

U8hTHE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, NOVEMBER 19, 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 Leland Mitchell.

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**PUBLIC COMMENT:**

***Jennifer Helms/Windy Gap Elementary School Track Paving***

I am here to ask the Board of Supervisors to consider assisting with the costs of paving part or most of the track at the Windy Gap Park. This park is located in front of Windy Gap Elementary School, 465 Truman Hill Road, Hardy, VA. I have submitted some pictures of the track field, along with two estimates from local paving companies. The estimated cost to pave half of the track is \$30,000. The estimated cost to pave the complete track is \$52,000. The Windy Gap Park was completed in 2009 and it now has large areas that are covered with grass (see submitted pictures). Listed below are several of the reasons why the community and Windy Gap Elementary School would benefit from completing the track at Windy Gap Park.

1. Community members walk/run on this track before and after school and on the weekends.
2. Soccer and softball practices (through Franklin County Parks and Recreation) take place for at least 30 weeks of the year on the field that the track surrounds. Family members walk on the track while their children are practicing.
3. Families also utilize the track and park area when the school is having basketball practices in the winter and cheer practices throughout the school year.
4. The YMCA has a before and after school program at Windy Gap Elementary that uses the track field.
5. The Windy Gap Elementary teachers bring their students out to walk on the track to get an exercise break. The track currently gets muddy and dries out slowly, which means fewer chances for the students to benefit from the track.
6. Windy Gap Elementary has a walk/jog program (WOG) after school in the fall and spring. At least 30 families and several faculty members participate twice each year. Parents and faculty walk on the track with the children that are signed up for this program.
7. The Windy Gap Park has playground equipment. In 2012, a covered picnic shelter was built by the Franklin County School Maintenance Department. The Windy Gap PTO paid for the materials required to build the picnic shelter. These two additions make the park more inviting for families to come to the park area after school and on the weekend.
8. The 5<sup>th</sup> graders at Windy Gap Elementary train for the county-wide track meet each year on the track at Windy Gap Park.
9. The Windy Gap students use the track to practice for their yearly fitness tests.
10. The costs to pave the track are expected to go up each year.
11. If the Windy Gap Park is taken care of, it will provide a local space that promotes fitness and exercise. It will be a source of community pride and will offer the

community a space to connect with neighbors, making this part of the county more inviting, marketable and safe.

Any support from the Franklin County Board of Supervisors to help with paving the track at the Windy Gap Park will be greatly appreciated.

The Board requested staff to research the request and to utilize Parks & Recreation for assistance..

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***Daryl Taylor/Request to Increase Exemption for Elderly Persons and the Totally and Permanently Disabled***

I ask the board to revisit the income requirements for real estate tax relief for the elderly and disabled with the requirement today is \$25,000 per year.

2. to fast track the application process for homeowners who's spouse has entered into a long term facility with no hope of returning to their residence.

There are 134 counties in Virginia, Franklin County per capita ranks 68<sup>th</sup> out 134 Virginia Counties. The three poorest per capita counties according to current statistics are Lee, Harrisonburg, and Buchanan Counties. Lee is ranked 133, Harrisonburg is ranked 128 and Buchanan is ranked 124 out of 134 counties. Income requirements for real estate tax relief for Lee County is \$25,000, Harrisonburg is \$30,000 and Buchanan County is \$25,000, again, Franklin County is 68<sup>th</sup> with a requirement of \$25,000.

Second- fast track the application for homeowners that have entered nursing home and or long term care facilities. A real time example for a married couple is he 80 and she is 82 and their net income from all sources is \$33,792. The wife entered a long term facility in July after a 5 month stay in the hospital and the current out of pocket expense after medicaid pays their part is \$941.00 a month and that is an \$11,292 reduction in income per year leaving the at home spouse less than \$23,000 to maintain some kind of lifestyle.

I am here to ask the County to honor the process for qualifying for medicaid as documentation in applying for real estate tax exemption and in doing this our aging seniors will not have to produce the same documentation twice.

In conclusion, every tax revenue organization uses counter measures to recoup lost revenue. I am not opposed to an increase in county sticker fees, real estate tax increase of \$.01 per \$100 which would generate approximately \$600,000 additional revenue per year or even a voluntary contribution on behalf of the elderly tax relief toward real estate taxes. This is only a few examples of a solution to this issue.

The elderly of Franklin County would greatly appreciate your consideration on these issues and I am sure each individual knowing they will someday be counted as elderly would agree.

Thank you for allowing me to address the board.

Staff will review the request.

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**CONSENT AGENDA**

**APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – OCTOBER 15, 2013**  
**APPROPRIATIONS**

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**VDOT – REVENUE SHARING/LANDING COURT**

At the August 20<sup>th</sup> Board of Supervisors' afternoon session, the Board of Supervisors granted permission for staff to advertise for revenue sharing candidates for FY2015. Staff advertised in the Franklin News Post and Smith Mountain Eagle from September 4 – September 27<sup>th</sup> seeking application submittal for revenue sharing to improve private roads and bring the roads into the State Highway System.

On October 15<sup>th</sup> at the afternoon session, the Board of Supervisors authorized the County Administrator to apply for revenue sharing for Landing Court located in Striper's Landing Subdivision. Also, the Board recommended if funding is allocated through revenue sharing by the State for this project, the County Administrator can proceed to implement the project

according to County policy and collect all required funds and rights-of-way or easements required prior to advertising the project.

On October 25<sup>th</sup> staff applied and submitted an application to the Local Assistance Division of VDOT for possible funding through revenue sharing for Striper's Landing Comp POA to bring Landing Court, a private road, into the State Secondary Highway System. Landing Court is a 50-foot right of way with five (5) permanent residences and one (1) vacant lot. Striper's Landing Comp POA provided a check for \$2,500 along with their letter of application.

The revenue sharing application is submitted showing the estimated cost of the project. The total estimated project cost is \$56,372, with \$3,000 in engineering cost and construction cost of \$53,372. Striper's Landing Comp POA will be responsible for half of the cost for an approximate cost of \$28,186.

**RECOMMENDATION:**

Staff respectfully requests that the Board of Supervisors adopt by resolution the FY2015 Revenue Sharing project for Landing Court located in Striper's Landing Subdivision.

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**RESOLUTION**

WHEREAS, the Franklin County Board of Supervisors desires to submit an application for an allocation of funds of up to \$28,186 through the Virginia Department of Transportation Fiscal Year 2015, Revenue Sharing Program; and,

WHEREAS, Twenty-six thousand one hundred eighty-six dollars of these funds are requested to fund grading, drainage, and surface of existing roadway, for 0.08 miles from Route 941 (Rolling Road) to end of cul-de-sac; and,

NOW, THEREFORE, BE IT RESOLVED THAT: The Franklin County Board of Supervisors hereby supports this application for an allocation of \$28,186 through the Virginia Department of Transportation Revenue Sharing Program.

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**2014-2015 VDOT/STRUCTURE REPLACEMENTS**

VDOT supplies information regarding the proposed structure replacements that are planned to begin in March 2014 and be completed by November 2015. Prior to finalizing the priority listing and contractor schedule, VDOT requests comments or concerns to be provided by the locality and other agencies on each project.

Please find below a list of projects for the proposed 2014/2015 structure replacements, which are culverts. Please note each culvert has the following information supplied: location of the project, vehicles per day, proposed detour length, and proposed duration of road closure.

The following projects advertisement date is March 11, 2014 and construction completion date is November 20, 2015.

**STR#6027 Culvert – Mill Creek – Route 605 – Henry Road**

- Located 0.01 miles from Route 903 (Horseshoe Point Road) and 0.24 miles from Route 798 (Knob Church Road)
- 822 vehicles per day
- Proposed Detour Length around work zone – approximately 3.6 miles (detour route attached)
- Proposed road closure duration – 30 (thirty) days

**STR#6451 Culvert – Doe Run – Route 707 – Ashpone Tavern Road**

- Located at the intersection of Route 674 (Doe Run Road) and 0.60 miles from Route 721 (Patti Road)
- 102 vehicles per day
- Proposed Detour Length around work zone – approximately 7.6 miles (detour route attached)
- Proposed road closure duration – 30 (thirty) days

The following project advertisement date is March 25, 2014 and construction completion date is November 20, 2015.

**STR#6007 Culvert – Guthrie Creek – Route 632 – Mount Carmel Road**





On October 25<sup>th</sup> staff submitted an application, contingent on Board of Supervisors approval, to the Local Assistance Division of VDOT for possible funding through revenue sharing for the Ferrum Pedestrian Bridge project. This included the pedestrian bridge, sidewalks, crosswalks, wayfinding signage, and lighting. The revenue sharing application is submitted showing the estimated cost of the project. The total estimated project cost is \$1,416,220. The revenue sharing application would be for \$704,610 with a match of \$704,610. It is expected that the \$704,610 match would come from grant proceeds from the CDBG construction grant being applied for in March. If such funding is not approved, the Board has the option of not proceeding with the revenue sharing application.

**RECOMMENDATION:**

Staff respectfully requests that the Board of Supervisors adopt by resolution the FY2015 Revenue Sharing project for the Ferrum Pedestrian Bridge.

**RESOLUTION**

WHEREAS, the Franklin County Board of Supervisors desires to submit an application for an allocation of funds of up to \$708,110 through the Virginia Department of Transportation Fiscal Year 2015, Revenue Sharing Program; and,

WHEREAS, Seven hundred eight thousand one hundred ten dollars of these funds are requested to fund the construction of a pedestrian bridge, sidewalks, crosswalks, lighting, and wayfinding signage, from Route 864 (Old Ferrum Road) to Route 805 (Fieldcrest Road); and,

NOW, THEREFORE, BE IT RESOLVED THAT: The Franklin County Board of Supervisors hereby supports this application for an allocation of \$708,110 through the Virginia Department of Transportation Revenue Sharing Program.

