved in other projects now. These were the only major changes in the County's plan. Should the OmniSource Shredded Products private landfill request any changes to their site operations resulting in a permit modification, then the County would be given the opportunity to review such changes to OmniSource's landfill at that time, thereby requiring another amendment to the Solid Waste Management Plan.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors to approve the "Revised Franklin County Solid Waste Management Plan, 2013, thereby approving the attached resolution.

***RESOLUTION OF SUPPORT FOR THE REVISED  
FRANKLIN COUNTY SOLID WASTE MANAGEMENT PLAN, 2013***

**WHEREAS**, the Virginia Waste Management Board has adopted regulations which require every city, county, and town or region in the Commonwealth of Virginia to develop a solid waste management plan in accordance with 9VAC 20-130-10 et seq., effective August 1, 2001, and

**WHEREAS**, Franklin County and its engineering consultants have prepared a "Revised Franklin County Solid Waste Management Plan, 2013" in accordance with State regulation; and

**WHEREAS**, meeting the solid waste management needs of the Franklin County service area including the Town of Rocky Mount and the Town of Boones Mill require local government support of and commitment to the implementation of the local solid waste management plan; and

**WHEREAS**, the Board of Supervisors of Franklin County Virginia, has considered the "Revised Franklin County Solid Waste Management Plan, 2013";

**NOW, BE IT RESOLVED**, that the Board of Supervisors for Franklin County, Virginia, adopts and supports the "Revised Franklin County Solid Waste Management Plan, 2013" and is committed to its successful implementation; and

**BE IT FURTHER RESOLVED**, that the Board of Supervisors of Franklin County agrees to cooperate with the Towns of Boones Mill and Rocky Mount to maintain, update, and implement the Plan adopted by the County of Franklin; and

**BE IT FURTHER RESOLVED**, that the Board of Supervisors of Franklin County recognizes that in order for the Plan to be successfully implemented, each jurisdiction has an obligation to support solid waste management programmatic commitments in the adopted Plan and that

implementation of the Plan may require cooperation between the Towns of Boones Mill and Rocky Mount, and the County of Franklin.

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**RECREATION CENTER CLEANING CONTRACT AWARD**

On June 19, 2013, Franklin County purchased two facilities that were formerly owned by the Franklin County YMCA. These properties are located at 235 and 295 Technology Drive. While the property at 235 Technology Drive will be leased to the YMCA, the 295 Technology will be used to house the staff and programs of Aging Services as well as activities and classes from the Parks and Recreation Department. This facility is 27,082 square feet and offers 5 offices, 1 lobby, 2 restrooms, 4 classrooms, 2 dance studios, 1 indoor playground, 1 theatrical area, 1 gymnasium, 1 kitchen, 1 maintenance area, 1 patio, and a preschool area. The facility was leased back to the YMCA through August 12, 2013 so that they could offer summer camps. Since August 12, 2013 the facility is under the full management of the Parks and Recreation Department.

To ensure that the Recreation Center is inviting, clean, and free of hazards, a regular cleaning service is required. Much like other County owned facilities, it was determined that a contracted service would best meet these needs in regards to efficiency and cost effectiveness. So as to obtain a custodial contractor a scope of services was developed (see attachment). An invitation for bids was created and advertised in the Franklin News Post on July 19 & 26, 2013 (see attachment). A non-mandatory meeting was held at the Recreation Center at 2:00 P.M. on Wednesday, July 31, 2013 for those interested in bidding. Bids for the contract were due no later than 3:00 P.M. on Thursday, August 8, 2013, at which time the bids were publicly opened and read. A total of four (4) bids were received (see list below).

<u>Contractor</u>	<u>Annual</u>	<u>Additional Cleanings</u>	<u>Total (with 20 additional cleanings)</u>
Tuning Cleaning Services	\$78,000	\$65 per hour	\$79,300
ProClean	\$34,320	\$45 per hour	\$35,220
The Creighton Company	\$15,900	\$45 per hour	\$16,800
DMS Cleaning Services	\$16,200	\$10 per hour	\$16,400

While the Creighton Company has the lowest bid for the regularly scheduled cleaning at \$15,900, DMS Cleaning services has a lower per hour fee for additional service at \$10 per hour. The difference in the two lowest bids was close with a difference of just \$300. It is estimated that there will be more than 20 hours of additional cleanings needed throughout the year. Additional cleanings would be needed for such things as events, reservations and other irregular usage. Because of the difference in additional cleaning fees, DMS Cleaning Service has the lowest bid.

**RECOMMENDATION:**

Staff respectfully requests the Franklin County Board of Supervisors authorize the County Administrator and staff to award the low bid and enter into a contract with DMS Cleaning Services Inc. in the total amount not to exceed \$16,200 for the regularly scheduled cleaning of the Recreation Center and \$10 per hour for additional cleaning. \$20,400 in operational expenses has been budgeted for this service.

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**PUBLIC SAFETY VEHICLE SURPLUS AND PURCHASE OF NEW VEHICLE**

In 2006, the county purchased a four door sedan for use by Public Safety. The vehicle is still in used on a daily basis by the Director to provide oversight of the fire and EMS system for the county, Animal Control operations, Emergency Management operations, and the radio communications system infrastructure which often requires travel to and from communications tower sites in the county.

In 2006, three sedans were purchased for Public Safety administrative personnel to use. One of the sedans was declared a total loss after an accident in 2010 and was replaced. The remaining 2 sedans are still in service but have experienced numerous mechanical issues due to the amount of gear that must be carried to perform daily operations. Technical service bulletins issued by law enforcement agencies as well as the manufacturer have found problems with the A frame design of the vehicle which questions the safety of these vehicles being used for responses above highway speeds. It was first thought that the vehicle to be replaced could be reassigned to a county department to use as a pool vehicle, but the maintenance history and reliability of the vehicles suggests that they be removed from service and sent to surplus to avoid the continued expense to keep them road worthy.

In the FY 13 – 14 CIP budget, funding was allocated to replace a public safety staff vehicle. The vehicle to be replaced is a 2006 Chevrolet Impala four door sedan with approximately 95,000

miles. The proposed vehicle to be purchased is a four wheel drive 2014 Chevrolet Tahoe that is available for purchase under state contract through Capital Chevrolet Buick GMC in Richmond for a purchase price of \$29,709.65. There is adequate funding in the FY 13 – 14 CIP budget in line item 3000-023-0145-7005 to cover the purchase.

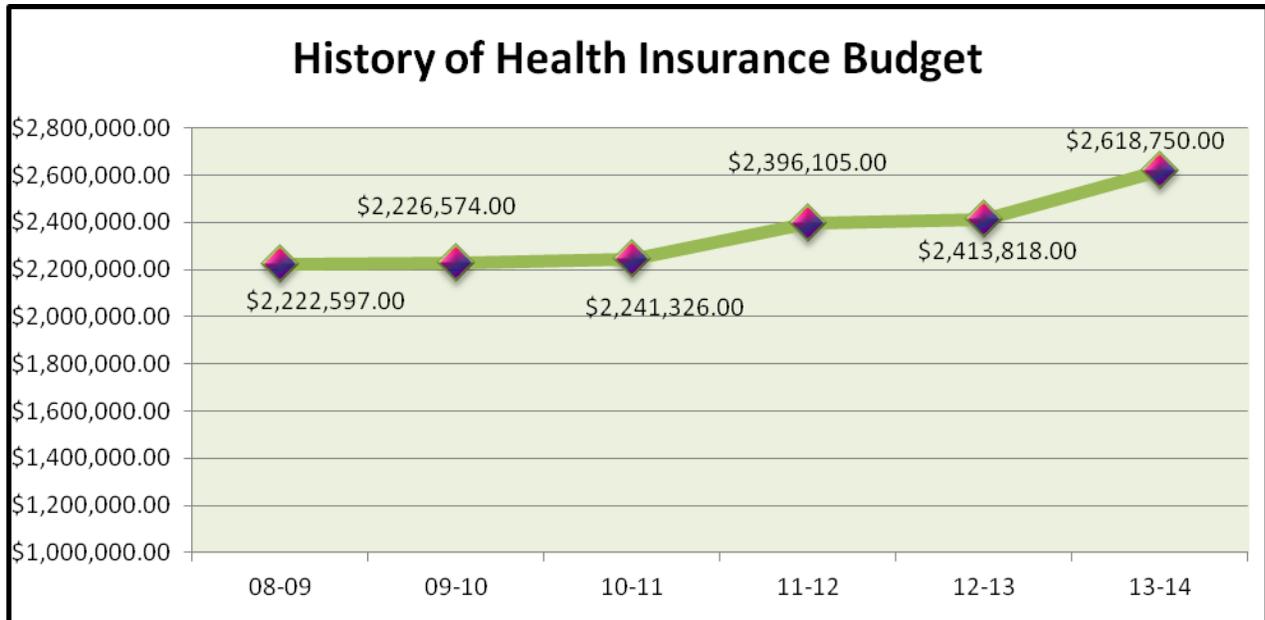
**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors approve the purchase of the vehicle as requested and authorize the surplus of the 2006 Chevrolet sedan for it to be sold at auction.

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**STRATEGIC HEALTH INSURANCE PLANNING**

During the last few years, County health insurance costs have continued to escalate with some significant percentage increases. Such increases can be attributed to both claims experience and market trends resulting from changes in the Affordable Healthcare Reform Act. The County's budgetary costs for insurance have therefore risen significantly as noted on the chart below.



As a result of such increases, the County has taken some steps to lessen the cost impact to both the County and its employees. The County has migrated away from a traditional, rich benefit plan to instituting deductible plans accompanied with health reimbursement accounts (HRA). While such migration has helped contain some of the rising costs, health insurance rates continue to escalate. During last winter's budget discussions, the FY '13-'14 insurance bid quotes ranged from 8.2% increase to as high as 34.9% increase.

Industry analysts continue to predict rising health insurance costs to both the employer and the employee. Such increases are not sustainable without critical, strategic planning. Furthermore, compliance monitoring to address the Patient Protection and Affordable Care Act (ACA) will be of significant importance as the County moves forward in addressing the intricacies of the federal legislation. The Board of Supervisors shared some of these concerns during previous meetings and work sessions last fiscal year. As such, staff began researching what other localities maybe doing to address this issue. Research found many of our neighboring localities (i.e. Roanoke County/City, Salem, Western Virginia Water Authority, Western Virginia Regional Jail Authority, etc.) have worked with Wells Fargo Insurance Services to provide strategic health insurance planning services. Such services have included benefits plan analyses / development, long range planning, health care reform compliance, and medical insurance funding review.

The County met with Kerry Smith of Wells Fargo earlier this summer to review possible projects that would address issues surrounding health care reform and strategic benefits plan development. A proposal was submitted (as attached), whereby the following services / projects are offered:

- Health Care Reform Analysis & Strategy
- Strategic Review of Benefits & Recommendations
- Board of Supervisors Presentation on Health Care Reform Implications for the County
- Recommendations on Upcoming Decision on VRS Disability Coverage Being Mandated by the State
- Modeling of Predicted Future Costs Based on Actuarial Projections
- Analysis of Self Insurance Options vs. Future Benefit Design Changes

If approved by the Board of Supervisors, the Wells Fargo Insurance Services group would complete their due diligence and make presentations for the Health Care Reform Strategy and the Strategic Benefits Recommendations to the Board during the last quarter of 2013 and / or the first quarter of 2014.

Should the County wish to continue working with Wells Fargo Insurance Services following an assessment of these two projects, the County would have the option of transitioning into an ongoing relationship for core annual services to include insurance renewals, underwriting projections, plan implementation, wellness planning, and day to day issue resolution services.

Wells Fargo currently works with numerous local government clients in Virginia whereby existing contracts (i.e. Fauquier County) offer the "use of such contract by other public bodies"

**RECOMMENDATION:**

Staff respectfully requests the Board's consideration of the Wells Fargo Insurance Services proposal (as attached) for the sum of \$17,000 to include the health care reform analysis and strategic benefits review, whereby the County (following the two projects assessment) could choose to continue working with Wells Fargo for ongoing core services (\$16,500) for the balance of calendar year 2014. Funding is currently budgeted for such work in the employee benefits administration line item in the FY '13-'14 budget.

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**FAMILY PRESERVATION SERVICES LEASE**

On October 21, 2008, the Board of Supervisors approved the lease of office space for Family Preservation Services, Inc.

The approximate 2,760 square foot space is located in the front section of a building (owned by the County) at 40 West Church Street, in Rocky Mount, Va. The original lease was for a two year period and as outlined in the lease agreement, three previous extensions have been approved.

Family Preservation Services has expressed interest that the Board consider a lease extension for their offices at 40 West Church Street. The agency continues to be a good tenant and if approved, their lease would continue through November 16, 2014.

The monthly rent was increased in 2011 to \$1,600.

**RECOMMENDATIONS:**

Staff respectfully requests that the Board of Supervisors consider the approval of a lease extension of one year for Family Preservation Services, Inc. at the lease rate of \$1,600 per month for the proposed term.

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**AGING SERVICES SURPLUS**

The County's Department of Aging has been housed at the American Legion Building, 136 Tanyard Road, Rocky Mount, VA for many years.

With the recent acquisition of the YMCA property the decision was made to relocate Aging Services to the "Essig Center" building. That move was completed last week.

With the move there are a few items which will not be needed at Aging Services' new location.

The American Legion has expressed interests and asked that the Board of Supervisors consider "donating" the following to their organization:

- 1 – 8'x10' metal utility building
- 1 – John Deere Model LT180 riding mower
- 1 – Toro 4 ½ H.P. Walk behind push mower
- 2 – approximately 4'x6' bulletin boards
- 1 – metal desk

It should be noted that all of the above are "dated" and only "fair" condition at best.

**RECOMMENDATIONS:**

Staff respectfully requests that the Board approve the donation of the listed items to the American Legion Post 6, Rocky Mount, Va.

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**FRANKLIN COUNTY STRATEGIC PLAN ADOPTION**

Strategic planning in local government involves a structured, analytical approach that results in the formulation of a framework that can lead to the articulation of goals and associated integrated

strategies. Strategic planning extends beyond arbitrary administrative boundaries and traditional thinking. Strategic planning is often defined as "a disciplined effort to produce fundamental decisions and actions that shape and guide what an organization is, what it does and why it does it". This process involves research, development and consideration of strategic alternatives and places an emphasis on the future impacts of current decisions.

Franklin County (population approx. 56,616) is one of the fastest growing counties in Western Virginia. Development and growth demands continue to augment various local government policies and decisions. The purpose of developing a strategic plan is to assist the County in establishing and keeping a focus on those policy-making decision items that are critical to the positive growth of the community. Without a strategic focus, the path of the County will run the risk of meandering from issue to issue without consensus on what objectives must be addressed in order for the community to enjoy positive growth and development. In an effort to operate more strategically, the County Board of Supervisors initially developed a strategic plan in 2004 and adopted a plan again in 2008.

During the last four years, the nation has gone through tremendous change. The economic effects of the great recession reduced revenues at the national, state, and local levels. Most local governments have been forced to make cuts and defer important investments and maintenance. Franklin County has been no exception. Since 2008, the County has lost approximately 15% of its property values and reduced its workforce by approximately 7%. Despite these challenges, the County has improved its AA Bond Ratings contrary to the national norm. The County's population and subsequent service demands continue to increase, whereby the County is considering new strategic investments and economic development initiatives. Franklin County historically has demonstrated an ability to look to the future and plan accordingly. The Board of Supervisors serves as the County's most significant leadership body. In uncertain times, citizens depend upon elected officials to provide a positive vision and to make strategic decisions that support that future. Last fall, the Board of Supervisors worked to create such a vision.

The Franklin County Board of Supervisors conducted a priority setting work session at the Franklin County Government Center last fall that focused on several results, which included:

- Environmental scan of external trends, historical characteristics, core successes, organizational strengths, community supports, and critical issues
- Development of a collective leadership picture of the vision and direction that the Board hopes to achieve for the County
- Identification of specific outcome areas which include: Infrastructure, Schools, Economic Development/Job Creation, Financial Stability, Staffing Needs, and Managed Growth
- Identification of Board strategic goals which will be most critical to achieving the vision

The Board of Supervisors took the initial steps to define a preliminary core vision, vision outcome areas and related goals. Subsequently, various members of the Leadership Team (Department Directors) conducted a strategic planning work session last winter to review the Board's priorities. The strategic planning session provided staff the opportunity to draft a framework of key tasks and strategic activities to support the Board's stated vision and goals.

The Leadership Team completed the following activities at their work session:

- Developed an understanding of the Board's work session process and results; developed an interpretation that was meaningful for the staff in further enhancing a useful strategic plan
- Gained a framework for strategic planning that will be helpful to the staff over the long term in responding to the Board in an effective and efficient way
- Completed an environmental scan that depicts current and future environmental trends
- For each of the Board's vision goals, the staff developed:
  - >Action Strategies
  - >Key Champions and support staff that it would take to achieve the goal
  - >Target Dates to achieve goals and strategies

Following the budget season last spring, staff went back and updated the various dates and tasks accordingly. During the Board of Supervisors recent summer work sessions held on August 9<sup>th</sup>

and August 14<sup>th</sup> respectively, the Board reviewed and suggested any final edits to the 2013 Draft Strategic Plan as attached herewith accordingly.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors to consider adoption of the draft strategic plan as presented. (**On file in the County Administrator’s Office**).

The Board offered the following changes to the **STRATEGIC PLAN - VISION, PAGE 4:**

- **We have used the land wisely by concentrating growth in well-planned villages.**

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**TOURISM MICRO GRANTS**

The Franklin County Board of Supervisors annually awards small grants to organizations within the community for promotional expenses related to local tourism-related projects and events. These funds assist with marketing of those events and/or programs, while at the same time assisting Franklin County in promoting itself to potential visitors. This year, \$20,000 has been set aside within the Franklin County Tourism budget for these awards.

A total of 14 applications were received this year from eight (8) different organizations. A total of \$30,500 in funds were requested – up from last year’s total requested funds of \$24,000 by six (6) organizations for eight (8) applications. The increase in competition for 2013-2014 Tourism MicroGrant Program funds is a testament to the growth of events throughout Franklin County and the strength of our local tourism partners and assets.

Funding for the Tourism MicroGrant Program is generated by the transient occupancy, or lodging tax, applied to the motels, hotels and bed & breakfast properties in the County. The purpose of this MicroGrant program is to increase the local tourism industry thus creating new jobs, attracting new tourists, spawning new hospitality-related investments and improving the quality of life for Franklin County residents. It is recognized that the County cannot, and should not, be the only provider of tourism events for our community. We should instead assist other organizations in the creation of events and marketing campaigns that can leverage the community’s limited resources. We must leverage our limited dollars to support interesting, dynamic and creative special events and marketing campaigns that set Franklin County apart from competitors throughout the mid-Atlantic region.

Tourism MicroGrants exist to support events and activities that a) encourage tourists from outside the region to enjoy our community and make use of our hospitality industry, and b) provide an opportunity to expand the awareness and visibility of the community throughout the region. In reviewing the 13 submitted applications, Staff evaluated each applicant on a great number of different factors, including, but not limited to, the amount of funds leveraging involved; marketing plan and scope; perceived economic impact; financial need; partnership opportunities; and past performance. Based on all criteria and available data, Staff has made the following recommendations for this year’s Tourism MicroGrant Program awards:

APPLICANT	PURPOSE	AMOUNT SOUGHT	STAFF RECOMMENDATIONS
Rocky Mount Center for the Arts	Show for the Arts & Arts & Crafts Festival	\$4,000.00	\$2,750.00
Franklin County Historical Society	BBQ Gala at Jubal Early Homeplace	\$1,000.00	\$200.00
	Ghosts & More	\$1,200.00	\$900.00
	Moonshine Express	\$1,800.00	\$900.00
Cable 12	Broadcast/Programming of Pigg River Ramble	\$2,000.00	\$1,000.00
	Broadcast/Programming of Franklin County Hosted Fishing Tournament	\$2,000.00	\$1,000.00
Smith Mountain Lake Regional Chamber of Commerce	SML Wine Festival	\$3,700.00	\$2,850.00
	SML Chili Fest	\$300.00	\$150.00

Southwest VA Antique Power Festival	2013 SWVA Fall Antique Flea Market & Swap Meet	\$500.00	\$250.00
	2014 SWVA Spring Antique Flea Market & Swap Meet	\$500.00	\$250.00
	2014 SWVA Antique Farm Days	\$2,000.00	\$2,000.00
Mountain Spirits Festival	2013 Mountain Spirits Festival	\$4,000.00	\$3,000.00
Civil War 150 Committee	Franklin County Civil War Days	\$4,000.00	\$3,000.00
Jubal Early Preservation Trust	Directional Signage	\$3,000.00	\$1,750.00
		<b>TOTAL SOUGHT \$30,500.00</b>	<b>TOTAL RECOMMENDED \$20,000.00</b>

Due to the number of high-caliber projects and limited funding, all applications received at least some funding from the Tourism MicroGrant Program. While hard decisions on applications were made, it is encouraging to note that the number and quality of the applications indicate a solidly growing tourism environment within Franklin County.

**RECOMMENDATION:**

It is recommended that the Board approve the Staff recommendations for Tourism MicroGrant Program awards from the County Tourism budget.

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**AUTHORIZATION TO PURCHASE USED ARTICULATED DUMP TRUCK**

Franklin County operates a Municipal Solid Waste Landfill for the benefit of Franklin County citizens and businesses. Operating procedures and guidelines are described in the Landfill Permits #72 (old landfill) and #577 (new landfill). As described in those permits, landfill staff is required to cover the trash daily with dirt. Another described procedure is the placement of a minimum of 12 inches of dirt over the trash on all exposed slopes. This is described as the intermediate layer of the landfill cap cover. Approximately 50,000 cubic yards of dirt will be required to cap the existing cell (Permit #72) from the old landfill.

The County has to the year 2020 to complete this task. However, if landfill staff can proceed now and include this excavation in the daily work activities, then such an expense can be spread over the entire time period instead of spending on a large out payment/bid process for an outside contractor.

In planning ahead to close out the old landfill, staff would like to begin installing the required methane gas vents in the spring of 2014 as to begin final capping of the Rte 220 side of the existing landfill in 2015. This would begin to relieve some of the County's financial assurance requirements with the Virginia Department of Environmental Quality (DEQ). To do so, landfill staff would need to be moving cover material all thru this coming winter. County staff has the means to load trucks, while the new dozer provides the means to place cover material. However, currently the County has only one truck to service both cells, whereby staff cannot work very efficiently (if at all) when the one truck is down for repairs.

Currently a new articulated dump truck would cost approximately \$350,000. Due to current market conditions a quality used truck can be purchased for approximately \$100,000. Due to frugal spending by the landfill staff there is approximately \$224,000 being carried forward in the landfill capital equipment budget, so no additional funding would be required should a quality used truck be procured. Staff estimates the additional truck would pay for itself in strictly the capping operations alone. Staff will be able to double production without any increase in overhead.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors authorize procurement of a quality used articulated dump truck by auction or RFP from qualified dealers, thereby appropriating the necessary funds (approximately \$100,000) accordingly.

**(RESOLUTION #05-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned consent agenda items as presented with the proposed revisions made to the Strategic Plan and to pull the Recreation Center Cleaning Contract Award (Item #5/Attachment #1).

MOTION BY: Ronnie Thompson

SECONDED BY: Bob Camicia

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

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**FINANCE MONTHLY REPORT**

Vincent Copenhaver, Director of Finance, highlighted the monthly financial report for the Board.

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Franklin County  
Cash Basis Revenue and Expenditure Summaries (Unaudited)  
General Fund and School Fund Only  
For The Month Ending July 31, 2013 and 2012

REVENUES:	Budget and	Actual	Balance	Percent	Prior Year
	Appropriations	Year to Date	To Be		Actual
	Current Year	Revenues	Realized	of Budget	At This Date
General Property Taxes	46,059,358	208,184	(45,851,174)	0.5%	236,927
Other Local Taxes	10,032,589	794,115	(9,238,474)	7.9%	808,120
Permits, Fees and Licenses	342,500	28,336	(314,164)	8.3%	21,620
Fines and Forfeitures	57,000	8,114	(48,886)	14.2%	3,275
Revenue from the use of Money and Property	1,085,000	84,258	(1,000,742)	7.8%	81,608
Charges for Services	2,575,453	261,792	(2,313,661)	10.2%	206,620
Miscellaneous Revenue	230,000	55,285	(174,715)	24.0%	92,511
Recovered Costs	415,390	46,272	(369,118)	11.1%	23,914
Revenue from the Commonwealth	15,330,641	1,084,830	(14,245,811)	7.1%	1,216,999
Federal Government	197,075	20,001	(177,074)	10.1%	10,646
<b>Subtotal</b>	<b>76,325,006</b>	<b>2,591,167</b>	<b>(73,733,819)</b>	<b>3.4%</b>	<b>2,702,240</b>
Carryover Funds	510,640				
Total General Fund	76,835,646				
<b>Schools</b>					
Revenues (Cafeteria, Misc, State, Federal)	47,348,142	3,407,665	(43,940,477)	7.2%	3,281,038
Local Funding from County	31,865,003	795,065	(31,069,938)	2.5%	
Total School Fund	79,213,145	4,202,730	(75,010,415)	5.3%	3,281,038
<b>EXPENDITURES:</b>					
	Budget and	Actual	Balance	Percent	Prior Year
	Appropriations	Year to Date	To Be		Actual
	Current Year	Expenditures	Expended	of Budget	At This Date
General and Financial Administration	3,988,849	681,023	3,307,826	17.1%	539,988
Judicial Administration	2,387,548	201,892	2,185,656	8.5%	170,396
Public Safety (Sheriff, Corrections, EMS)	12,276,825	1,596,989	10,679,836	13.0%	1,011,590
Public Works	3,115,129	222,351	2,892,778	7.1%	202,366
Health and Welfare	11,469,531	792,954	10,676,577	6.9%	587,248
Parks, Recreation, Libraries, Cmty Colleges	1,845,442	173,734	1,671,708	9.4%	139,872
Community Development	2,666,159	369,204	2,296,955	13.8%	291,680
Nondepartmental	42,754,325	797,047	41,957,278	1.9%	824
Total General Fund	80,503,808	4,835,194	75,668,614	6.0%	2,943,964
School Fund	83,261,845	3,418,942	79,842,903	4.1%	3,719,641

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**TAX TICKET/SCHOOL DONATIONS**

Vincent Copenhaver, Director of Finance, shared with the Board of Supervisors findings from County staff research on the possibility of allowing taxpayers in Franklin County the opportunity to make a contribution to the Franklin County Schools System at the same time that real estate and personal property taxes are paid.