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**MAP-21 TRANSPORTATION ALTERNATIVES PROGRAM/FERRUM BRIDGE PROJECT RESOLUTION**

Per the Board's direction, staff has been working to identify various funding sources to help the County construct a much needed pedestrian bridge at Ferrum to improve safety and to increase business in the Downtown Ferrum area. The proposed project is targeted at improving pedestrian safety in the Ferrum community. Currently, there is no safe pedestrian route to cross the Norfolk Southern railroad, and pedestrians are forced on to the shoulder of the Rt. 40 bridge when crossing the railroad. The existing sidewalks approaching the bridge are also severely deteriorated, prone to drainage during rain events, and located on the north side of Rt. 40 where they provide minimal benefit to accessing local businesses and facilities. The proposed project consists of constructing a 230 LF pedestrian bridge over the Norfolk Southern Railroad adjacent to the existing Rt. 40 highway bridge, approximately 2,000 LF of sidewalk with painted crosswalks, installing 26 street lights, signage and landscaping. The proposed improvements will be designed and constructed to be ADA compliant. This bridge, along with various sidewalk, water, sewer, and drainage improvements, has been the subject of the recent CDBG Planning Grant application and a VDOT Revenue Sharing submission, as well as an anticipated CDBG construction grant to be submitted in March. A major funding source identified by staff is the use of the VDOT MAP-21 Program. By applying for both MAP-21 and Revenue Sharing funds, the County will best be able to fund the project with the least amount of local dollars possible.

To meet the November 1 application deadline, staff submitted an application, contingent on Board of Supervisors approval, to VDOT for MAP-21 Enhancement funding. This application included funding for the pedestrian bridge, sidewalks, crosswalks, wayfinding signage, and lighting. The total estimated project cost is \$1,416,220. MAP-21 will fund up to 80% of the total project cost with 20% coming from the locality (or another eligible source) as match. The MAP-21 application would be for \$1,132,976 with a match of \$283,244. It is expected that the \$283,244 match would come from grant proceeds from the CDBG construction grant being applied for in March. If such funding is not approved, the Board has the option of not proceeding with the MAP-21 application.

**RECOMMENDATION:**

Staff respectfully requests that the Board of Supervisors hold a public hearing to hear public comments on this application and to adopt by resolution the submission of a MAP-21 project application for the Ferrum Pedestrian Bridge.

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a resolution be received from the sponsoring local jurisdiction or agency requesting the Virginia Department of Transportation to establish a Transportation Alternatives project in Franklin County.

NOW, THEREFORE, BE IT RESOLVED, that Franklin County requests the Commonwealth Transportation Board to establish a project for the improvement of the Ferrum Community Improvement Project to construct a pedestrian bridge, sidewalks, crosswalks, lighting, and wayfinding signage.

BE IT FURTHER RESOLVED, that Franklin County hereby agrees to provide a minimum 20 percent matching contribution for this project.

BE IT FURTHER RESOLVED, that Franklin County hereby agrees to enter into a project administration agreement with the Virginia Department of Transportation and provide the necessary oversight to ensure the project is developed in accordance with all state and federal requirements for design, right of way acquisition, and construction of a federally funded transportation project.

BE IT FURTHER RESOLVED, that Franklin County will be responsible for maintenance and operating costs of any facility constructed with Transportation Alternatives Program funds unless other arrangements have been made with the Department.

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### **2014 CEDS DOCUMENT**

Each year, communities across America, including Franklin County, adopt lists of economic development-related projects for the coming year for submittal to the federal government. While the County does not expect to complete the entire list nor does adoption of the list give final approval by the Board for any project, submitting a wide variety of projects is advantageous to the locality. The Comprehensive Economic Development Strategy (CEDS) is used by the United States Economic Development Administration (USEDA) when reviewing potential grant recipients and USEDA cannot fund any projects that are not listed on the CEDS. For this reason, communities submit extremely aggressive lists of projects due to the uncertainty of what may happen over the next twelve months. If adopted by the Franklin County Board of Supervisors, the CEDS will be compiled with ones submitted by the other localities in the West Piedmont Planning District and forwarded to the USEDA.

The proposed list is identical to last year's submittal as to the projects listed, with updates to some of the expected costs for certain projects and changes to some priority numbers to reflect current County thinking. Project priorities are defined by their stage of planning and readiness to move forward. The proposed CEDS list attempts to capture as many known potential projects as possible and categorizes them based on the federal direction.

### **RECOMMENDATION:**

Staff respectfully requests that the Board of Supervisors approve the proposed CEDS list for submission to USED A.

### **COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRIORITY PROJECTS APRIL 1, 2014-MARCH 31, 2015**

<i>PROJECT</i>	<i>PRIORITY /TYPE</i>	<i>DESCRIPTION</i>	<i>FUNDING SOURCE</i>	<i>AMOUNT</i>	<i>TOTAL</i>	<i>ENVIRON- MENTAL IMPACT</i>	<i>NO. OF JOBS</i>
<b><i>Natural Gas Service Extension-- Franklin County</i></b>	1/II	Complete 12 mile service extension of Roanoke Gas to Franklin County/Rocky Mount Industrial Park	VTC USDA-RD Local Private	\$3,000,000 \$3,000,000 \$3,000,000 \$3,500,000	\$12,500,000	Positive	300+
<b><i>Burnt Chimney Water Extension-- Franklin County</i></b>	1/I	Complete extension of WVWA water line from Westlake to Burnt Chimney Community	VTC Local Private	\$250,000 \$2,495,345 \$1,000,000	\$3,745,345	Positive	50+
<b><i>New Business Park Near Rocky Mount--Franklin County</i></b>	1/I	Master planning, procurement, and development of new business park near Rocky Mount	VTC USDA-RD DHCD EDA Local	\$3,000,000 \$1,800,000 \$700,000 \$1,500,000 \$8,000,000	\$15,000,000	Positive	900+
<b><i>Franklin County/Rocky Mount</i></b>	1/I	Extension of industrial access, water and sewer, site	EDA	\$1,000,000	\$3,394,656	NA	250-300

<b>Industrial Park--Franklin County/</b>		improvements, completion of loop access road, and rail spur to serve expansion of existing heavy industrial site	Local	\$1,282,156				
<b>Town of Rocky Mount</b>			Rail Acc Funds	\$300,000				
			VTC	\$812,500				
<b>Penn Hall Regional Park Site Master Plan--Franklin County</b>	1/II	Develop master plan and development budget for 265-acre Penn Hall Regional Park facility	Local	\$60,000	\$300,000	---	---	
			DCR	\$60,000				
			DGIF	\$60,000				
			VTC	\$60,000				
			AEP	\$60,000				
<b>Ferrum Downtown Improvements--Franklin County</b>	1/II	Develop sidewalks, railroad pedestrian bridge, "Main Street" scale improvements	DHCD	\$1,387,000	\$2,379,000	Positive	20-30	
			VDOT	\$708,000				
			Local	\$284,000				
<b>Park System Improvements--Franklin County</b>	1/II	Improvements to public park units in Franklin County per the existing Capital Improvements Program	DCR	\$150,000	\$3,550,000	Positive	NA	
			Local	\$3,000,000				
			VDOT	\$400,000				
<b>Last-Mile Broadband Expansion--Franklin County</b>	1/III	Study and implement a last-mile solution to provide County businesses and consumers fast, accessible, and affordable telecommunications service	EDA	\$500,000	\$1,800,000	Positive	100+	
			Local	\$100,000				
			State Private	\$200,000				
				\$1,000,000				
<b>County Trail System--Franklin County</b>	1/III	Development of trail system per adopted County Trail Plan (Phase 1)	DCR	\$300,000	\$2,100,000	Positive	NA	
			VTC	\$200,000				
			VDOT	\$800,000				
			Local	\$800,000				
<b>Pigg River Dam Removal Initiative--Franklin County/Town of Rocky Mount</b>	1/I	Removal of two dams on Pigg River to permit fish migration and improve safety	USFWS	\$1,000,000	\$3,100,000	---	25	
			DGIF	\$600,000				
			VTC	\$1,000,000				
			Local	\$500,000				
<b>Pigg River Heritage Trail--Town of Rocky Mount - Franklin County</b>	1/III	Development of Heritage Trail for tourism, recreation, and quality of life enhancement in support of economic development	TEA-21	\$275,000	\$450,000	Positive	NA	
			DCR	\$100,000				
			Local	\$75,000				
<b>Agricultural Business Development Plan--Franklin County</b>	1/I	Complete a business development plan to support commodity level producers and supporting industries in Franklin County	USDA-RD	\$20,000	\$65,000	---	20	
			VTC	\$20,000				
			Local	\$25,000				
<b>Economic Restructuring Via Heritage Tourism Development--Town of Rocky Mount</b>	1/I	Development of venue for music, arts and history to promote area and serve as tourist destination along Crooked Road Heritage Music Trail	Local	\$800,000	\$2,000,000	Positive	10-20	
			EDA	\$600,000				
			VTC	\$600,000				
<b>Interconnection with Western VA Regional Water Authority--Town of Rocky Mount</b>	1/II	Connect the Town of Rocky Mount's water system with the Western VA Regional Water Authority lines via a 1.4-mile extension of the Town's water system	Local	\$500,000	\$1,500,000	Positive	300	
			EDA	\$1,000,000				
<b>Smith Farm Master Planning and Development--Franklin County</b>	2/II	Development of a master plan and development schedule for Smith Farm property	DGIF	\$150,000	\$500,000	---	NA	
			VTC	\$150,000				
			Local	\$200,000				
<b>Franklin County Commerce Park Waterline/Sewer Extension--Franklin County</b>	2/II	Extension of Town water and sewer service to Franklin County Commerce Park	Local	\$300,000	\$1,500,000	Positive	200+	
			EDA	\$300,000				
			DHCD	\$200,000				
			USDA-RD	\$700,000				
<b>Public Water System Development-Phase III--Franklin County</b>	1/II	Continuing phased development of county water system infrastructure	USDA-RD	\$24,085,590	\$24,485,590	Positive	NA	
			Local	\$400,000				
<b>Philpott Lake Recreation Area Development--Franklin County</b>	2/I	Complete development of improvements/enhancements of recreational areas at Philpott Lake	USACE	\$110,000	\$200,000	---	---	
			Local	\$50,000				
			VTC	\$40,000				
<b>North Main Street Development--Town of Rocky Mount</b>	2/III	Provide public infrastructure in roads, signals, and public utilities to development	VDOT	\$500,000	\$1,000,000	None	250-300	
			Local	\$500,000				