The Treasurer asked other Counties to respond to the question of accepting donations with tax bills. Only two localities responded: Culpepper and Spotsylvania.

Culpepper allowed donations for the following groups or programs last year: Culpepper County Library, Culpepper Animal Shelter (Spay/Neuter Program), Parks and Recreation Multi-Use Trails, Dept of Human Services Children’s Programs, Dept of Human Services Senior Citizen Programs, Schools Capital Improvement Program, Historic Monuments & Markers

Approximately \$12,000 was collected last year. There is not a set policy of which groups or programs are permitted in the letter but there is a suggestion made by the Treasurer that any group or program that does not receive at least \$500 or 5% of the donated total should be dropped from the list for future years. The Board has also experimented with new programs in years past such as 4<sup>th</sup> of July fireworks and a swimming pool proposal to gauge the level of support for such programs or projects.

Spotsylvania County only permitted contributions to three groups: School Contribution Fund, Parks and Recreation Contribution Fund and Purchase of Development Rights (PDR) Fund

Sample language is submitted for the Board’s review. The suggested wording would be printed on all 2013 real estate and personal property bills that will be mailed in early fall.

**RECOMMENDATION:**

Staff respectfully requests the Board's approval of the submitted language that would be printed on all 2013 real estate and personal property bills. The amount of funds collected through the donation process will be presented to the Board in February 2014 for appropriation to the Franklin County School System.

The Board expressed concern for the verbiage to be clearly stated on the tax ticket for donations to the school.

General discussion ensued.

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### **FINANCING OPTIONS FROM DAVENPORT FINANCIAL**

Vincent Copenhaver, Director of Finance, stated the County's financial advisors, Davenport and Company, presented a financial overview and multi-year capital improvement funding strategy session at the Board's retreat on August 14, 2013.

Approximately \$9.5 million will need to be borrowed for the first phase of capital projects including:

- |  |             |
|--|-------------|
| • Phase 1: Village Center Utility Improvements | \$ 500,000  |
| • Parks, Recreation and Aging Facility         | \$2,350,000 |
| • Phase 1 of the Business Park                 | \$3,000,000 |
| • Two Public Safety Stations                   | \$2,562,500 |
| • Short – Term Capital Leases                  | \$1,000,000 |
| • Issuance Costs                               | \$ 87,500   |

The Board may choose to adjust, delete or substitute projects that are listed above except for the Parks, Recreation and Aging Facility which has already been purchased.

Davenport desires to explore all possible new money as well as any existing debt refunding opportunities that may be available. They would like to bring the results of their work to the Board at the September 17, 2013 meeting.

### **RECOMMENDATION:**

Staff respectfully requests the Board's approval to allow Davenport and Company the opportunity to explore all possible new money opportunities for approximately a \$9.5 million borrowing and at the same time explore any refunding opportunities on existing debt that may be advantageous to the County.

### **(RESOLUTION #06-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to proceed with Davenport and Company to explore possible new money as well as existing debt refunding opportunities.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

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### **FERRUM PRE-PLANNING CDBG UPDATE & REVIEW**

Bonnie Johnson, Consultant, stated during the June 18, 2013, meeting, the Board of Supervisors determined to move forward with the preparation of a planning grant application for "Community Improvements in the Village of Ferrum". The Board requested that the County Administrator proceed with selection of a contracted project manager. Ms. Bonnie Newlon Johnson was selected competitively, and the work has been moving forward.

1) Letter of Interest— On July 5<sup>th</sup>, the County Administrator sent the Virginia Department of Housing and Community Development (DHCD) a letter outlining the County's interest in obtaining a planning grant to continue efforts to meet the needs within the community for public safety (pedestrian bridge and other improvements), water and sewer, housing rehabilitation, and perhaps economic revitalization. DHCD has recently acknowledged the Letter and requested on August 6, 2013 additional information on the potential Ferrum planning grant.

2) Stakeholder-Partnering Agencies Meeting—On July 18<sup>th</sup>, a meeting was held with representatives of other stakeholder agencies (such as VDOT, STEP, Ferrum College, West Piedmont Planning District Commission, Ferrum Water and Sewage Authority, Ferrum Police Department) and County staff (Economic Development, Parks and Recreation, Planning,

Public Safety, the Sheriff's Office, Public Works). The proposed project was discussed, comments and support were requested.

3) Citizens' Meeting—A citizens' meeting was advertised and held at the Ferrum Volunteer Fire Department for July 23<sup>rd</sup> with a turnout of about 25 citizens and agency staff. The history of previous community improvement work was discussed and the needs remaining, such as the pedestrian bridge. The Board of Supervisors' support was discussed to go forward with a planning grant application which would focus on a pedestrian bridge over the railroad tracks, water and sewer improvements, and housing rehabilitation. Economic development efforts for Ferrum were mentioned and the need to seek public safety improvements such as the pedestrian bridge, sidewalks, crosswalks, lighting to link the uptown and downtown areas. Discussion ensued with general support and additional ideas for improvement, now or later, as feasible.

4) Windshield Survey—Housing conditions were recorded by County Planning staff and the West Piedmont PDC staff in early July.

5) Income Survey—The income, housing and other needs of residents were requested in a survey mailed to 258 Ferrum homeowners by the Planning staff, as a means of outreach and to understand the community's income profile. It was requested that the survey be returned by August 6<sup>th</sup>, although more are coming in. The response rate has been about 30% at the current level of return, and is a good start. West Piedmont PDC has compiled the information returned in the survey for further analysis.

6) Safety Data—Sheriff Overton provided details from the 911 data base regarding traffic safety incidents over the last 9 ½ years in Ferrum, including the bridge area.

7) Informal Business Interest Discussions—The Ferrum CDBG project contractor visited with seven of the 20 business owners in Ferrum to request their input on needed projects to study in the planning grant. The businesses are very concerned with pedestrian safety and connectivity in the village as a top priority. They want to see the pedestrian bridge over the railroad tracks built. They also support other improvements such as water and sewer and housing rehabilitation. They were hopeful that improvements may include some beautification and signage to assist wayfinding in the commercial areas.

8) Ferrum Water and Sewage Authority Meeting—On August 8<sup>th</sup>, the Authority met to discuss its interest, participation, and support for the planning grant effort. It noted that the planning grant would provide a Preliminary Engineering Report that includes not only the pedestrian bridge and other safety improvements, but also the Authority's current projects being considered for inclusion of a Capital Improvements Plan (CIP) for future Authority improvements. The Authority members voted to send a letter of support to the County Administrator for the project, and will poll those Authority Board members not present to determine financial backing of the planning grant. A contribution amount of \$5,000 was discussed, and the Chairman wanted to determine full backing to proceed with a pledge.

9) Planning Grant Application—The CDBG project contractor has been developing the DHCD application form for the planning grant, so that it may be preliminarily reviewed by the project team and suggestions for improvement made. Comments from the Board would be appreciated on this early first draft and a draft copy shall be made available for Board member review. The first draft will be revised at a minimum to include information obtained from the additional field work and meetings with citizens and other agency representatives requested by DHCD in its response to the Letter of Interest. The application is officially filed after the other new information requested by DHCD is collected and provided to DHCD.

10) Letters of Support and Responses to DHCD Requests for Information—These are the current areas of work for the planning grant application process.

1) Proposed Project Budget—The preliminary proposed draft budget of \$47,500 for the planning grant is shown in Exhibit 1, and would be funded by contributions from the County, Ferrum College, Ferrum Water and Sewage Authority, and a CDBG planning grant.

2) Planning Grant Activities—The work of the planning grant, if approved in its present form, would cover 3-4 months and include meeting with the citizens and agency

representatives as a planning team over the planning period, and writing a project construction grant based on

- Consulting studies from an engineer (PER on pedestrian bridge; sidewalks, cross walks; drainage; water extensions and sewer laterals needed);
- Consulting studies from housing rehabilitation inspections and assessment, along with project information collected from participating, eligible citizens;
- Ideas from community outreach to inform and involve the citizens in the construction grant development; and
- Consulting studies to develop designs for beautification and signage to assist connectivity and wayfinding in the commercial areas of the village.

3) Next Steps—There is additional planning grant work to be completed, as suggested by the VA Department of Housing and Community Development (DHCD) in its recent response to the County's Letter of Intent.

- DHCD will evaluate the information submitted and determine the viability and eligibility of the planning grant for Ferrum community improvements.
- If deemed worthy to go forward, a State project representative will be assigned and DHCD will conduct a Facilitated Planning Strategy session with the project's management team (citizens, agency, and County representatives).
- Following this session, the County submits its planning grant application for consideration by DHCD.

4) County Actions to Proceed—The County will need to fulfill DHCD's additional information requests over the next 4-6 weeks and submit that information to DHCD. DHCD calls for items similar to what we have completed, but some additional information is also needed to be provided on those (the windshield survey, the community meeting). DHCD adds

- an infrastructure assessment of water, sewer, and road conditions;
- a facilitated visioning session;
- development of a management team to be formed by the County and to have a first and second meeting (DHCD calls for a rehab specialist to be on this team, which requires clarification since we do not have such a specialty under contract; we may seek another agency's assistance for the time of the meeting); and
- development of Requests for Proposals for the consulting work to be accomplished during the planning grant.

These items must be submitted by October 8, 2013. If DHCD finds the project eligible to go forward, a Facilitated Planning Session would be held by DHCD to assign responsibilities for accomplishing the work. At that point, our draft planning grant application is revised to incorporate any needed changes and submitted to DHCD.

#### **RECOMMENDATION:**

At this time, we are seeking concurrence from the Board of Supervisors to continue fulfilling the work items requested by DHCD, which if successful, would lead to filing our planning grant application for \$30,000. We would like to come back in September, if it pleased the Board, and discuss the matching funds needed locally which would be cited in the planning grant document submitted to DHCD. By that time, we would have additional information concerning the contributions of the College and the Authority.

The Board had previously authorized \$5,000 for the pre-planning, and as of July 31, \$1,000 was spent. If it is desired for the CDBG project contractor to continue working on the newly-assigned DHCD pre-grant items, about \$2,000 more would be spent, and another \$2,000 would be available for other costs. DHCD also makes available \$3,000 in advanced funds from the eventual planning grant awarded for these additional pre-grant activities to reimburse Counties successful in obtaining the planning grant.

After consideration of the potential value of proceeding toward obtaining a planning grant for community improvements in the Ferrum community, the Board may wish to:

- Authorize the County Administrator to proceed with the additional items requested by DHCD after concluding a confirmation discussion with the State agency of the outstanding tasks as well as the skills to be included on the management team and in the required meetings.

**EXHIBIT 1. POTENTIAL DRAFT FERRUM COMMUNITY IMPROVEMENTS PLANNING  
GRANT BUDGET**

<u>PLANNING ITEM</u>	<u>EST.COST</u> <u>(\$)</u>	<u>POTENTIAL</u> <u>SOURCES</u>	<u>STAFFING</u>
1. CDBG Grant Writing and Planning Grant Administration	\$ 7,500	County	Staff or Consultant
2. Housing Rehab Specialist	\$20,000	CDBG	Rehab Consultant
3. Preliminary Engineering of Bridge, Water/Sewer, Sidewalks, Lights, and Crosswalks	\$15,000	\$6,000 CDBG \$5,000 Ferrum Authority \$4,000 Ferrum College	Engineering Consultant
4. Community Outreach	\$ 1,000	Ferrum College	Mgmt. Team, County, WPPDC, Project. Mgr., Eng. and Other Consultants
5. Beautification & Signage	\$ 4,000	CDBG	Design Consultant, with input from College, Authority, VDOT, Project. Mgr., Mgmt. Team, Eng. Consultant, Business Community, Citizens
<b>TOTAL ESTIMATES =</b>	<b>\$47,500</b>	<b>CDBG = \$30,000</b> <b>Authority = \$5,000</b> <b>College = \$5,000</b> <b>County = \$7,500</b>	

**(RESOLUTION #07-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize the County Administrator to proceed with the additional items requested by DHCD after concluding a confirmation discussion with the State agency of the outstanding tasks as well as the skills to be included on the management team and in the required meetings.