		sites						
<b>Shell Building--Franklin</b>	2/III	Shell building of 100,000+ SF to attract industry	EDA	\$1,000,000	\$2,000,000	NA	400-600	
<b>County/Town of Rocky Mount</b>			CDBG	\$700,000				
<b>Tourism Enhancement Program--</b>	1/I	Produce a research and marketing initiative to promote Franklin County as a tourist destination in conjunction with the Crooked Road, VTC, and Southside Tourism Initiative	EDA	\$25,000	\$45,000	Positive	NA	
<b>Franklin County</b>			Local	\$20,000				
<b>Village Development--Franklin County</b>	3/II	Development of streetscape and pedestrian improvements for village centers	EDA Local DHCD	\$50,000 \$50,000 \$100,000	\$200,000	NA	50+	
<b>Multi-modal Transportation</b>	3/III	Complete market evaluation and study on the feasibility of mass transit options, opportunities, and transportation system improvements outside of the VDOT Six-Year Capital Improvements Plan	Local	\$20,000	\$220,000	NA	NA	
<b>System Improvements--Franklin County</b>			EDA VDOT	\$100,000 \$100,000				
<b>Philpott Reservoir Water Intake</b>	3/III	Evaluate options for future public water withdrawal at Philpott Reservoir for connection with County water systems	WVWA Local USDA-RD	\$50,000 \$50,000 \$100,000	\$200,000	---	---	
<b>Site--Franklin County</b>								
<b>South County Water Treatment System--Franklin County</b>	3/III	Evaluate options for delivery of public sewer services to South US 220 business corridor	Local USDA-RD	\$50,000 \$50,000	\$100,000	---	---	
<b>Ferrum Water System Extension--Franklin County</b>	3/II	Extend water system five miles north up VA Route 40 business corridor	Local USDA-RD	\$500,000 \$1,500,000	\$2,000,000	---	---	
<b>Extension of Public Water and Sewer for Commercial and Industrial Development--Town of Rocky Mount</b>	3/III	Expand public utilities to meet demand and to encourage development	Local VDH	\$0 \$2,500,000	\$2,500,000	Positive	Unknown	
<b>Route 40 Bypass in Rocky Mount --Town of Rocky Mount</b>	3/III	Feasibility study for the establishment of a Route 40 Bypass in the Town of Rocky Mount	Local VDOT	\$10,000 \$90,000	\$100,000	Positive	Unknown	
<b>Realignment of Franklin and Pell in Rocky Mount--Town of Rocky Mount</b>	3/III	Feasibility study and preliminary engineering to realign Franklin and Pell in Rocky Mount	Local VDOT	\$10,000 \$90,000	\$100,000	Positive	Unknown	
<b>North Main Park Development--Town of Rocky Mount</b>	3/III	Development of a youth/teen oriented park in the North Main Corridor	Local VDCR	\$100,000 \$200,000	\$300,000	NA	NA	
<b>Housing Stock Survey and Redevelopment--Town of Rocky Mount</b>	3/III	Inventory housing stock in Rocky Mount to determine new areas for funded housing programs and initiate programs	Local DHCD	\$300,000 \$700,000	\$1,000,000	NA	NA	

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### **ECONOMIC DEVELOPMENT & TOURISM MARKETING WEBSITE & PRINT DEVELOPMENT**

From July 24, 2013 through August 23, 2013, the Office of Economic Development sought proposals for electronic and print collateral design and development related to tourism and economic development marketing. The Office received a total of 13 responses from firms across the state and from Washington, D.C., Ohio and Tennessee. One small County firm submitted for this project, though was not chosen due to the size and complexity of the project. After a thorough review process, those proposals were narrowed to three finalists, who presented their proposals in interviews with a selection committee in October. Following an analysis of each firm's qualifications, expertise, creativity, project scope and management, and pricing structure, Firefli Media of Roanoke was selected as the agency of choice.

Regarding tourism, as the official destination marketing entity for Franklin County, the Office of Economic Development is charged with enhancing the local tourism industry and increasing consumer visitation and spending, thereby stimulating the local economy. This year, in an effort to reach those goals, the Office has implemented a targeted and comprehensive Visit Franklin County Brand Development and Marketing Initiative to establish and build a positive image in the leisure tourism market. In July, the initiative earned \$15,000.00 in grant funding from Virginia Tourism Corporation towards the overall project, including website and print collateral

development. Additionally, the Office seeks to develop a traditional business-friendly economic development website. This site will be the main portal for businesses seeking to locate to or expand in Franklin County. It is intended that both websites mesh cohesively in appearance and functionality.

Along with applicable grant and grant-match partner funding, Franklin County would fund the remainder of the project through allocated marketing funds in the Office of Economic Development's operational budget and rollover dollars from the prior 2012-2013 fiscal year.

**RECOMMENDATION:**

Staff respectfully requests approval from the Board to contract with Firefli Media for website and print collateral development/design services related to tourism marketing and economic development initiatives in the amount of \$45,900.00.

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**LANDFILL CIP FIRE, SUPPRESSION & DUST CONTROL 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 and #577. As described in those permits landfill operations are required to keep dust pollution to a minimum and are required to have fire suppression capabilities. With the construction of the new landfill cells a mile of road has been added for daily truck travel. The two thousand gallon water truck currently used cannot keep up with the demand and landfill personnel are spending additional resources cleaning air filters and washing trucks. The water truck in use has a gravity spreader bar minimizing coverage area and no means of pumping water on a fire.

Approximately \$30,000 was budgeted within the Landfill Equipment Capital Improvement budget to address this issue. Staff has located a new 4500 gallon tank body with six pump driven spray heads and a pump driven hose/reel for fire suppression. The hose can also be used for cleaning equipment thus saving trips to the shop. Less travel time and less grit will extend the life expectancy of the expensive under carriages on these machines. The tank is designed to fit a 1993 Mack RD chassis and as a combination can be purchased within the budget. Staff has looked at approximately 100 tankers and this is the only setup staff has found to meet the needs within the project budget. Staff is scheduling a demonstration of pumping capabilities.

**RECOMMENDATION:**

Staff respectfully requests the Board of Supervisors authorize procurement of this water truck for fire protection and dust control pending proper demonstration of pumping capabilities, thereby appropriating said funds accordingly. Funding for such purchase is available in capital account #3000-036-0004-7001.

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**AUTHORIZATION TO HOLD PUBLIC HEARING /TRI-AREA COMMUNITY HEALTH**

Debra Shelor, Executive Director, Tri-Area Community Health, is requesting the Board to authorize staff to advertise for a public hearing to received real estate tax exempt status. Mrs. Shelor has submitted a letter dated October 29, 2013 (submitted hereto) requesting the Board of Supervisors' approval for real estate tax exemption status on the following:

<b>TAX YEAR</b>	<b>REAL ESTATE ASSESSED VALUE</b>	<b>TAX DUE</b>
<b>2013 AND FORWARD</b>	<b>\$161,600 @ \$.54/\$100</b>	<b>\$872.642.64</b>
<b>TOTAL:</b>		<b>\$872.642.64</b>

In this request Mrs. Shelor has answered the eight (8) items as outlined in Section 58.1-3651 of the State Code (submitted hereto).

**RECOMMENDATION:**

Staff respectfully request Board authorization to advertise for Public Hearing, during the December 17, 2013, Board meeting, the requested real estate tax exemption and adoption of said real estate tax exemption after the legally advertised public hearing is held.

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**WAID PARK LAND LEASE ADVERTISING**

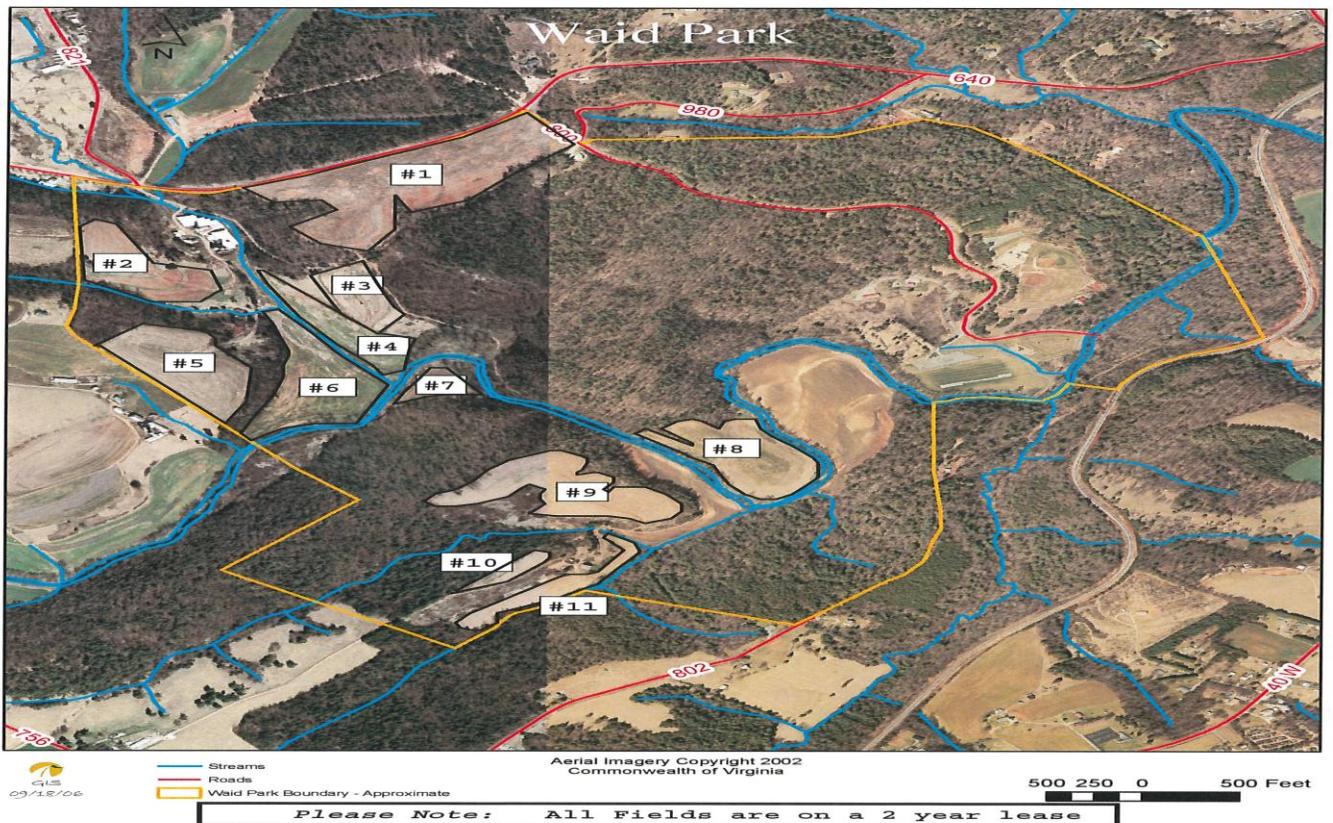
Since 2001, the Board of Supervisors has contracted with local farmers to lease certain areas of the Waid Recreation Area for agricultural purposes. Generally, these leases have been done on a two-year basis with farmers bidding for the leasing of specific areas. Bidders typically submit information regarding the proposer's name, address and phone, what the land would be used for, lease fees proposed and/or improvements to be made, and any other

considerations the proposer wishes to be considered. Leases that were previously approved are set to expire in December 2013. The Board is asked to determine which, if any, parcels it would like to include in the continuation of this process. Utilizing this agricultural lease method does reduce maintenance costs to the County, but also takes such property out of potential recreational use.

For the current cycle, Franklin County has leased out eleven tracts totaling approximately eighty-four acres of farmable land. The County receives approximately \$2,386 annually from these leases. Staff has been pleased with the utilization of this unused property, and encourages the continuing of this program. If the Board decides to move forward with the leasing of property at Waid for agricultural purposes, advertisements and a public hearing will be required. Lease awards would go to the highest bidder for each tract advertised.

**RECOMMENDATION:**

Staff respectfully recommends the agricultural lease program and Board approval to move forward with the bidding process to re-lease the offered property at Waid Park for agricultural use.



**Waid Farm Land Sizes**

Field #	Sq Ft	=	Farmable	
1. Upland	827,640	=	19 Acres	
2. Upland	226,512	=	5.2 Acres	
3. Upland	108,900	=	2.5 Acres	
4. Bottom Land	196,020	=	4.5 Acres	After tree planting
5. Upland	479,160	=	11 Acres	
6. Bottom Land	370,260	=	8.5 Acres	After tree planting
7. Bottom Land	78,460	=	1.8 Acres	
8. Bottom Land	435,600	=	10 Acres	
9. Upland	544,500	=	12.5 Acres	
• Upland	152,460	=	3.5 Acres	
• Bottom Land	239,580	=	<u>5.5 Acres</u>	
			<b>TOTAL ACRES</b>	<b>84</b>

**Cropland Rental Agreement**

In fulfillment of the action taken by the Franklin County Board of Supervisors on \_\_\_\_\_, this document is an agreement between the County of Franklin (Lessor) and \_\_\_\_\_ (Lessee – \_\_\_\_\_ – Rocky Mount, VA) to rent the following cropland at the Waid Recreation Annex.

This agreement is subject to the following conditions:

- Rent is to be paid to Franklin County on or before December 1, 20\_\_\_\_.

- Application of biosolids to the fields shall be prohibited. Application of manure to the fields must first receive approval by the Franklin County Parks & Recreation Department Director. Such manure shall be incorporated into the soil within 72 hours of application. Failure to obtain proper pre-approval of manure applications or to incorporate manure into soil within the agreed upon timeframe shall be just cause for lease termination.
- All Field identification numbers are from GIS aerial photography available at the Administrative Offices of Franklin County Parks & Recreation.
- \_\_\_\_\_ shall have the right to enter the property to plant, maintain and harvest the crops for the entire 20\_\_\_\_ growing season and calendar year. This does not include the right to enter via adjacent private property. Agreements to do so must be arranged between the lessee and the respective property owner and are not the responsibility of the County.
- \_\_\_\_\_ shall hold the County harmless with regards to lease and use of the land.
- The following fields shall be rented for a two-year period subject to annual approval from the Director of Franklin County Parks & Recreation Department. Should either party wish to terminate prior to the end of the lease, they shall provide written notification to the other party with six months advanced notice. The rate for upland acres is \$XX.00 per acre. The lease rate for bottomland fields is \$XX.00 per acre.
  - Field X – X upland farmable acres
  - Fields X – X bottomland farmable acres
  - Field X – X upland farmable acres
  - Field X – X bottomland farmable acres
  - The total amount due to the County for these fields shall be \$XXX.00 per year

\_\_\_\_\_ Date  
 \_\_\_\_\_  
 Lessee

\_\_\_\_\_ Date  
 \_\_\_\_\_  
 Richard E. Huff, II, County Administrator, Lessor

Approved as to Form:

\_\_\_\_\_ Date  
 \_\_\_\_\_  
 County Attorney  
 \*\*\*\*\*

**PROPOSED FY'2014-2015 BUDGET CALENDAR**

A budget calendar is prepared each fiscal year to assist the Board with the budget planning process.

The submitted budget calendar has been prepared by staff to assist the Board in the preparation and review of the County budget. As we work through the budget process, it may become necessary to add, delete or change the meetings that have been scheduled at this point.

**RECOMMENDATION:**

Staff respectfully requests the Board's review of the submitted Budget Calendar for March and April 2014.

March 2014							February 2014	April 2014					
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	S	M	T	W	T	F	S
23	24	25	26	27	28	1							
2	3	4	5	6	7	8							
9	10	11	12	13	14	15							
16	17	18	19	20	21	22							
23	24	25	26	27	28	29							
30	31	1	2	3	4	5							

11/13/2013 4:57 PM jackiewagner

April 2014							March 2014	May 2014					
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	S	M	T	W	T	F	S
30	31	1	2	3	4	5							
6	7	8	9	10	11	12							
13	14	15	16	17	18	19							
20	21	22	23	24	25	26							
27	28	29	30	1	2	3							

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**TOM'S KNOB BID AWARD**

Currently the Toms Knob Communications site is powered only by solar power and a propane generator and is plagued by frequent outages. The solar power system installed at the site is operating in excess of its capacity. In order to expand the capabilities of the Toms Knob site to a full radio transmit/receive site, commercial power must be installed.

The Tom's Knob communications site is located on the 1743 foot northernmost crest of Tom's Knob which is situated between Muddy Fork Road and Sontag Road in the southeastern portion of the county. The site is used as a communications site for the county's public safety radio system. In 2004, the site was developed and a 150 foot communications tower was constructed by the county. Due to the remote location and significant distances to the existing power grid, no commercial power was installed at the site. Instead the site was planned to be powered by solar power. There were no transmitters installed at the site and it was determined that solar power could accommodate the power use for the receiver equipment on the mountain.

Upon completion of the 2004 radio project, fire, EMS and law enforcement personnel continued to experience poor radio coverage in the Snow Creek area. The interim solution was to install a

transmitter at the site for use by emergency personnel when answering calls in the areas with no coverage. The site functioned well and filled a significant communications void in the areas lacking coverage. That coverage came at a price in that adding the transmitter caused an increased power demand on the solar power system. To meet the increased demand the propane powered generator at the site runs on average 8 hours every day resulting in an average fuel cost to power the site at \$2,000 per month.

Engineers that conducted the recent radio system survey studied the site to determine if the site was a viable site for the county to use in the proposed communications system upgrade project. It was determined that the site offers adequate coverage to the area and should be developed to its full potential. Commercial power must be installed at the site in order to install transmitters and receivers. The equipment will draw too much current than the solar cells can generate which would result in the generator running almost constantly, even on sunny days.

The project will have two contractors. One contractor will perform the trench work to bury a 3 inch conduit approximately 6000 feet. After the conduit is installed, Appalachian Power will install the conductor cable in the conduit and connect the meter base to the existing power grid.

In preparation for this, staff has worked almost one year to secure easements for both the county and for Appalachian Power to install an underground commercial power line to the site. The closest distance to existing power from the site is approximately 6000 feet which will connect the tower site to the existing Appalachian Power grid on Squirrel Run. Staff met with Earth Environmental & Civil (EEC) and prepared a request for proposal (RFP) that met the current code and regulatory requirements for installing an underground power line to the site. The RFP was advertised in October for underground utility contractors to bid on the conduit installation portion of the project and a pre-bid conference was held on 10/31/13. The bids included a base bid for the 3" electrical conduit and its related work, and it included an alternate bid for a 2" communications conduit. The alternate bid for the communications conduit was included in the event the cost for the alternate work was reasonable, and the County could be prudent by installing the communications conduit at this time to offset a significantly higher cost in the future.

The base bid price for the 3" electrical conduit ranged from \$94,800 to \$185,542.90 with the low bid submitted by Randy Hodges Excavating, Inc. The price for the alternate bid 2" communications conduit ranged from \$4,880 to \$16,400. The combined low bid submitted by Randy Hodges Excavating, Inc. was \$103,340. EEC has recommended award of the base bid and the alternate bid to Randy Hodges Excavating, Inc. in the amount of \$103,340. Substantial completion of the work is anticipated to take 90 days.

**RECOMMENDATION:** Staff respectfully requests the Board approve the installation of the conduit for commercial power and communications cable conduit to the Tom's Knob communications site as outlined in this summary with funding to come from the County Capital Reserve Account.