MOTION BY: Bobby Thompson

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

Bobby Thompson, Blue Ridge District Supervisor, thanked Bonnie Johnson for her commitment and diligence in leaving no stone unturned in the development of the project with securing the DHCD Grant.

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**NEW LANDFILL UPDATE**

Don Smith, Director of Public Works, stated Franklin County operates a Municipal Solid Waste Landfill for the benefit of Franklin County citizens and businesses. Methods and Requirements for the operation of the landfill are established in Virginia Solid Waste Permits #72 (old landfill) and #577 (new landfill). Permit #577 covers the County's new Cell 1 and provides guidelines for the construction of the remaining proposed Cells 2 thru 6.

During the recent construction of new Cell 1 and in some further investigations by Franklin County, it was shown that ground water table elevations were not as high as previously estimated. The ground water table elevation is generally considered the controlling parameter as to how deep a cell may be constructed. These preliminary findings were presented to the Virginia Department of Environmental Quality (DEQ) which granted permission to reopen Permit #577 to potentially redesign the base grades within Cells 2 thru 6 in an effort to obtain more volume without increasing the exterior perimeter footprint. This process of design reengineering and permit modification may take as long as three years.

To insure that staff would not crowd its timeline for grading a redesigned Cell 2, the County received permission to rework the East face of the existing old cell (Permit # 72) which grants the

County an estimated one, additional year of life there. Pushing these schedules back helps extend some potential capital borrowing timelines and will give county personnel more time to complete much of the planned construction in house. As discussed at the July 16, 2013 Board of Supervisors meeting, the potential vertical expansion in Permit #577 alone adds an estimated 16.5 years of life and an estimated \$35 million in tipping fees in today's dollars.

Working with the County's landfill consulting engineers, the design modification and permit approvals for this project were broken into the following tasks and associated fees:

Task 1 Hydrogeologic Field Investigations - \$45,000

A: Advertise, bid and select contractor to install 6 piezometers

B: Install, develop, and slug test piezometers.

C: Use piezometer data to better define depth to the water table and groundwater flow characteristics.

Task 2 Part A Permit Modification - \$30,000

A: Notice of Intent

B: Part A Permit Modification Application

Task 3 Part B Permit Modification - \$45,000

A: Modify base grades and closure grades.

B: Revise design reports, groundwater monitoring plan, gas management plan and permit drawings.

Task 4 Engineers meetings with County staff, DEQ, or other interested parties to facilitate completion of permit applications. Time and materials not exceed \$10,000.

Task 5 Respond to DEQ and public comments during draft period with written technical documents and drawings - Time and materials not to exceed \$20,000

Task 6 Permit Fees to DEQ - \$15,000

TOTAL Project Budget                      \$165,000

Funds for the project are currently available in the landfill capital accounts with \$143,191 in the development capital account and \$64,657 in the engineering capital account. Therefore, approximately \$21,809 would be transferred from the engineering account to the development account to cover the total project budget of \$165,000.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors approve the Landfill expansion engineering and permit modification as presented with a total project cost not to exceed \$165,000, thereby transferring \$21,809 from the landfill engineering capital account into the landfill development capital account and appropriating said funds (\$165,000) for the project accordingly. Such approval authorizes the County Administrator to execute related project documents (i.e. engineering contract, permit documents, etc.) accordingly.

**(RESOLUTION #08-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to approve the Landfill expansion engineering and permit modification as presented with a total project cost not to exceed \$165,000, thereby transferring \$21,809 from the landfill engineering capital account into the landfill development capital account and appropriating said funds (\$165,000) for the project and to further authorize the County Administrator to execute related project documents accordingly.

MOTION BY:                      Ronnie Thompson

SECONDED BY:                      Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

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**NAMING RECREATIONAL FACILITIES**

Kay Saleeby, Chair, Recreation Commission shared with the Board a proposed policy for Naming Recreational Facilities. Recently the Board of Supervisors was approached with a request to name the baseball fields at the Waid Recreation Area.

In response to this, the Board of Supervisors asked for staff to gather information on related policies and procedures from other jurisdictions. Staff provided to the Board of Supervisors a listing of Franklin County's 6 surrounding Counties of Bedford, Floyd, Henry, Patrick, Pittsylvania, and Roanoke as well as Botetourt County. The Cities of Danville, Lynchburg, and Roanoke and the school districts of Franklin County and Botetourt were also contacted. Of these 12 municipalities and school districts, 5 had a policy and 7 did not have a policy.

Locally County and / or County School facilities have occasionally been named for individuals. The Board has previously named County owned facilities in honor of individuals such as the B.A. Davis III Courts Complex and most recently, at the request of the Library Board of Trustees, the Joyce Tukloff Story Hour Room of the Downtown Library. The Franklin County School Public System has also periodically named various facilities honoring individuals. In July of 2008, the Franklin County School Board adopted a facilities naming policy.

At the Board of Supervisor's Meeting on May 21, 2013 the Board asked that the Recreation Advisory Commission (RAC) provide a recommendation on the naming of Parks and Recreation facilities.

The RAC met on June 6, 2013 at which, Mr. Richard Arrington made a motion that the RAC be in support of the creation of a policy for the naming of facilities, Ms. Reba Dillon seconded the motion. Mr. Richard Arrington, Ms. Reba Dillon, Mr. Freeman Witcher, Ms. Jessica Gawor and Mr. Al Flora agreed; Ms. Kay Saleeby abstained from voting. Mr. Al Flora then made a motion to create a sub-committee for the creation of a facility naming policy for the Board of Supervisors, Ms. Reba Dillon seconded and all were in favor. Mr. Richard Arrington, Ms. Reba Dillon & Ms. Kay Saleeby volunteered to serve on the subcommittee and Paul Chapman, Director was asked to assist as staff. The subcommittee met following the RAC meeting and drafted a policy.

The subcommittee presented this draft policy to the RAC on August 13, 2013. Mr. Al Flora made a motion to change the requirement from "100 signatures" to "100 signatures per magisterial district". Ms. Brenda Perdue seconded the motion and all were in favor. Ms. Brenda Perdue made a motion to accept the document with the one change noted above. Mr. Gary Holden second the motion, all were in favor.

**PRESENTATION:**

Ms. Kay Saleeby, Chair will present the Recreation Advisory Commission's recommendation to the Board of Supervisors on August 20, 2013.

**Purpose/Rationale:**

- To establish policy and criteria regarding the naming of appropriate Franklin County Parks and Recreation facilities, or public spaces with or without a significant gift;
- To recognize significant contribution to Franklin County by naming Parks and Recreation facilities, or public spaces in honor of individuals, living or deceased;
- To establish policy and criteria regarding memorials on Franklin County Parks and Recreation property with or without a significant gift.

**Policy:**

1. The Board of Supervisors has ultimate authority and responsibility for the naming of Franklin County Parks and Recreation facilities, or public spaces.

2. The naming of such facilities or public spaces shall be done in honor of volunteer services of an individual, living or deceased, or as a result of significant monetary gifts to the county in support of public activities or services.

3. Any applications received falling under the purview of the Department of Parks and Recreation shall be forwarded to the Recreation Advisory Commission in accordance with procedures hereafter listed.

**Criteria:**

Regardless of the category for which the naming is submitted the Recreation Advisory Commission shall first consider the reputation of any individual or organization and prior recognitions received or honors already in place.

1. Exclusions from Naming

- a. No naming shall be authorized that gives preference to any political, religious, or other belief system.
- b. No commitment for naming shall be made by any employee of the county or elected official prior to the approval as set forth in this policy.
- c. No naming shall be authorized without an affirmative majority vote of the Board of Supervisors at an open meeting in which a quorum is met.
- d. No person having been convicted of a crime which in Virginia is considered a felony shall be authorized to have any structure named in their honor or due to a monetary gift.

## 2. Recognition Memorial Naming

- a. Naming of Parks and Recreation rooms, parks, buildings, structures, or spaces opened for use to the public at large shall only be authorized in honor of an individual based upon their dedication, volunteerism and service to residents of the county.
- b. Naming memorials of deceased individuals shall not be considered until the individual for whom the naming is considered has been deceased at least one calendar year.
- c. Naming in this category in recognition of individuals who were employees of the town, county, or Commonwealth shall not be based solely upon their work but must include demonstrated dedication beyond that required as part of their employ.
- d. Naming within this category shall be ONLY for an appropriate Parks and Recreation room, park, building, structure, or space directly related to the service for which recognition is being sought. No substitute naming shall be authorized.
- e. Naming under this category will require submission of the appropriate form and requisite 100 signatures **(18 years or older)** per magisterial district **voting district** of Franklin County residents, as described under procedures of this policy, prior to consideration.
- f. Recognition shall be only in the form of that approved in this policy.

## 3. Financial Gift/Donor Naming

- a. Naming of Franklin County Parks and Recreation rooms, parks, buildings, structures, or spaces opened for use to the public at large shall be authorized in recognition of a significant monetary gift.
  - i. Donor is establishing a permanent endowment to support a specific county activities, construction or educational opportunities.
  - ii. Pledge periods for naming gifts must not exceed five years. Pledges must include an estate note making the donor's estate responsible for payment of the pledge in the event of the donor's death before fulfilling the pledge.
  - iii. Bequest intentions and life income plans will generally not be acceptable for naming gifts because the county requires the immediate use of the funds for construction, maintenance, operation, and renovations. Possible exceptions include charitable trusts that can be used if they meet the established minimums set out for naming gifts and the payout period does not exceed five years.
  - iv. Donor shall provide the greater of \$25,000 or 60% of the total construction cost of a **new** park, building, facility, structure or space.
  - v. Donor is providing a minimum of 80% of the funds required to **renovate or expand** an existing Parks and Recreation room, park, building, facility, structure or space.
- b. A gift agreement shall be required and be negotiated and executed through the county attorney for any memorial, honorarium or naming established through a monetary gift.

## 4. Once the Board of Supervisors has named a facility after an individual, the name shall remain in place for the life of the facility and will be honored in perpetuity.

- a. The county reserves the right to determine the form such recognition may take in the event that the facility no longer exists or under other changes of circumstance.
- b. The county reserves the right to rescind the naming of a facility should the naming bring embarrassment or disrepute to the county.

### Procedures:

1. Any person or organization representative wishing to name a Parks and Recreation facility or space in honor or memory of an individual they believe has met the requirements set

- forth in this policy must obtain an application form (Attachment A) and a Franklin County Resident Support Document (Attachment B) from the Franklin County Parks and Recreation staff to begin the process.
2. Once the application, described significant or noteworthy cause for naming narrative and Resident Support Document are completed, the applicant must turn in the application package to the staff at the Franklin County Parks and Recreation Department office.
  3. Staff of the Department of Parks and Recreation shall forward the aforementioned documents to the Recreation Advisory Commission (RAC) for discussion and review.
    - a. The RAC shall have two months to review the materials and forward their recommendation for naming or not naming to the Board of Supervisors.
  4. Once the recommendation and application is received by the Board of Supervisors, they shall have two months to consider the materials, the RAC recommendation and any input from others before deciding to name or not name the facility.
    - a. Staff shall notify the applicant of the date and time the Board of supervisors will be voting on the request.
    - b. Failure to bring the naming to a vote within the allotted time or to vote to table the decision for a short time (maximum of two months) will result in a de facto approval of the request for naming.
    - c. The Board of Supervisors will direct staff to notify the applicant of the decision in writing within one week of the date of the decision.
    - d. If naming is approved, Parks and Recreation staff will contact the applicant to arrange for receipt of payment for the cost of the approved recognition plaque.
  5. Only the recognition plaque approved by the Board of Supervisors shall be authorized for memorial, honorarium or benefactor naming.
    - a. Payment must be received prior to the plaque being ordered By Parks and Recreation Staff.
    - b. No fee for installation by Parks and Recreation staff shall be charged.
    - c. The department head or designee may receive recommendations from the submitters for memorial or benefactor as to the location for the plaque to be displayed but the ultimate decision shall that of the department head.
    - d. All plaques shall be placed in a conspicuous location readily visible to the public.