Toms Knob Communication Tower  
 Conduit Installation  
 Franklin County, VA

Bid Tabulation  
 November 8, 2013

Base Bid			Grindstaff Underground		Hodges Excavating		Toney Construction		Jamison Electrical	
Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
3" Electrical Conduit	1	LS	\$98,202.90	\$98,202.90	\$11.50	\$70,150.00		\$88,450.00	\$38,420.36	\$38,420.36
Rock Excavation	2,000	LF	\$37.00	\$74,000.00	\$8.00	\$16,000.00	\$40.00	\$80,000.00	\$28.00	\$56,000.00
Stone Dust Bedding	300	Ton	\$25.30	\$7,590.00	\$18.00	\$5,400.00	\$30.00	\$9,000.00	\$39.71	\$11,913.00
Water Bar	1	EA	\$500.00	\$500.00	\$250.00	\$250.00		\$500.00	\$101.80	\$101.80
Permanent Seeding	3,000	LF	\$1.75	\$5,250.00	\$1.00	\$3,000.00	\$1.60	\$4,800.00	\$1.53	\$4,590.00
<b>Total Base Bid</b>				<b>\$185,542.90</b>		<b>\$94,800.00</b>		<b>\$182,750.00</b> (see note 1)		<b>\$111,025.16</b>
Alternate Bid			Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
2" Communications Conduit	1	LS	\$0.80	\$4,880.00	\$1.40	\$8,540.00		\$16,400.00	\$11,325.70	\$11,325.70
<b>Total Alternate Bid</b>				<b>\$4,880.00</b>		<b>\$8,540.00</b>		<b>\$16,400.00</b>		<b>\$11,325.70</b>

Notes:

1. Error was made in totaling the figures. Bid form listed \$182,450 as total base bid.



exceeding expectations confidently

November 12, 2013

Daryl L. Hatcher, Director  
Franklin Co. Public Safety  
1488 Franklin St.  
Rocky Mount, VA 24151

RE: Toms Knob Communications Tower – Conduit Installation  
13-080

Dear Mr. <sup>Daryl</sup>Hatcher:

On November 8, 2013, the County received four bids for the Conduit Installation to serve the Toms Knob Communications Tower. The bids were broken down into the base bid, which includes all the work related to the installation of the 3" conduit for primary electrical service to the Tower, and the alternate bid, which includes a parallel installation of a 2" conduit for future communications use. The price for the base bid 3" electrical conduit ranged from \$94,800 to \$185,542.90 with the low bid submitted by Randy Hodges Excavating, Inc. The price for the alternate bid 2" communications conduit ranged from \$4,8880 to \$16,400. The combined low bid submitted by Randy Hodges Excavating, Inc. was \$103,340. A copy of the bid tabulation is attached for your reference.

We have reviewed the bid and qualification statement of Randy Hodges Excavating, Inc., and we hereby recommend award of the base bid and the alternate bid in the amount of \$103,340. We feel that it would be prudent for the County to exercise the alternate bid option because installation of a communications conduit at a later date would be a significantly higher cost to the County similar to the current base bid amount for the electrical conduit installation.

Should you have any questions regarding this recommendation, please do not hesitate to contact us. Thank you for allowing us to assist the County on this project.

Sincerely,

Earth Environmental and Civil

Christopher S. Fewster, PE  
Senior Engineer

cc – Charles Catlett, Sharon Tudor – Franklin County

Earth Environmental and Civil, Inc.  
235 Claiborne Ave.  
Rocky Mount, VA 24151

Phone: (540) 483-5975  
Toll Free: (888) 663-9719  
Fax: (540) 483-2221

Email: earth@earthenv.com  
Website: www.earthenv.com



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## **SCRUGGS FIRE & RESCUE PROTECTIVE GEAR PURCHASE**

Personal protective gear is necessary for all fire fighting personnel that work in an Incident Dangerous to Life and Health (IDLH) environment. Federal workplace safety guidelines require that fire fighters be equipped with the proper safety gear when working in IDLH environments. The self contained breathing apparatus (SCBA) is one of the most frequently used pieces of equipment by firefighters. This project will begin the process of retiring out of date equipment from front line service and to move toward standardized equipment for the entire county. The SCBA units used by Scruggs Fire & Rescue were purchased in 1985 and no longer meet service standards to be used by firefighters in IDLH environments. This purchase will replace six SCBA's assigned to Scruggs Fire & Rescue. The current SCBA equipment is no longer serviceable and will be removed from service.

Public Safety requests to replace of six (6) SCBAs that have reached their serviceable life span located at Scruggs Fire & Rescue that cannot be upgraded to meet current safety standards. The serviceable lifespan of SCBA equipment is approximately 10 years for front-line service as this equipment is subjected to temperature extremes and damage that can occur from working inside a burning structure. This purchase will remove out of date equipment from front-line service and begin moving toward an equipment standard for SCBA's for the entire county. Standardized equipment has been problematic as departments purchased SCBA equipment from different manufacturers and the equipment is not interchangeable which can lead to interoperability problems at major fire scenes. Old gear that is removed from service must be sent to surplus and cannot be used for front line service.

Although there are several SCBA manufacturers the systems manufactured are not interchangeable. For firefighter safety purposes, staff proposes that the purchase of SCBA equipment is carried out as a "sole source" purchase. Scott Safety Products is the manufacturer of the SCBA units requested and is being used by seven of the eleven fire departments serving

Franklin County. For this reason, staff requests that the county continue to purchase Scott SCBA equipment in order for the majority of SCBA equipment to be interchangeable by departments during responses. Scott SCBA equipment is sold by regional distributors in a company designated territory. The sales representative for Virginia is Municipal Emergency Services, Inc. located in Chesapeake Virginia.

The cost to purchase a single SCBA unit is \$6,211.85 which includes the SCBA device and 2 spare air cylinders. The total cost to purchase 6 SCBA units for Scruggs Fire & Rescue will be \$37,271.10. The county allocated \$40,000 toward this project in CIP line item # 3000-023-0039-7001 for FY 13-14.

**RECOMMENDATION:**

Staff respectfully recommends the Board of Supervisors approve the purchase of eleven self contained breathing apparatus from Municipal Emergency Services Inc as outlined in this summary.

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**FERRUM CDBG GRANT**

At its 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. All required pre-application work has been completed and the application was filed in October.

In recent days, staff has received comments from the Department of Housing and Community Development that indicates a positive reaction to the Planning Grant application. It is expected that the County will receive formal notification of DHCD’s decision around the end of November. If approved, this will allow only four months to complete all necessary work to prepare a CDBG grant application for construction that must be submitted by the end of March. The total budget for the planning grant is \$47,500 with \$30,000 coming from DHCD. When the Board approved moving forward with the planning grant application, it tabled the County contribution of \$7,500 until it was known whether or not the application was approved. Given the positive response from DHCD and the short timeline until a construction grant application is due, staff is requesting Board approval of the \$7,500 local match for this project. The Planning Grant will be used to do preliminary studies and cost estimates related to infrastructure construction in the Ferrum area. DHCD uses the planning grant process to evaluate and prioritize the various projects discussed by the community during public meetings. The main issue to be reviewed through the planning grant will be the construction of a needed pedestrian bridge while other issues required by DHCD to be looked at include: sidewalks, water, sewer, lighting, housing, and business district revitalization. Final prioritization will be determined by DHCD through public input and studies funded by the planning grant.

**RECOMMENDATION:**

Staff respectfully requests Board approval of \$7,500 in local match to the Ferrum CDBG Planning Grant, contingent upon approval of the planning grant application.

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

<u>PLANNING ITEM</u>	<u>EST.COST (\$)</u>	<u>POTENTIAL 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, Proj. Mgr., Eng. and Other

			Consultants
5. Beautification & Signage	\$ 4,000	CDBG	Design Consultant, with input from College, Authority, VDOT, Proj. Mgr., Mgmt. Team, Eng. Consultant, Business Community, Citizens
<b>TOTAL ESTIMATES =</b>	<b>\$47,500</b>	<b>CDBG = \$30,000 Authority = \$5,000 College = \$5,000 County = \$7,500</b>	

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**BUILDING INSPECTION ACTIVITY UPDATE**

The Board reviewed the economic trends and how it reveals a recovery in Franklin County building activity. The Building Inspections Department reported to the Board of Supervisors, during the July 2013 Board meeting, this increase in building permit activity. A 12% increase in building permits issued between January – June 2013 was reported. The good news is that building permit activity is picking up further and is showing a 20% increase in new home starts in the July-October time frame compared to the same period last year. Other stats include:

- **Total Building permits** issued increased over 23%. (438 vs. 355)
- **New home construction** increased over 20%. (76 vs. 63)
- **Residential renovations** (additions and alterations) increased over 43%. (146 vs. 102)
- Building Inspections **revenues** increased over 30%. (\$98,445 vs. \$75,390)
- The total **value** of all permits increased over 37%. (\$20,140,270 vs. \$14,602,475)

Franklin County is in need of additional staff to meet contractor needs and remain in compliance with Uniform Statewide Building Code (USBC) requirements. The Board had asked staff to report its workload prior to advertising for a new position that was advertised in the current budget.

Staff is seeking permission to proceed to advertise and hire the budgeted position in order to attempt to have the individual on board by late January/early February. Unless previously certified, in order to meet the needs of Franklin County and the requirements of the job description, this staff member will need to have obtained the Combination Residential Inspector and Combination Commercial Inspector certifications by attending five required courses and passing eight certification tests within three years of hire. Both residential and commercial certifications are required in order to perform all inspections in an assigned geographic area. This level of training will require additional time, training, and lead time for the new inspector.

Additionally, staff addressed the remaining expired building permits within the USBC statute of limitations during the month of August. All current building permit holders are notified via telephone one month prior to permit expiration. As a result of such communication, 90-95% of these permit holders renew their permit prior to expiration. The 23% increase in total building permits issued does not include any of these renewed building permits.

**RECOMMENDATION:**

Staff respectfully requests Board approval to proceed with hiring an additional staff member as budgeted

**(RESOLUTION #01-11-2013)**

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

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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**SCHOOL BOARD BUDGET COMMITTEE MEETINGS**

Bob Camicia, Gills Creek District Supervisor and Cline Brubaker, Blackwater District Supervisor briefed the Board on the two joint meetings between the School Board & County budget committee meetings.

17 October 2013 Joint School-BOS Budget Committee -- Joint Meeting Notes

**The Way Forward**

**All agreed** that the Joint Budget Committee will meet as necessary between official board meetings to discuss mutual issues/concerns. The committee has no authority to commit either board. Committee members will report to their respective boards on the discussions/recommendations of the joint budget committee during their respective monthly public meetings.

**Notes**

Our initial meeting discussed the BOS member items below:

**Mutual Understanding of Short Term and Strategic Goals**

**All are in agreement** that our goals are mutual and should align. Schools are developing/revising its 6 Year Comprehensive Plan, which will be complete by June 2014. The school plan will map goals to the new County Strategic Plan. The schools will develop this plan seeking input from the community and host a number of meetings during the year.

At its regular school board meeting in September, the Board approved a plan development process called "Paving the Pathway" (see attached). The process has commenced and the steering team is being recruited. School board members Brush and Montgomery are members of this team.

**Mutual Comfort with Financials at Budget Setting Time**

**All are in agreement** that a more accurate estimate of carryover funds would be helpful prior to setting the county budget.

SB members discussed that current budgeting methodology "relies on" the school's carryover to purchase replacement school buses (e.g. \$750K) and unbudgeted but needed capital projects. Since everything in the school budget is a recurring expense, SB members suggested that carryover funds not be restricted to "one-time" capital purchases, with limitations. Carryover is a small percentage of the school budget, usually 1% - 2%, and the SB should have flexibility in the use of these funds, with BOS re-appropriation approval. Discussions will continue. SB members will discuss an alternative way to handle carryover at the committee's next meeting.

**Budget Requests Broken Down into School Programs, Defined and Prioritized**

**All are in agreement** that program initiatives (new efforts) should be clearly defined, budgeted, prioritized, and include measureable objectives that will be evaluated.

SB members explained that the SB budget must be prepared in a State format that covers separate reporting categories: (1) Instruction, (2) Administration, Attendance & Health, (3) Pupil Transportation, (4) Operation and Maintenance, (5) School Food Services including County canneries, (6) Facilities, (7) Debt Service, (8) Technology, and (9) Contingencies.

**All agreed** that the school budget should be summarized/consolidated at higher levels than line item details, so long as the line item details were included.

SB members explained that (9) Contingencies category has never included a balance but believe a contingency balance is needed. By State code the SB cannot over run its budget –any over run, however small, is considered "gross malfeasance" by the SB. **All agreed** that the schools should have a contingency fund, but no specific amount was discussed. SB members explained that the transfer of any contingency balance to another expense category requires a public SB vote.

**Operations and Maintenance – How Do We Evaluate Needs**

SB members explained that O&M budgets are allocated to the schools based upon ADM (student population, Title 1 eligibility and special education, etc.). School principals are responsible to manage individual school budgets and report to the district office. All personnel expense (which is approximately 75% of the school budget) is managed by district office (same as County) although hiring and supervision is the responsibility of the school principal or the corresponding Department Head (e.g. Facilities, Transportation, Cafeteria, etc.).

SB members explained that School Board Members meet with department heads, teacher representatives, principals, and central office administrators seeking input prior to setting budgets, during the annual budget process. SB members stressed it is the SB's responsibility to determine O&M needs, relying on staff recommendations and presentations.

#### Budget Process and Timing

**All agreed** that the budget calendar is very tight and tensions rise as the SB sets its budget and presents its recommendation to the BOS. Members agreed to consult with respective staffs to see if presentation of the school budget could be presented to the BOS two weeks later.

**All agreed** that insight into projected revenues, issues and objectives should be shared between the schools and the county, earlier rather than later.

The SB budget process (although not fully explained/discussed) is attached for information and completeness.

#### How Are We Going to Behave

We recognize that this being an election year resulted in a more contentious budget process than normal. SB members stated that questioning "trust" between the boards is "off-limits" as it results in unnecessary citizen concerns and loss of confidence in both boards. We recognize that individual BOS and SB members have the right to voice individual opinions, and we are hopeful that the Joint Budget Committee can assist in keeping both boards informed.

#### Next Meeting

We agreed to meet more frequently than once per month, if needed. We are in the process of setting a date for our next meeting in early November. During the second meeting SB members will present its list of topics for discussion. As needed, the committee will invite County and School staff to attend and participate in these meetings.

#### 4 November 2013 Joint School-BOS Budget Committee -- Joint Meeting Notes

##### Notes

**All agreed** that the meeting notes from 17 October 2013 were representative of those discussions.

Our second meeting discussed SB member items below:

##### Planned, Budgeted and Prioritized Initiatives

Once again we spoke to initiatives needed to either correct problems, encourage savings, or to move the schools forward. **All are in agreement** that new initiatives should be detailed/planned and prioritized. In the January/February time frame the SB and BOS should meet in a work session to explain initiatives, answer questions and justify their priorities.

##### End of Year Budget Analysis

**All are in agreement** that an end of year report should be presented by both County and School Finance Directors on the previous year's budget performance. The report would, as a minimum, detail variances between budget and actual, explanations of the variances and a discussion as to any lessons learned (e.g. Will these variances result in a different budget estimate for the coming year). This report should be presented following the schools submittal of the Annual Financial Report.

##### Economic Issues Impacting County and School Governance

We had a general discussion of how economic conditions impact recruiting and retention of employees. The lack of affordable rental units/apartments forces many FCPS teachers to live in Roanoke County and commute to Franklin County. This can and has resulted in the loss of these teachers to Roanoke County/City schools once they gain experience and build their portfolio in the FCPS system. We also discussed how the FC A1-zoning district encourages the proliferation of mobile housing with the unintended economic impacts. We also discussed how the relatively high instance of poverty in our county impacts school budgets and graduation rates.

##### Content of SB Budget

SB members explained where detailed supporting data was/is located within the SB Budget and/or on Board Docs and the School Website (e.g. personnel, ADM, budget adjustments/explanations). Many of the budget concerns raised by BOS members each year are similar and could be answered by County Administration, but in an effort to stay neutral on

school issues, often answers/clarifications are not provided. SB members encourage BOS members to directly contact the Superintendent, Finance Director or individual SB members should they have questions regarding schools and/or its budget, so timely responses are provided. SB members explained that all financial operations (expenditures) are entered into the County ledger system and are always available for review and analysis.

**All were in agreement** that we could improve the SB budget presentation to provide a comprehensive view of the budget without adding excessive complexity. The objective would be to present a complete picture, with supporting details included in the budget book. SB members explained that State code requires FCPS to develop its budget across 9 categories and to report on those categories in its annual school report.

**All were in agreement** that the school budget document should contain all of its requests (i.e. capital needs, school buses, initiatives, and sustaining needs).

#### E. Quarterly Joint Work Sessions

**All were in agreement** that quarterly work sessions between both boards would add to mutual understanding and encourage more dialog among members of both boards, which should lead to a more transparent and less contentious budget process. Quarterly work sessions could occur (1) September/October; (2) January/Feb; (3) April/May; (4) July/August. Each meeting would include a presentation/briefing from County and School administration to help focus the meeting and ensure a good exchange of ideas/concerns.

#### F. Carryover/Surplus Funds

**All were in agreement** that the public does not understand carryover/surplus funds and how these funds have been traditionally handled. Citizens ask: Why can't last year's surplus be used to reduce this year's school budget request? It was agreed that an early explanation of what caused the surplus funds, i.e., cost savings, expense controls, etc., will better inform the public of the reasons and minimize the public's concerns. There was also discussion about how item G below, contingency fund, will help reduce the carryover/surplus funds. The lack of an adequate and ongoing budgeting process for purchase of school buses was discussed, and all felt that a process needs to be adopted to cover these capital needs, rather than depending on surplus funds to cover most of the costs, as is done today.

#### G. Use of a School Contingency Fund

**All agreed** that the SB should have a contingency fund to help reduce the historic levels of surplus funds at the end of the fiscal year, however, the amount of that contingency needs to be determined. Any contingency fund balance would have to be annually re-appropriated back to the schools by the BOS. The use of any school board contingency would be controlled by the SB itself with a transfer to one of the other 8 categories of the school's operating expenses, but there needs to be a system put in place to give the BOS regular visibility of the use of the funds for the newly actuated fund, since the BOS views the fund as an emergency financing vehicle and not as a normal budget increase item. The fund would be intended for minimization of the surplus funds at the end of the year instead of for just covering unanticipated expenses that arise throughout the year.

#### H. Budget Calendar

We discussed that although it is desirable to delay the SB budget presentation to the County, it may not be possible because of advertising requirements. We will explore this issue further at our next meeting.

#### **Next Meeting**

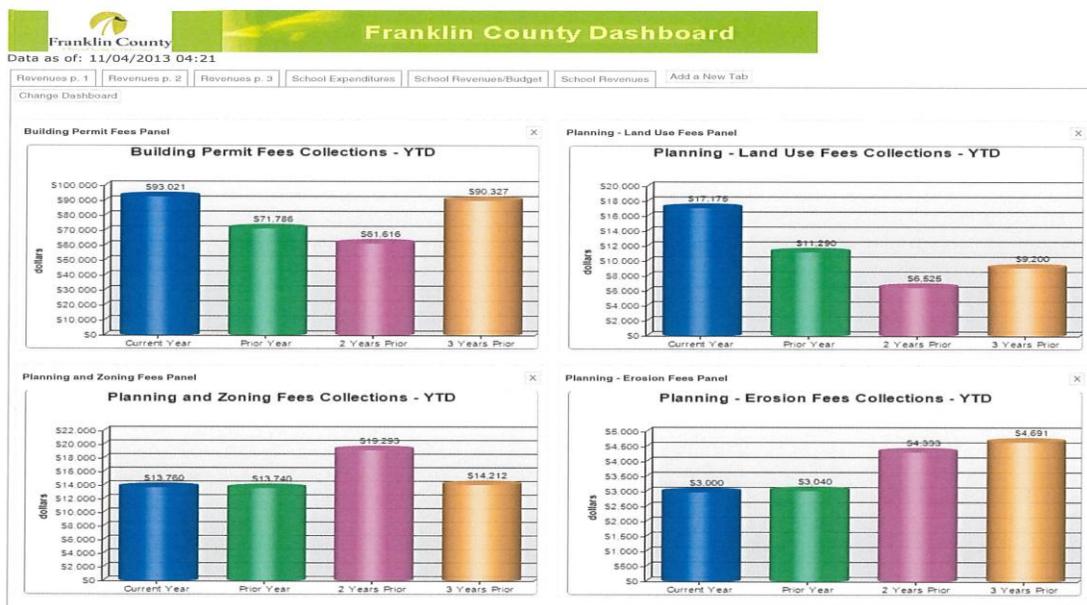
The next Joint School-BOS Budget Committee meeting was tentatively scheduled for the afternoon of 25 November. We will invite County/School administration and finance to participate. Part of this discussion will focus on issues and cost drivers that will likely impact the 2014/15 budget.