**(Attachment A)**

**Application for Consideration of Memorial or Honorarium Naming**

Name of individual(s) submitting request: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail \_\_\_\_\_

**Note of importance- *Should this request be approved it shall be the responsibility of the submitting individual(s) to purchase the recognition plaque meeting the exact approved dimensions and style for installation by county staff.***

Select the **appropriate** individual naming category below

**Memorial Naming- Honoree must be deceased**

Individual or organization to be memorialized: \_\_\_\_\_

Date of Death: \_\_\_\_\_

Has this person been memorialized or recognized elsewhere? \_\_\_\_\_, If yes, where \_\_\_\_\_

**Naming in Honor of- Honoree must be living**

Individual or organization to be memorialized: \_\_\_\_\_

Has this person been recognized elsewhere? \_\_\_\_\_, If yes, where \_\_\_\_\_

Specific Parks and Recreation room, building, facility or structure which the submitter would like considered named in memory of: \_\_\_\_\_

Alternate site(s) if the above is not approved: \_\_\_\_\_

***Requesting a facility does not guarantee that exact facility but will the request will be considered. The facility must be directly linked to the exemplary service to the county for which the person is being submitted. Smaller structures or spaces are more likely to be approved than larger, dependent upon the voluntary service the individual provided. (Example- it is more likely that a park trail be named for an individual that volunteered to construct trails than for the entire park to be named in their memory.)***

*Please describe on a attached sheet in detail why a facility, structure or space should be named in memory/honor of the above named individual. It is important to note their connection to the particular facility and why the requested facility would be appropriate. It is important to include significant*

achievements and/or leadership of the individual related to the services provided to the county. If the individual to be memorialized was a county or town employee it is imperative that the draft emphasize their volunteer efforts beyond that for which they were paid as part of their employment.

(Attachment B)

Franklin County Resident Support Document

Request that \_\_\_\_\_ be named in memory/honor of:  
(Parks and Recreation Facility or description) (Circle one)

\_\_\_\_\_  
Individual's name to be honored or memorialized

We the undersigned residents of Franklin County are aware of the significant achievements of the above named individual and by affixing our signatures support the naming of a Parks and Recreation Facility in their honor/memory. (Signatures must be on this form)

Printed Name

Signature

1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____
7.	_____	_____
8.	_____	_____
9.	_____	_____
10.	_____	_____
11.	_____	_____
12.	_____	_____
13.	_____	_____
14.	_____	_____
15.	_____	_____
16.	_____	_____
17.	_____	_____
18.	_____	_____
19.	_____	_____
20.	_____	_____

General discussion ensued.

The Board offered the following changes:

- ✓ **Change magisterial districts to read voting districts (highlighted/bold in yellow)**
- ✓ **100 signatures (18 years or older).**

The Board concurred with the recommendation from the Recreation Commission with proposed changes, thereby requesting the item to be brought back next month for consent agenda consideration of approval.

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**REQUEST TO HOLD PUBLIC HEARING/WESTERN VIRGINIA REGIONAL INDUSTRIAL FACILITY AUTHORITY**

Richard E. Huff, II, County Administrator, briefly highlighted for the Board, last spring, Roanoke County Board of Supervisors Chairman Mike Altizer convened an Economic Development Summit with the following regional localities: the Counties of Botetourt, Franklin, Montgomery, Roanoke; the Cities of Roanoke, Salem; and the Town of Vinton. During this meeting, the area's economic development challenges (i.e. decrease in available industrial sites) was discussed. The idea of joint partnerships to address such challenges was conferred, whereby each participating locality agreed for their respective administrator / manager to further meet and collaborate as to possible opportunities.

Since the Economic Development Summit, the regional group of administrators / managers (with the support of the Roanoke Regional Economic Development Partnership- RREDP) have collectively met, whereby the idea of forming a collective industrial facility authority was offered. The Commonwealth of Virginia's Regional Industrial Facilities Act allows for multiple localities to form an industrial facility authority for the purpose of enhancing the economic base of member

localities. Such an authority allows any two member localities to jointly fund and develop economic development facilities (i.e. industrial pads, business parks, etc.), thereby jointly sharing in subsequent resulting tax revenues. Such membership in the authority does not require the member locality to participate in such a project, but rather gives the locality the choice. As a member, Franklin County would not be obligated to participate in the funding, construction, operation, etc. of a economic development project unless it so chooses.

**RECOMMENDATION:** Staff respectfully requests the Board of Supervisors to schedule a public hearing for September 17, 2013 Board of Supervisors meeting to consider the adoption of a resolution for the creation of the Western Virginia Regional Industrial Facility Authority. **(Copy on file in County Administrator’s Office)**

**(RESOLUTION #09-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for a public hearing during the September 17, 2013 Board meeting.

MOTION BY: Bob Camicia

SECONDED BY: Ronnie Thompson

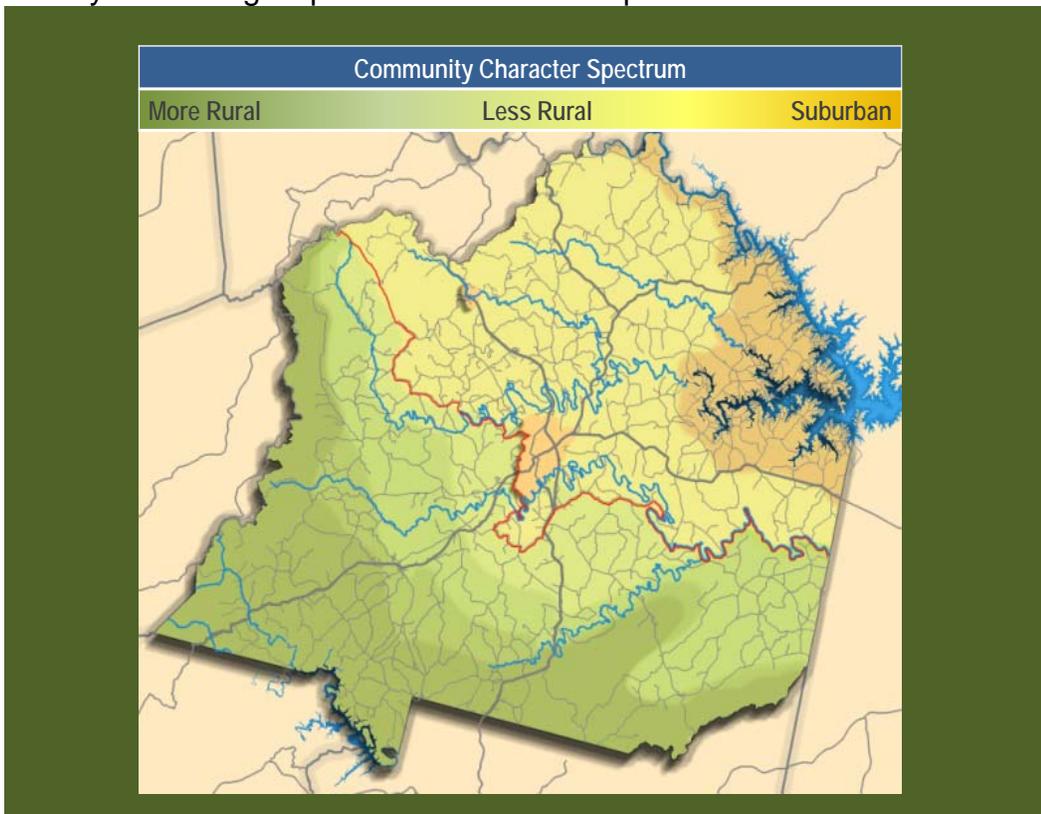
VOTING ON THE MOTION WAS AS FOLLOWS:

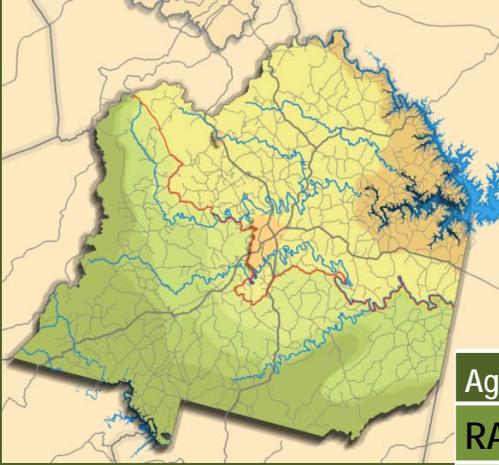
AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

\*\*\*\*\*

**WORK PLAN UPDATE**

Neil Holthouser, Director of Planning & Community Development, highlighted for the Board the County’s Planning Department Work Plan Update.





Agricultural Zoning Categories	
RA-3	Very Rural
RA-2	Mostly Rural
RA-1	Less Rural
SA-2	Transitional
SA-1	Suburban





**(RESOLUTION #12-08-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the occasional rental/use of various spaces within the newly acquired Essig Recreation Center to outside groups **allowing the use of alcohol only in instances** whereby any required permits (i.e. ABC banquet/event license, insurance bonding, etc.) have been appropriately obtained through the relative agency (i.e. Virginia Department of Alcoholic Beverage Control) thereby meeting any liability compliance measures as satisfied by the County Attorney. Such policy is strictly for events only held within the Essig Center..

MOTION BY: Bob Camicia

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Wagner, Brubaker, Camicia & Cundiff

NAYS: Mitchell, Ronnie Thompson & Bobby Thompson

MOTION PASSES WITH A 4-3 VOTE.

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Chairman Cundiff recessed the meeting for the previously advertised public hearings as follows:

### PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M., on Tuesday, August 20, 2013**, in the Board of Supervisors Meeting Room in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the proposed amendments to Section 17-8. Mandatory Septic Tank Pump-Out.

Sec. 17-8. - Mandatory septic tank pump-out.

Mr. Neil Holthouser, Director of Planning and Community Development, reviewed with the Board the following proposed changes to Section 17-8:

- (a) **Except as otherwise provided in this section,** ~~All on-site sewage treatment systems with a septic tank and/or drain field that is located within five hundred (500) feet of the seven hundred ninety-five-foot contour of the shores of Smith Mountain Lake shall be pumped out at least once every five (5) years. Furthermore, in lieu of requiring proof of septic tank pump-out every five (5) years, the county may allow owners of on-site sewage treatment systems to submit to county, documentation every five (5) years, certified by a sewage handler permitted by the Virginia Department of Health, that the on-site sewage treatment system has been inspected, is functioning properly, and the tank does not need to have the solids pumped out. The determination that the tank does not need to have the solids pumped out shall be based on an internal measurement of the solids in the tank. If the solids are approaching one-third (1/3) of the effluent height as measured by a VDH certified inspector/pumper, the tank should be pumped. Such pumping and maintenance shall be performed in a manner approved by the county. The owner of a septic system shall immediately upon having the on-site sewage treatment system inspected, and or, pumped certify in documentation certified by a sewage handler permitted by the Virginia Department of Health, that (1) The on-site sewage treatment system has been inspected, the solids found to be less than one-third (1/3) of the effluent height, and is functioning properly, and the tank does not need to have the solids pumped out or (2) That such pumping and maintenance was performed. The pumping and maintenance required by this section must be performed by an individual or entity approved by the county in addition to being certified by the Virginia Department of Health.~~
- (b) **It shall be the responsibility of the property owner to provide the County with documentation demonstrating that the on-site sewage treatment system was successfully pumped out within the required five (5) year period, by a sewage handler permitted and certified by the Virginia Department of Health.**
- (c) **The property owner shall not be required to have the on-site sewage treatment system pumped out within the required five (5) year period, if one or more of the following are met:**
- (1) **The property owner provides documentation to the County, demonstrating that the on-site sewage treatment system has been inspected within the required five (5) year period by a sewage handler permitted and certified by the Virginia Department of Health, and that the results of such inspection demonstrate that the solid waste material within the septic tank does not exceed one-third (1/3) of the effluent height of the septic tank, and that the septic system is functioning properly.**
  - (2) **The property owner provides documentation to the County, demonstrating that the property was vacant, dormant, or otherwise unused for a net total of thirty-six (36)**

consecutive months within a given five (5) year period. A property may be deemed vacant, dormant, or otherwise unused if monthly electricity usage is less than one hundred (100) kilowatt-hours per month, for a net total of thirty-six (36) consecutive months within a given five (5) year period. Usage notwithstanding, this exemption may be used only once during any given ten (10) year period.

- (b)(d) Every on-site sewage treatment systems shall be kept in good repair so that the system functions as originally designed.
- (e)(e) Within six (6) months of the effective date of this section, the owner of any septic tank covered by these provisions shall register with the department of planning and community development as to the location of the tank and the last documented pump out performed on the tank. Said registration shall be accompanied by a registration fee of thirty-five dollars (\$35.00) to be used in the administration of this program.
- (e)(f) If the county administrator, or the official designated by he/she, determines that the owner of a septic system has failed to comply with the requirements of subsection (a) or (b) of this section he shall notify the owner of such determination by certified mail, return receipt requested, sent to the address listed in the real estate tax records. Such notice shall also notify the owner that he/she is required to correct the violation. If the violation is not corrected within thirty (30) days after receipt of such notice, the county administrator or his/her designee may correct the violation. The cost of such correction, together with an administrative handling charge of one hundred fifty dollars (\$150.00), shall be billed to the owner; and if not paid within thirty (30) days, the cost of correction and any administrative charge shall be added to and collected in the same manner as the real estate tax on such property. In addition, the county administrator or his/her designee shall certify to the clerk of the circuit court of the county that the cost and charge is unpaid and the clerk shall record such unpaid cost and charge in the judgment lien docket book. **In the event that the County must seek compliance through court action, the court may, upon request, grant to the County a reasonable attorney's fee.**
- (e)(g) No person shall connect a storm drain to an on-site sewage treatment system. No person shall discharge unpolluted storm water, surface water, groundwater, roof runoff or subsurface drainage or other unpolluted drainage into an on-site sewage treatment system.