#### **MONTHLY FINANCE REPORT**

Vincent Copenhaver, Director of Finance, presented the following monthly financial reports:

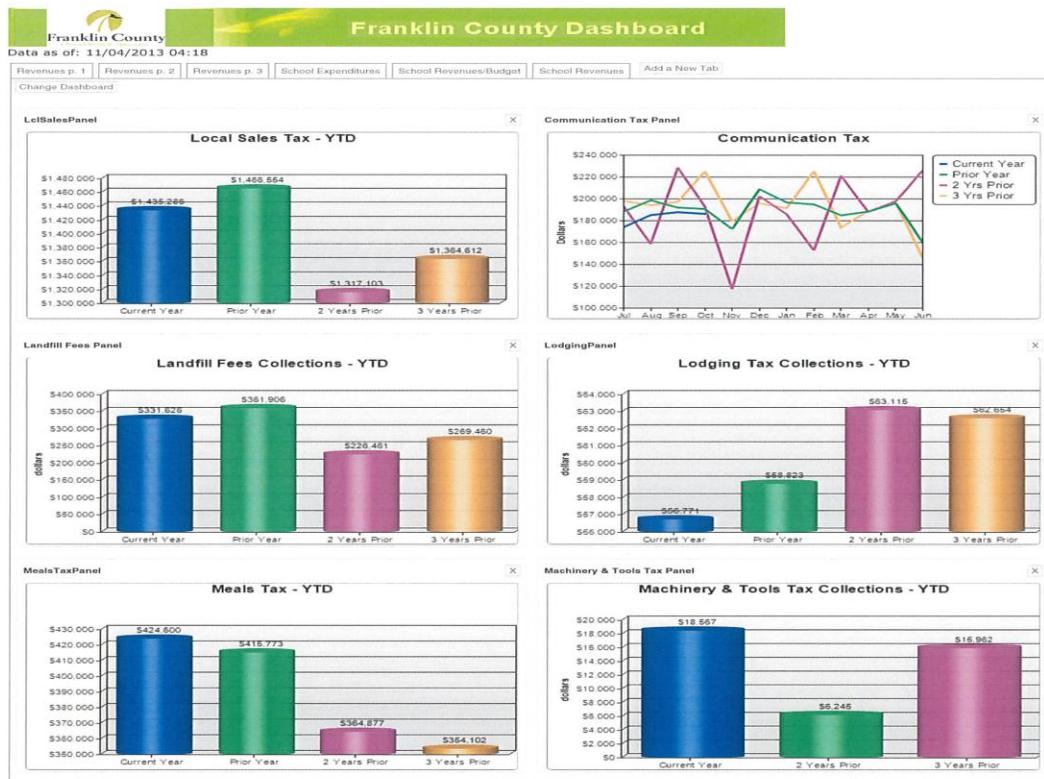
Franklin County  
Cash Basis Revenue and Expenditure Summaries (Unaudited)  
General Fund and School Fund Only  
For The Four Months Ending October 31, 2013 and 2012

REVENUES:	Budget and	Actual	Balance	Percent	Prior Year
	Appropriations	Year to Date	To Be		Actual
	<u>Current Year</u>	<u>Revenues</u>	<u>Realized</u>	<u>of Budget</u>	<u>At This Date</u>
General Property Taxes	46,059,358	10,138,173	(35,921,185)	22.0%	1,030,898
Other Local Taxes	10,032,589	3,445,281	(6,587,308)	34.3%	3,297,649
Permits, Fees and Licenses	342,500	133,075	(209,425)	38.9%	102,313
Fines and Forfeitures	57,000	57,562	562	101.0%	27,875
Revenue from the use of Money and Property	1,085,000	300,196	(784,804)	27.7%	292,024
Charges for Services	2,576,432	1,000,062	(1,576,370)	38.8%	868,997
Miscellaneous Revenue	267,516	152,012	(115,504)	56.8%	201,342
Recovered Costs	415,390	240,558	(174,832)	57.9%	226,788
Revenue from the Commonwealth	15,369,500	4,231,588	(11,137,912)	27.5%	3,916,965
Federal Government	197,075	43,830	(153,245)	22.2%	30,745
<b>Subtotal</b>	<u>76,402,360</u>	<u>19,742,337</u>	<u>(56,660,023)</u>	25.8%	<u>9,995,596</u>
Carryover Funds	510,640				
Total General Fund	<u>76,913,000</u>				
<b>Schools</b>					
Cafeteria, Misc, State, Federal	48,241,795	13,587,643	(34,654,152)	28.2%	13,945,194
Local Funding from County	<u>31,951,120</u>	<u>10,869,381</u>	<u>(21,081,739)</u>	34.0%	<u>8,435,873</u>
Total School Fund	<u>80,192,915</u>	<u>24,457,024</u>	<u>(55,735,891)</u>	30.5%	<u>22,381,067</u>
<b>EXPENDITURES:</b>					
	Budget and	Actual	Balance	Percent	Prior Year
	Appropriations	Year to Date	To Be		Actual
	<u>Current Year</u>	<u>Expenditures</u>	<u>Expended</u>	<u>of Budget</u>	<u>At This Date</u>
General and Financial Administration	4,135,906	1,590,759	2,545,147	38.5%	1,413,813
Judicial Administration	2,363,496	758,156	1,605,340	32.1%	764,206
Public Safety (Sheriff, Corrections, EMS)	12,195,592	4,667,541	7,528,051	38.3%	3,907,977
Public Works	3,567,834	947,992	2,619,842	26.6%	896,855
Health and Welfare	11,400,899	3,396,370	8,004,529	29.8%	2,850,854
Parks, Recreation, Libraries, Cmty Colleges	1,890,917	637,465	1,253,452	33.7%	574,791
Community Development	2,204,588	1,144,841	1,059,747	51.9%	908,632
Nondepartmental	<u>39,153,768</u>	<u>12,353,401</u>	<u>26,800,367</u>	31.6%	<u>10,404,821</u>
Total General Fund	<u>76,913,000</u>	<u>25,496,525</u>	<u>51,416,475</u>	33.1%	<u>21,721,949</u>
School Fund	<u>80,192,915</u>	<u>23,673,236</u>	<u>56,519,679</u>	29.5%	<u>21,705,268</u>



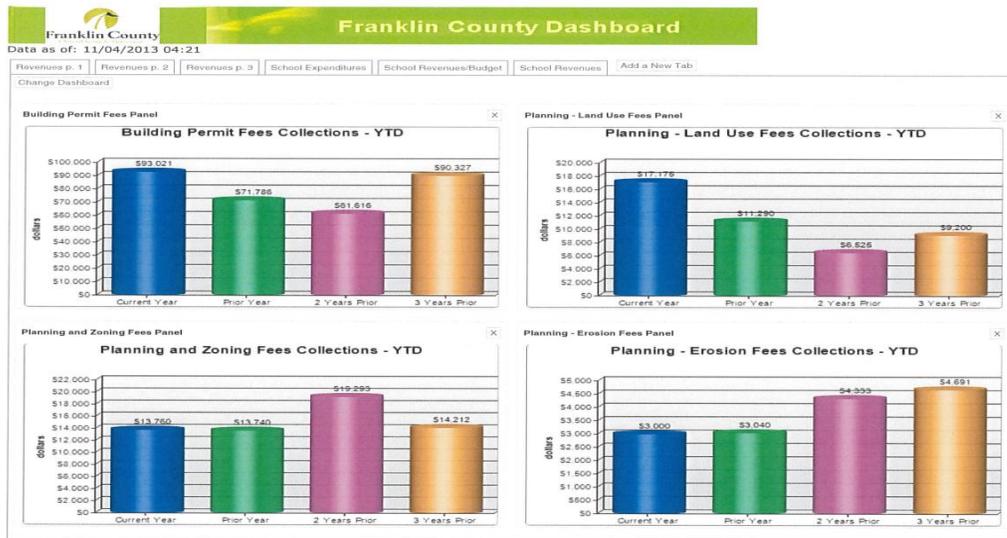
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11/4/2013



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11/4/2013



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11/4/2013



General discussion ensued.

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**ACTION FROM PUBLIC HEARING/COUNTY APPROPRIATION/BUDGET AMENDMENT**

Vincent Copenhaver, Director of Finance, advised the Board State code section 15.2-2507 allows localities to amend its budget up to an amount that does not exceed one percent of the total expenditures shown in the currently adopted budget. The one percent limit amount for Franklin County is \$1,242,956 for fiscal year 2013-14. The submitted schedule shows the total appropriations approved to date now total \$1,094,553.

Before additional appropriations can be made, the County must hold a public hearing to allow public input on the appropriations approved and proposed for the current fiscal year. After the public hearing and approval of additional appropriations, the County will have the ability to appropriate another 1% or \$1.2 million if the Board so chooses. Staff will continue to present all County and School appropriation requests to the Board for their approval.

The total amount of additional appropriations have been advertised for public hearing including the amounts already appropriated by the Board (\$1,094,553), rollover requests from the County of \$910,105, \$2,000,000 for a Debt Service Reserve and School carry forward requests of \$1,297,100 making the new approved budget \$129,597,359 for FY' 2013-2014.

**RECOMMENDATION:**

Staff respectfully requests the Board's consideration to approve the additional appropriations as presented at the public hearing on October 15, 2013.

**PUBLIC NOTICE**  
**FRANKLIN COUNTY, VIRGINIA**  
**A HEARING ON AMENDMENTS TO THE ADOPTED 2013-2014 BUDGET**

In Accordance with Sections 15.2-2507 of the Code of Virginia, as amended, on **Tuesday, October 15, 2013, at approximately 6:00 P.M.** or soon thereafter, the Franklin County Board of Supervisors will conduct a public hearing on amending the adopted FY' 2013-2014 County budget in the Board of Supervisors Meeting Room, located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

The original FY' 2013-2014 budget was adopted in the amount of \$124,295,601. The new approved budget would be \$129,597,359. Since July 1, 2013 the following amounts have been appropriated or considered for appropriation by the Board. The purpose of this hearing is to amend the FY' 2013-2014 budget in the total amount of \$5,301,758.

<b>ADDITIONAL APPROPRIATIONS SINCE JULY 1, 2013 - APPROVED BY THE BOARD OF SUPERVISORS:</b>	
Adult Education Regional Program	\$979,770
July 2013 County Appropriations	\$32,418
September 2013 County Appropriations	\$82,365
Subtotal	\$1,094,553
<b>APPROPRIATION REQUESTS CONSIDERED BY THE BOARD OF SUPERVISORS ON SEPTEMBER 17, 2013:</b>	
School Carryovers	\$1,297,100
County Carryovers	\$910,105
Debt Service Reserve	\$2,000,000
Total	\$5,301,758

Vincent Copenhaver, Director of Finance, advised the Board State Code section 15.2-2507 allows localities to amend its budget up to an amount that does not exceed one percent of the total expenditures shown in the currently adopted budget. The one percent limit amount for Franklin County is \$1,242,956 for fiscal year 2013-14. The submitted schedule shows the total appropriations approved to date now total \$1,094,553.