At its May 21st, June 18th, and July 16th meetings, the Board of Supervisors discussed the County's mandatory septic pump-out program for properties bordering Smith Mountain Lake. Specifically, Board members requested that staff perform additional research into policy options that would exempt certain types of properties - including family homesteads and seldom-used properties - from the requirements of Sec. 17-8 of the Franklin County Code.

Sec. 17-8 requires that all on-site sewage treatment systems (i.e. septic tanks and drainfields) located within 500 feet of the 795-foot contour of the shores of Smith Mountain Lake be inspected and/or pumped at least once every five (5) years. The ordinance does not currently allow for any exemptions or waivers from this requirement. Properties that are seldom used - and therefore not likely to generate any significant amounts of septic waste or effluent - are nonetheless required to be inspected and/or pumped every five years.

Staff has prepared a draft amendment to Sec. 17-8, to allow property owners an opportunity to apply for an exemption from the 5-year pump/inspection requirement, if they can demonstrate that the property was seldom-used during the previous 5-year period. This amendment does not create an automatic exemption; rather, the burden is placed on the property owner to request the exemption, and to provide the necessary documentation to satisfy new code criteria for seldom-used properties.

According to the proposed amendment, properties may be exempted from the requirement to pump if the property owner can demonstrate one or more of the following:

1. That the septic system was inspected by an approved sewage handler, and that such inspection showed that the septic tank is not approaching capacity.
2. That the property was unused, vacant or dormant for a period of three years.

The proposed amendment also clarifies that, in the event that the County must seek compliance through the courts, the County may be entitled to recover attorney's fees in addition to the imposition of a civil penalty.

**RECOMMENDATION:**

The above amendments to Sec. 17-8 of the Franklin County Code have been duly advertised and scheduled for public hearing on Tuesday, August 20, 2013.

Staff recommends that the Board of Supervisors approve these amendments to Sec. 17-8.

Mr. Holthouser advised the Board an additional amendment has been added regarding the County being able to collect attorney fees.

Public Hearing was opened.

Russell Johnson, citizen, shared with the Board facts regarding 7 separate entities of said ordinance. Mr. Johnson requested the Board to leave the ordinance as originally adopted.

Ron Hamblin, resident of Baywood Drive, asked the Board several questions regarding records with distances from the water level lines for home owners. How would a landowner know if a vendor is registered and licensed within the County? Mr. Hamblin asked if the \$35.00 registration fee is a one-time fee and he was advised, yes.

\*\*\*\*\*

Public Hearing was closed.

**(RESOLUTION #13-08-2013)**

**NOW THEREFORE BE IT ORDAINED**, by the Board of Supervisors to approve the proposed ordinance amendment, as advertised, and that the public purpose is public necessity, convenience, general welfare, or good zoning practice and in accord with the requirements of Section 25-729 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended.

MOTION BY: Ronnie Thompson

SECONDED BY: Bob Camicia

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

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**PETITION FOR REZONE** – Petition of **Plyler Properties, Inc. Petitioners /Owners** requesting a rezone to amend previously approved proffers for property zoned B-2, Business District General. The property consists of +/- 11 acres and is located at the intersection of SR 40 and SR 647 in the Union Hall District of Franklin County, and is further identified as Franklin County Tax Map/Parcel # 0660007101AA.

Neil Holthouser, Director of Planning & Community Development presented the staff's report, as follows:

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## SITE DETAILS

**Property Identified as:**  
Tax Map # 66, Parcel # 71.01AA

**Location**  
Hwy 40E and Kay Fork Rd [SR 647]

**Future Land Use:**  
Low Density Residential

**Zoned:**  
B-2, General Business District with Proffers

**Size:**  
+/- 11 acres

**District:**  
Union Hall

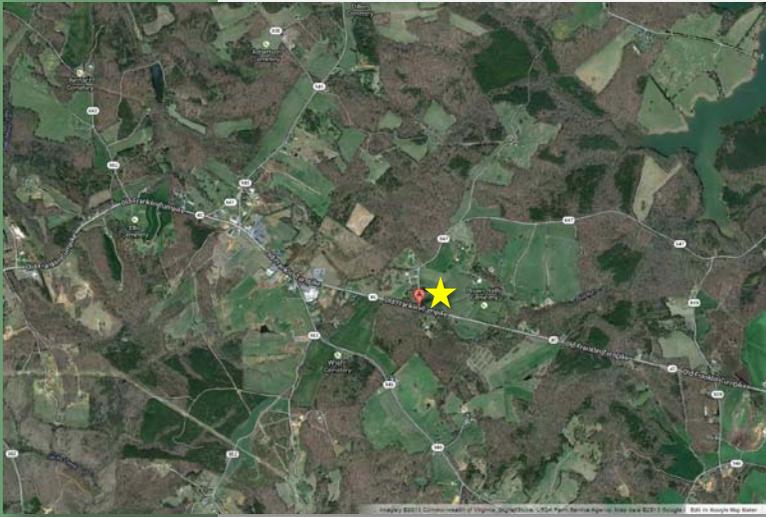
**Owner/ Applicants:**  
Plyler Properties, Inc.



Tuesday, August 20, 2013
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### SITE LOCATION



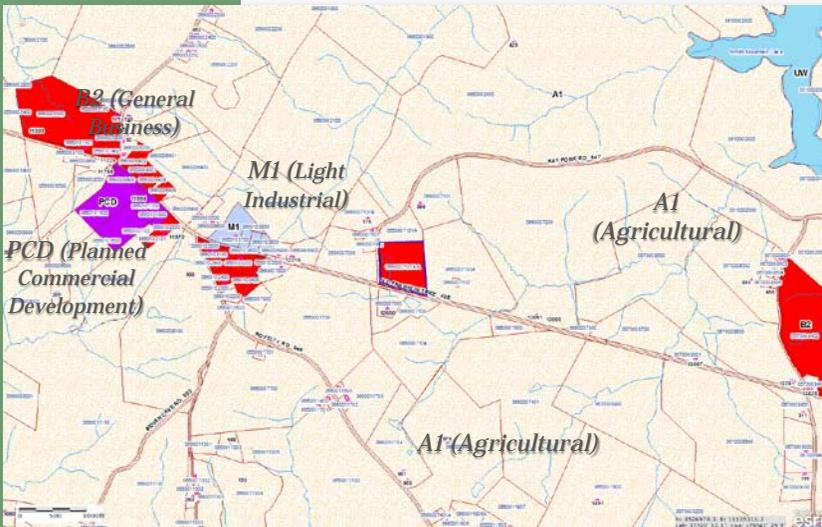
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### SURROUNDING ZONING



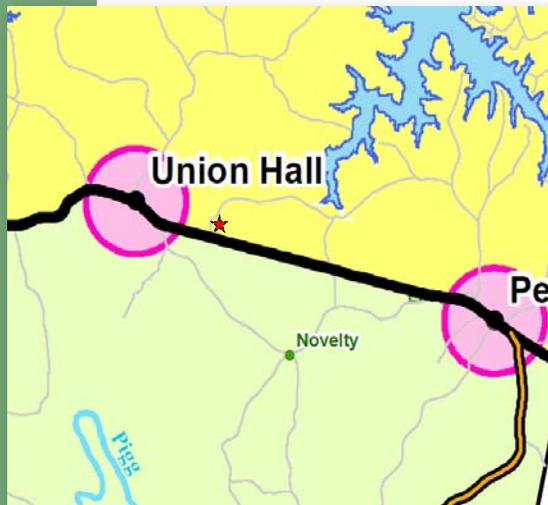
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### LAND USE PLAN



Tuesday, August 20, 2013

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**Original Concept Plan**

- Landscape buffer surrounding site – to be installed as development phases, replacing natural areas
- Two (2) total buildings
  - 20k sf Contractor's office and storage to rear ( Ph I)
  - 18,000 sf Retail/office building in front ( Ph II)
- Traditional stormwater management
- Architectural standards
- Entrance has been reviewed and approved by VDOT
- Site plan has been approved



**APPROVED DEVELOPMENT CONCEPT PLAN**

Tuesday, August 20, 2013

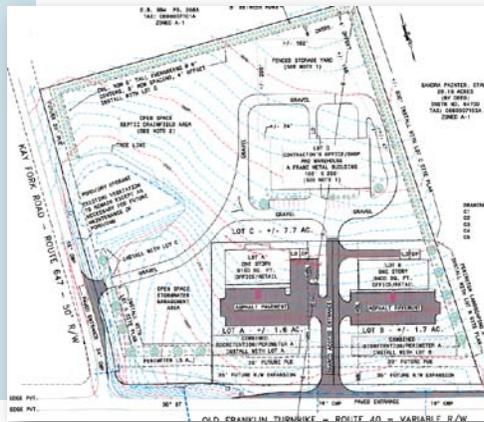
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**Proposed Concept Plan**

- Landscape buffer – phased w/ development, Natural Areas to remain
- Three (3) total buildings on three (3) lots
  - Retail/office use split into two buildings on two (2) lots (Phase I)
  - Contractor's office and storage to rear (Phase II)
- Low-impact stormwater management complements street yard landscaping
- Architectural standards
- Relocated Entrance – must be reviewed and approved by VDOT

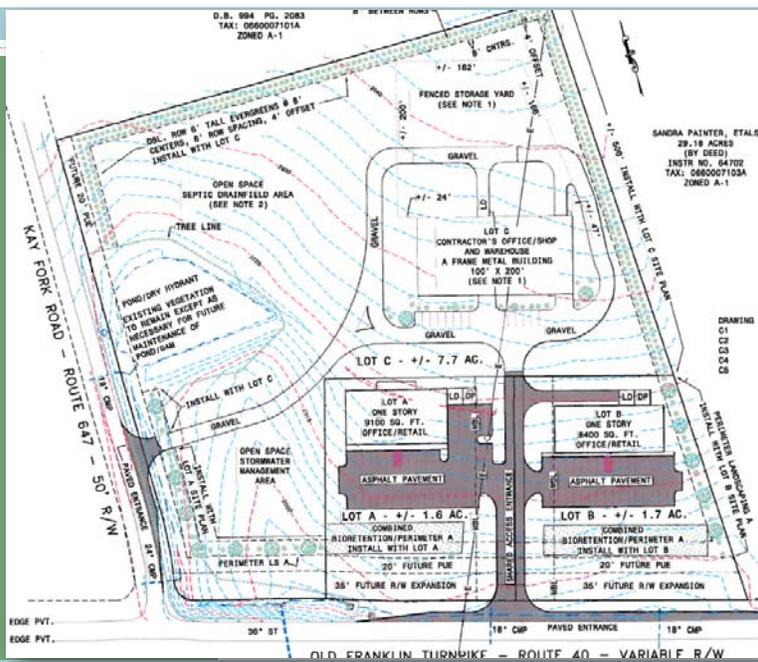


**AMENDED DEVELOPMENT CONCEPT PLAN**

Tuesday, August 20, 2013

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Tuesday, August 20, 2013

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**REZONING CASE #5-09-02 (October 2005)**  
*List of Approved Proffers from Final Order*

WHEREAS, after full consideration at the public hearing held on October 18, 2005, the Franklin County Board of Supervisors determined that the rezone be **GRANTED** with the following proffers:

- The subject property shall be developed in substantial conformity with the Rezoning Request Concept Plan for Plyler Properties, Inc., dated August 12, 2005, and revised October 13, 2005, prepared by Phillip W. Nester, Inc. Any additional uses or substantial changes in this request shall be subject to a separate public hearing.
- The proposed entrance on Route 40 and Route 647 shall be designed to meet VDOT standards for the total project and shall be constructed as part of Phase I development.
- The storage yard shall be located at the rear of the proposed contractor's office, shop and warehouse building and shall be fenced with a six-foot tall chain link fence for security purposes. All outside storage shall be within the fenced storage yard as shown on the revised Concept Plan.
- The contractor's office, shop and warehouse building shall be a metal building with a partial second story loft designated for office space. The architectural design shall be in substantial conformity with the conceptual rendering made by Providence Engineering entitled "Conceptual Elevation Views" dated October 10, 2005, on file with the rezoning request. The front of the building shall be "split face" block, painted an earth tone color. The sides of the building will be metal. Landscaping on the front and sides of this building shall be as shown on the said conceptual rendering by Providence Engineering. This plan shows small vegetation at the entrance door and two (2) "break" areas providing for small vegetation, two (2) evergreen trees and a hardwood tree. Landscaping of the sides of the building shall be, in general, the same as the front.
- The office and retail building shall be a one story metal building with brick and stucco facade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building. Landscaping at the front of the building shall be, generally, as shown on the aforesaid conceptual rendering made by Providence Engineering, dated October 10, 2005.
- Final site plan submittals shall comply with all the applicable county, state and federal agency requirements.
- The applicant will plant and maintain within the landscaping area beginning on the north side of the pond running along the west property line, and, running the entire length of the north boundary line and 500' +/- along the east boundary line a screening/buffer of planted evergreen trees, 6 feet tall at the time of planting, two (2) rows staggered on 8' centers with 8' spacing between rows and a 4' spacing off-set as shown on the said revised concept plan. Additionally, the existing natural buffer/vegetation shall remain between the pond and State Route 647 and, further, below the Pond/Dam along Route 647 to the entrance of Phase I, and be disturbed only as necessary to upgrade/maintain the pond and dam or to provide for the P.U.E.'s. The existing natural buffer/vegetation shall, also, remain from the entrance of Phase I, south along Route 647 and along Route 40, until such time as construction begins for Phase II of the development at which time such areas shall be cleared and replaced with Perimeter Landscaping A established according to Franklin County code in the location/areas shown on the revised Concept Plan. All said areas being as shown on the aforesaid Nester Concept Plan dated August 12, 2005 and revised October 13, 2005.
- The applicant shall provide the County of Franklin an easement for the location, use and maintenance of the existing dry hydrant at the pond for use by public safety.
- The applicant shall provide a setback of thirty-five (35') feet along Route 40 to provide for the possible future expansion of Route 40 and, also, a twenty (20') foot P.U.E., along Route 40 and along Route 647, as shown on the concept plan. Applicant will not oppose the location of a 10' bike trail to be located within the 20' P.U.E. area provided the same is not at applicants or applicants assigns expense and does not interfere with any utility easement.
- At such future time as public water and/or public sewer should be available at this site, the applicant or its successor in interest shall "hook on" to the same.

**APPROVED PROFFERS**

Tuesday, August 20, 2013 REZO-7-13-11982 9

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**Plyler Properties, Inc.**  
*Proposed Proffers*

- The subject property shall be developed in substantial conformity with the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc. Any additional uses or substantial changes in this request shall be subject to a separate public hearing.
- The proposed entrances on Route 40 and Route 647 shall be designed to meet VDOT standards for the total project. The entrance on Route 40 shall be constructed for the total project with the final site plan approval request submitted for either Lot A, Lot B, or Lot C. The proposed entrance on Route 647 shall be constructed with the site plan approval request for Lot C.
- The storage yard shall be located at the rear of the proposed contractor's office, shop and warehouse building and shall be fenced with a six-foot tall chain link fence for security purposes. All outside storage shall be within the fenced storage yard as shown on the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.
- The contractor's office, shop and warehouse building located on Lot C shall be a metal building with a partial second story loft designated for office space. The architectural design shall be in substantial conformity with the conceptual rendering made by Providence Engineering entitled "Conceptual Elevation Views" dated October 20, 2005, (see Amended Concept Plan Request Sheet 3 of 5) and the building plans prepared by Providence Engineering dated July 15, 2007 submitted with the original site plan approved by Franklin County on September 7, 2007 (see Amended Concept Plan Request Sheet 4 of 5). The front of the building shall be "split face" block, painted an earth tone color. The sides of the building will be metal. Landscaping on the front and sides of this building shall be as shown on the said conceptual rendering by Providence Engineering. This plan shows small vegetation at the entrance door and two (2) "break" areas providing for small vegetation, two (2) evergreen trees and a hardwood tree. Landscaping of the sides of the building shall be, in general, the same as the front.
- The office and/or retail building located on Lot A may be a one story metal building with brick and stucco type (EFG) facades on the front and each side of the building with a flat roof pitched to the rear of the building as shown on the rendering dated March 28, 2013 prepared by Rick Beck/Roberts, Inc. designated as Retail Building Lot A. (see Amended Concept Plan Request Sheet 5 of 5). The office and retail building located on Lot B shall be a one story metal building as shown on the conceptual rendering made by Providence Engineering, dated October 10, 2005 (designated as Office/Retail Lot B on Amended Concept Plan Request Sheet 3 of 5) with brick and stucco facade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building. The applicant reserves the right to mirror Lot B conceptual layout onto Lot A should negotiations with a national retailer be unsuccessful.
- Final site plan submittals shall comply with all the applicable county, state, and federal agency requirements.
- With any site plan approval request submitted for Lot C, the applicant will plant and maintain within the landscaping area beginning on the north side of the pond running along the west property line, and running the entire length of the north boundary line and 500' +/- along the east boundary line a screening/buffer of planted evergreen trees, 6 feet tall at the time of planting, two (2) rows staggered on 8' centers with 8' spacing between rows and a 4' spacing off-set as shown on Sheet 1 of the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc. With any site plan approval request submitted for Lot B, the applicant will plant and maintain the required bio-retention filter landscaping for Lot B adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. With any site plan approval request submitted for Lot A, the applicant will plant and maintain the combined Perimeter Landscaping A/ bio-retention filter landscaping for Lot A adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. The existing natural buffer/vegetation shall remain between the pond and State Route 647 and along Route 40, until such time as construction begins for Lot A of the development. With any site plan approval request submitted for Lot A the existing vegetation shall be cleared and replaced with Perimeter Landscaping A established according to Franklin County Code with the exception of areas shown for the entrance to Lot C from Route 647, Perimeter Landscaping A between the entrance on Route 647 and the existing pond shall be installed with site plan approval of Lot C. All said areas being as shown on Sheet 1 of the aforesaid Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.
- The applicant shall provide the County of Franklin an easement for the location, use and maintenance of the existing dry hydrant at the pond for use by public safety.
- The applicant shall provide a setback of thirty-five (35') feet along Route 40 to provide for the possible future expansion of Route 40 and, also, a twenty (20') foot P.U.E., along Route 40 and along Route 647, as shown on the concept plan. Applicant will not oppose the location of a 10' bike trail to be located within the 20' P.U.E. area provided the same is not at applicants or applicants assigns expense and does not interfere with any utility easement.
- At such future time as public water and/or public sewer should be available at this site, the applicant or its successor in interest shall "hook on" to the same.

**PROPOSED PROFFERS**

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**RECOMMENDATION**

*The Planning Commission recommends that the Board of Supervisors approve the request for rezoning from B-2, Business District General, with proffers, to B-2, Business District General, with amended proffers, as requested, accepting the petitioner's statement of proffers.*

*Vote: 4-2 (Colby, Ralph opposed; Mitchell absent)*

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Public Hearing was opened.

Jim Lovell, Engineer, Earth Environmental and Phil Nester, Land Surveyor, (Retired), representing Plyler Properties walked through the old and proposed proffers as follows:

Mr. Nester he is now retired and stated the submission of the wrong concept plan was his error and was in no way any fault of County staff or Earth Environmental and wanted to state this for the record.

### Old & Proposed Proffers

- OLD 1. The subject property shall be developed in substantial conformity with the **Rezoning Request Concept Plan** for Plyler Properties, Inc., dated **August 12, 2005, and revised October 13, 2005, prepared by Philip W. Nester, Inc.** Any additional uses or substantial changes in this request shall be subject to a separate public hearing.
- NEW 1. The subject property shall be developed in substantial conformity with the **Amended Concept Plan Request** for Plyler Properties, Inc., dated **June 27, 2013, prepared by Earth Environmental and Civil, Inc.** Any additional uses or substantial changes in this request shall be subject to a separate public hearing.
- OLD 2. The proposed entrance on Route 40 and Route 647 shall be designed to meet VDOT standards for the total project **and shall be constructed as part of Phase I development.**
- NEW 2. The proposed entrances on Route 40 and Route 647 shall be designed to meet VDOT standards for the total project. **The entrance on Route 40 shall be constructed for the total project with the first site plan approval request submitted for either Lot A, Lot B, or Lot C. The proposed entrance on Route 647 shall be constructed with the site plan approval request for Lot C.**
- OLD 3. The storage yard shall be located at the rear of the proposed contractor's office, shop and warehouse building and shall be fenced with a six-foot tall chain link fence for security purposes. All outside storage shall be within the fenced storage yard as shown on the **revised Concept Plan.**
- NEW 3. The storage yard shall be located at the rear of the proposed contractor's office, shop and warehouse building and shall be fenced with a six-foot tall chain link fence for security purposes. All outside storage shall be within the fenced storage yard as shown on the **Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.**

- OLD 4. The contractor's office, shop and warehouse building shall be a metal building with a partial second story loft designated for office space. The architectural design shall be in substantial conformity with the conceptual rendering made by Providence Engineering entitled "Conceptual Elevation Views" dated October 10, 2005, on file with the rezoning request. The front of the building shall be "split face" block, painted an earth tone color. The sides of the building will be metal. Landscaping on the front and sides of this building shall be as shown on the said conceptual rendering by Providence Engineering. This plan shows small vegetation at the entrance door and two (2) "break" areas providing for small vegetation, two (2) evergreen trees and a hardwood tree. Landscaping of the sides of the building shall be, in general, the same as the front.
- NEW 4. The contractor's office, shop and warehouse building located on Lot C shall be a metal building with a partial second story loft designated for office space. The architectural design shall be in substantial conformity with the conceptual rendering made by Providence Engineering entitled "Conceptual Elevation Views" dated October 10, 2005, (see Amended Concept Plan Request Sheet 3 of 5) and the building plans prepared by Providence Engineering dated July 25, 2007 submitted with the original site plan approved by Franklin County on September 7, 2007 (see Amended Concept Plan Request Sheet 4 of 5). The front of the building shall be "split face" block, painted an earth tone color. The sides of the building will be metal. Landscaping on the front and sides of this building shall be as shown on the said conceptual rendering by Providence Engineering. This plan shows small vegetation at the entrance door and two (2) "break" areas providing for small vegetation, two (2) evergreen trees and a hardwood tree. Landscaping of the sides of the building shall be, in general, the same as the front.
- OLD 5. The office and retail building shall be a one story metal building with brick and stucco façade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building. Landscaping at the front of the building shall be, generally, as shown on the aforesaid conceptual rendering made by Providence Engineering, dated October 10, 2005.
- NEW 5. The office and/or retail building located on Lot A may be a one story metal buildings with brick and stucco type (EFIS) façades on the front and each side of the buildings with a flat roof pitched to the rear of the building as shown on the rendering dated March 28, 2013 prepared by Rick Jack/Architect, Inc. designated as Retail Building Option 1 Lot A (see Amended Concept Plan Request Sheet 5 of 5) or a one story metal building as shown on the conceptual rendering made by Providence Engineering, dated October 10, 2005 (designated as Office/Retail Option 2 for Lot A on Amended Concept Plan Request Sheet 3 of 5) with brick and stucco façade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building. The office and retail building located on Lot B shall be a one story metal building as shown on the conceptual rendering made by Providence Engineering, dated October 10, 2005 (designated as Office/Retail Lot B on Amended Concept Plan Request Sheet 3 of 5) with brick and stucco façade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building.

- OLD 6. Final site plan submittals shall comply with all the applicable county, state, and federal agency requirements.
- NEW 6. Final site plan submittals shall comply with all the applicable county, state, and federal agency requirements.
- OLD 7. The applicant will plant and maintain within the landscaping area beginning on the north side of the pond running along the west property line, and running the entire length of the north boundary line and 500 +/- along the east boundary line a screening/buffer of planted evergreen trees, 6 feet tall at the time of planting, two (2) rows staggered on 8' centers with 8' spacing between rows and a 4' spacing off-set as shown on the said revised concept plan. Additionally, the existing natural buffer/vegetation shall remain between the pond and State Route 647 and along Route 40, until such time as construction begins for Phase II of the development at which time such areas shall be cleared and replaced with Perimeter Landscaping A established according to Franklin County code in the location/areas shown on the revised Concept Plan. All said areas being as shown on the aforesaid Nester Concept Plan dated August 12, 2005 and revised October 13, 2005.
- NEW 7. With any site plan approval request submitted for Lot C, the applicant will plant and maintain within the landscaping area beginning on the north side of the pond running along the west property line, and running the entire length of the north boundary line and 500 +/- along the east boundary line a screening/buffer of planted evergreen trees, 6 feet tall at the time of planting, two (2) rows staggered on 8' centers with 8' spacing between rows and a 4' spacing off-set as shown on Sheet 1 of the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc. With any site plan approval request submitted for Lot B, the applicant will plant and maintain the required Perimeter Landscaping A along the east boundary and the combined Perimeter Landscaping A/ bio-retention filter landscaping for Lot B adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. With any site plan approval request submitted for Lot A, the applicant will plant and maintain the combined Perimeter Landscaping A/ bio-retention filter landscaping for Lot A adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. The existing natural buffer/vegetation shall remain between the pond and State Route 647 and along Route 40, until such time as construction begins for Lot A of the development. With any site plan approval request submitted for Lot A the existing vegetation shall be cleared and replaced with Perimeter Landscaping A established according to Franklin County Code. All said areas being as shown on Sheet 1 of the aforesaid Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.

OLD 8. The applicant shall provide the County of Franklin an easement for the location, use and maintenance of the existing dry hydrant at the pond for use by public safety.

NEW 8. The applicant shall provide the County of Franklin an easement for the location, use and maintenance of the existing dry hydrant at the pond for use by public safety.

THE DRY HYDRANT HAS BEEN INSTALLED.

OLD 9 The applicant shall provide a setback of thirty-five (35') feet along Route 40 to provide for the possible future expansion of Route 40 and, also, a twenty (20') foot P.U.E., along Route 40 and along Route 647, as shown on the concept plan. Applicant will not oppose the location of a 10' bike trail to be located within the 20' P.U.E. area provided the same is not at applicants or applicants assigned expense and does not interfere with any utility easement.

NEW 9. The applicant shall provide a setback of thirty-five (35') feet along Route 40 to provide for the possible future expansion of Route 40 and, also, a twenty (20') foot P.U.E., along Route 40 and along Route 647, as shown on the concept plan. Applicant will not oppose the location of a 10' bike trail to be located within the 20' P.U.E. area provided the same is not at applicants or applicants assigned expense and does not interfere with any utility easement.

OLD 10. At such future time as public water and/or public sewer should be available at this site, the applicant or its successor in interest shall "hook on" to the same.

NEW 10. At such future time as public water and/or public sewer should be available at this site, the applicant or its successor in interest shall "hook on" to the same.





No one spoke for or against the proposed rezone

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Public Hearing was closed.

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**(RESOLUTION #14-08-2013)**

BE IT THEREFORE ORDAINED, by the Board of Supervisors to approve the aforementioned rezoning with proffers, whereby the proposed rezoning will not be of substantial detriment to adjacent property, that the character of the projected future land use of the community will not be adversely impacted, that such use will be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare, will promote good zoning practice and is in accord with Section 25-730 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended with the following proffers and deviations:

**Plyler Properties, Inc., Case # REZO-7-13-11982-Proffers**

1. The subject property shall be developed in substantial conformity with the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc. Any additional uses or substantial changes in this request shall be subject to a separate public hearing.
2. The proposed entrances on Route 40 and Route 647 shall be designed to meet VDOT standards for the total project. The entrance on Route 40 shall be constructed for the total project with the first site plan approval request submitted for either Lot A, Lot B, or Lot C. The proposed entrance on Route 647 shall be constructed with the site plan approval request for Lot C.
3. The storage yard shall be located at the rear of the proposed contractor's office, shop and warehouse building and shall be fenced with a six-foot tall chain link fence for security purposes. All outside storage shall be within the fenced storage yard as shown on the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.
4. The contractor's office, shop and warehouse building located on Lot C shall be a metal building with a partial second story loft designated for office space. The architectural design shall be in substantial conformity with the conceptual rendering made by Providence Engineering entitled "Conceptual Elevation Views" dated October 10, 2005, (see Amended Concept Plan Request Sheet 3 of 5) and the building plans prepared by Providence Engineering dated July 25, 2007 submitted with the original site plan approved

by Franklin County on September 7, 2007 (see Amended Concept Plan Request Sheet 4 of 5). The front of the building shall be "split face" block, painted an earth tone color. The sides of the building will be metal. Landscaping on the front and sides of this building shall be as shown on the said conceptual rendering by Providence Engineering. This plan shows small vegetation at the entrance door and two (2) "break" areas providing for small vegetation, two (2) evergreen trees and a hardwood tree. Landscaping of the sides of the building shall be, in general, the same as the front.

5. The office and/or retail building located on Lot A may be a one story metal buildings with brick and stucco type (EFIS) facades on the front and each side of the buildings with a flat roof pitched to the rear of the building as shown on the rendering dated March 28, 2013 prepared by Rick Jack/Architect, Inc. designated as Retail Building Lot A (see Amended Concept Plan Request Sheet 5 of 5). The office and retail building located on Lot B shall be a one story metal building as shown on the conceptual rendering made by Providence Engineering, dated October 10, 2005 (designated as Office/Retail Lot B on Amended Concept Plan Request Sheet 3 of 5) with brick and stucco facade on the front and each side of the building. The building shall have a flat roof pitched to the rear of the building. The applicant reserves the right to mirror Lot B conceptual layout onto Lot A should negotiations with a national retailer be unsuccessful.
6. Final site plan submittals shall comply with all the applicable county, state, and federal agency requirements.
7. With any site plan approval request submitted for Lot C, the applicant will plant and maintain within the landscaping area beginning on the north side of the pond running along the west property line, and running the entire length of the north boundary line and 500 +/- along the east boundary line a screening/buffer of planted evergreen trees, 6 feet tall at the time of planting, two (2) rows staggered on 8' spacing between rows and a 4' spacing offset as shown on Sheet 1 of the Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc. With any site plan approval request submitted for Lot B, the applicant will plant and maintain the required Perimeter Landscaping A along the east boundary and the combined Perimeter Landscaping A/bio retention filter landscaping for Lot B adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. With any site plan approval request submitted for Lot A, the applicant will plant and maintain the required Perimeter Landscaping A/bio retention filter landscaping for Lot A adjacent to Route 40 as shown on Sheet 1 of the Amended Concept Plan Request. The existing natural buffer/vegetation shall remain between the pond and State Route 647 and along Route 40, until such time as construction begins for Lot A of the development. With any site plan approval request submitted for Lot A, the existing vegetation shall be cleared and replaced with Perimeter Landscaping A established according to Franklin County Code with the exception of areas shown for the entrance to Lot C from Route 647. Perimeter Landscaping A between the entrance on Route 647 and the existing pond shall be installed with site plan approval for Lot C. All said areas being as shown on Sheet 1 of the aforesaid Amended Concept Plan Request for Plyler Properties, Inc., dated June 27, 2013, prepared by Earth Environmental and Civil, Inc.
8. The applicant shall provide the County of Franklin an easement for the location, use and maintenance of the existing dry hydrant at the pond for use by public safety.
9. The applicant shall provide a setback of thirty-five (35') feet along Route 40 to provide for the possible future expansion of Route 40 and, also, a twenty (20') foot P.U.E., along Route 40 and along Route 647, as shown on the concept plan. Applicant will not oppose the location of a 10' bike trail to be located within the 20' P.U.E. area provided the same is not at applicants or applicants assigned expense and does not interfere with any utility easement.
10. At such time as public water and/or public sewer should be available at this site, the applicant or its successor in interest shall "hook on" to the same.

MOTION BY: Charles Wagner  
 SECONDED BY: Bobby Thompson  
 VOTING ON THE MOTION WAS AS FOLLOWS:  
 AYES: Thompson, Wagner, Brubaker, Thompson & Cundiff  
 NAYS: Mitchell & Camicia

MOTION PASSED WITH A 5-2 VOTE.

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#### PUBLIC NOTICE

In accordance with State Code Section 15.2-1800 (B), the Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M., on Tuesday, August 20, 2013**, at the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to

consider granting to the Free Clinic an easement for temporary grading, stormwater discharge and location of a sewer easement starting at the north east corner of Tax Parcel 211-1.1 currently owned by the County of Franklin as described in Deed Book 889, Page 1259; adjoining the lands of Charles R. Burt (Tax 210-20), Franklin Plaza Partners, LLC. Chairman

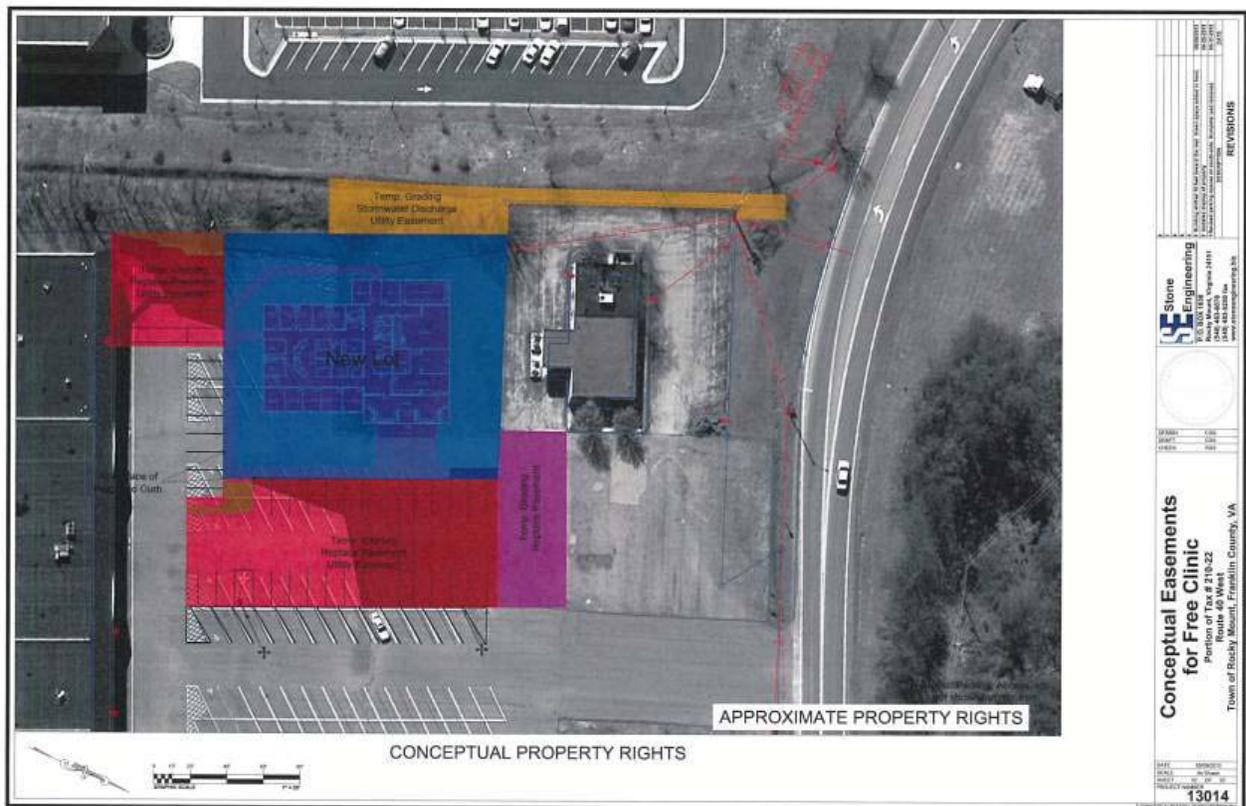
Mike Thurman, Director of General Properties, stated Bernard Healthcare Center (also known as the Free Clinic of Franklin County, Inc.) is proposing to construct a new office building/medical center on property adjacent to the Franklin County Government Center. The property of this proposed improvement is identified as portion of Tax Map and Parcel Number 2100002200.

Free Clinic of Franklin County, Inc. has approached the County with a request to grant an easement on the eastern boundary of the Franklin County Government Center. The requested easement would be for “temporary grading, stormwater discharge and sewer line placement”. The legal description of the easement is contained within the required ad (a copy submitted with the Board’s packet).

**RECOMMENDATIONS:**

Should the Board deem this request acceptable it should be further noted that all work must be carried out in strict adherence with all applicable practices, codes and regulations.

Public Hearing was opened.



Mike Thurman, Director of General Properties, discussed the three (3) phase easement as advertised. Mr. Thurman stated he would like to see approval for the project be contingent upon the County’s review over the stormwater management be taken care of.

Eric Ferguson, Attorney representing the Free Clinic addressed the Board regarding the request as advertised.

Dean Stone, Engineer, stated there would be a stormwater discharge management on a one for one exchange and a site plan shared with the Town of Rocky Mount/County of Franklin.

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Public Hearing was closed.

**(RESOLUTION #15-08-2013)**

**NOW THEREFORE BE IT ORDAINED**, by the Board of Supervisors to approve the advertised granting to the Free Clinic for an easement for temporary grading, stormwater discharge and location of a sewer easement starting at the north east corner of Tax Parcel 211-1.1 currently

owned by the County of Franklin as described in Deed Book 889, Page 1259; adjoining the lands of Charles R. Burt (Tax 210-20), Franklin Plaza Partners, LLC.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

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Chairman Cundiff adjourned the meeting.

\_\_\_\_\_  
DAVID CUNDIFF  
CHAIRMAN

\_\_\_\_\_  
SHARON K. TUDOR, MMC  
COUNTY CLERK