Before additional appropriations can be made, the County must hold another public hearing to allow public input on the appropriations approved and proposed for the current fiscal year. After the public hearing, the County will have the ability to appropriate another 1% or \$1.2 million if the Board so chooses. Staff will continue to present all County and School appropriation requests to the Board for their approval.

The total amount of additional appropriations have been advertised for public hearing including the amounts already appropriated by the Board (\$1,094,553), rollover requests from the County of \$910,105, \$2,000,000 Debt Service Reserve and School carry forward requests making the new approved budget \$129,597,359 for FY' 2013-2014.

**RECOMMENDATION:**

Staff respectfully requests the Board's consideration approve additional appropriations as advertised for public hearing.

1. We had proposed purchasing 12 replacement school buses in our budget for 2013-14. We need to purchase 10 regular and 2 special education replacement buses. The finances could be as follows:

Revenues:

Reserve for Replacement for School Buses – Carryover	\$ 64,806
County Capital Budget for School Buses	340,000
Carryover from 2012-13 School Budget	<u>660,344</u>
Total Revenues	<u>\$1,065,150</u>

Expenditures:

10 Regular Replacement School Buses	\$ 911,320
2 Special Education Replacement Buses	<u>153,830</u>
Total Expenditures	<u>\$1,065,150</u>

2. We need to add \$214,196 to the County Schools Energy Fund Reserve as follows:

Balance in Reserve as of 6/30/12	\$ 307,084
Appropriation into Schools Energy Budgets for 2013-14 (Approved by FCSB & FCBOS)	(260,640)
Recommended Addition to Reserve – Carryover from 2012-13	<u>214,196</u>
Adjusted Balance of Reserve	<u>\$ 260,640</u>

3. Carryover Funds for the Construction of Technology Server Building – See Attachment \$ 220,225
4. Carryover Funds for the Construction of a Girls Softball Batting & Pitching Practice Facility at BFMS  
(Note: The Booster Club has raised \$70,000 to pay part of this project) \$ 25,000
5. Carryover funds for the Reserve for Future Contingencies \$ 177,335

## Server Building Cost

### Design

Civil	\$5,000	\$13,500
Structural	\$2,000	\$2,000
M & E	\$5,000	<u>\$5,000</u>
Sub Total	<u>\$12,000</u>	<u>\$20,500</u>

### Site

Clearing and Erosion Control	\$3,000	\$8,000
Stone	\$3,000	\$3,000
Fence (410' x 8') 1 double gate	\$17,500	\$17,500
Directional Boring	\$10,000	<u>\$10,000</u>
Sub Total	<u>\$33,500</u>	<u>\$38,500</u>

### Building

Building	\$24,000	\$26,000
Electrical	\$12,000	\$14,000
Generator 100kw 1 phase	\$35,000	\$35,000

AEP Fees	\$5,000	\$5,000
Painting	\$4,000	\$4,000
TVSS	\$1,000	\$1,000
Burglar Alarm System	\$1,500	\$1,500
Cable Tray	\$6,000	\$6,000
Fire Suppression System	\$30,000	\$30,000
HVAC	\$10,000	\$10,000
Sub Total	<b>\$128,500</b>	<b>\$132,500</b>
Total	<b>\$174,000</b>	<b>\$191,500</b>
15% Contingency	<b>\$26,100</b>	<b>\$28,725</b>
Grand Total	<b>\$200,100</b>	<b>\$220,225</b>

10/3/2012

9/4/2013

**Summary of Appropriations Through September 17, 2013:**

School Appropriation for the Adult Education Regional Program	\$979,770
County Appropriations for July 2013	\$32,418
County Appropriations for September 2013	\$82,365
Total to Date	<u><u>\$1,094,553</u></u>

**Rollover Requests from FY12-13 to FY13-14:**

<u>DEPARTMENT</u>	<u>PURPOSE</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
<b>Designated Carryovers Required by Revenue Classification/Board Action</b>			
Sheriff	Project Lifesaver	3102- 5105	\$4,379
Sheriff	Neighborhood Watch	3102- 5424	\$386
Sheriff	Bullet Proof Vests	3102- 5422	\$7,204
Sheriff	Soles for Souls Program	3102- 5426	\$2,026
Sheriff	Boat Patrol Designated Donations	3102- 5204	\$34,997
Sheriff	Domestic Violence Grant	3105- 1010	\$28,422
Sheriff	Jail Pay Phone Commission	3301- 7010	\$38,786
Sheriff	Metal Detection/Security Equipment	30-	\$24,500
Public Safety	Spay/Neuter Funds	3501- 5620	\$15,292
Public Safety	Four for Life Grant	3505- 5540	\$59,131
Public Safety	EMS Billing Revenue	3601- 5461	\$181,681
Family Resources	Grants, Designated Donations	5310- 7002	\$17,253
Library	Joyce Tukloff Memorial	7301- 5404	\$765
Planning	Ferrum Planning Grant	8115- 3002	\$5,000
Planning	Zoning, Storm Water, Citizen Outreach	8102- 3002	\$76,553
Planning	Housing Rehab Funds	8101- 5703	\$24,253
	Total		\$520,628
<b>Department Carry Forwards/Rollovers:</b>			
Treasurer		1213- 5504	\$700
Commissioner of Revenue		1209- 3002	\$2,440
Registrar		1302-	\$30,000
Finance		1214- 7001	\$4,000
Clerk of Court		2106- 3006	\$10,000
Commonwealth Attorney		2201- 7001	\$8,740
Sheriff			\$1,683

Sheriff		3102-	\$37,271
Building Inspections		3401-	\$15,664
General Properties		CIP	\$47,567
Public Works		CIP	\$20,000
Public Works		4120- 3002	\$37,113
Landfill		CIP	\$102,041
CSA		5309- 5413	\$1,568
Parks and Recreation		CIP	\$25,000
Franklin Center		8108-	\$20,690
Economic Development		8105- 3002	\$25,000
		Total	\$389,477

County  
Rollover  
Total

\$910,105

Messrs. Camicia and Brubaker, stated during the School Budget Committee conversation was held in favor for the School System to have a contingency fund in place.

Dr. Mark Church, Superintendent & Mrs. Alexander requested the Board's approval for the School Carry-Over request as previously advertised.

A summary of the school buses up for replacement was submitted for the Board's review and consideration:

November 18, 2013

Dr. Church,

The following information will explain many of the needs that the Transportation Department is currently experiencing. The buses that are listed are either aged, or have extremely high mileage. The Virginia Department of Education recommends a 10- 12 year bus replacement rotation for its school divisions. Franklin County Public Schools currently has buses that need to be replaced. We also have a need for additional special needs buses. The demand for wheel chair accessible buses has increased greatly over the last several years. Our division must address the specialized needs of our students when purchasing buses.

Bus #29	1991	363,262	
Bus #123	1990	300,000+	
Bus #12	1991	300,000+	
Bus #132	1990	300,000+	
Bus #35	1997	200,000+	
Bus #76	1997	200,000+	
Bus #142	2001	200,000+	
Bus #41	2001	214,257	
Bus #128	1999	195,000	
Bus #150	2002	183,769	(This is a special needs bus.)
Bus #131	1999	171,952	
Bus #83	1997	168,207	
Bus #46	2001	167,931	
Bus #15	1997	149,151	
Bus #129	1999	139,520	
Bus #90	1997	129,527	

Two buses (#52 and #174) were purchased prior to June 30, 2013. We have received both of these buses and they are currently being used within the fleet.

I hope that you find this information helpful as we move forward and address the needs of our students.

Jon Crutchfield

The Board congratulated the School Board on the money saved during the year.

Richard E. Huff, II, County Administrator & Vincent Copenhaver, Director of Finance, presented the following historical fund balance schedule:

Franklin County Fund Balance Schedule			
	<u>June 30, 2011</u>	<u>June 30, 2012</u>	<u>June 30, 2013</u>
<b>General Fund Cash Basis Fund Balance at June 30</b>	<b>\$16,246,134</b>	<b>\$17,536,005</b>	<b>\$18,480,739</b>
<b>FUND BALANCE USED TO:</b>	<b><u>11-12</u></b>	<b><u>12-13</u></b>	<b><u>13-14</u></b>
Balance Budget			
Decal Shortfall			\$250,000
School Energy Fund			\$260,640
School Carryover Requests for Energy Fund & Other Items	\$468,128	\$1,624,386	\$636,756
School Carryover Requests for School Buses	\$617,075	\$760,296	\$660,344
Establish Career/Technical Center Set Aside		\$1,500,000	
County Carryovers	\$443,212	\$582,097	\$389,477
Designated Donations, Earmarked Revenues (EMS Billing Revenue, et	\$269,757	\$283,742	\$520,628
School One-Time Cost of Living Payment	\$454,713	\$830,197	
County One-Time Cost of Living Payment	\$210,000	\$225,378	
New Landfill Contribution	\$1,000,000		
Business Park Set Aside	\$750,000		
CIP Capital Reserve	\$450,000		
Radio System Upgrade			\$900,000
Establish Debt Service Reserve Account to Buffer Future Debt Service			\$2,000,000
<b>Total Used</b>	<b>\$4,662,885</b>	<b>\$5,806,096</b>	<b>\$5,617,845</b>
<b>Remaining Balance (Expenditure Savings and Revenue     Surpluses Not Included for the Fiscal Year)</b>	<b>\$11,583,249</b>	<b>\$11,729,909</b>	<b>\$12,862,894</b>
<b>GFOA Recommended Fund Balance Level     (Two months of General Fund Revenues)</b>	<b>\$12,302,568</b>	<b>\$12,319,634</b>	<b>\$12,805,941</b>

**SCHOOL CARRYOVERS**  
**(RESOLUTION #02-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the School Carryover Requests for Energy Fund & Other Items (\$636,756) and School Carryover Requests for School Buses (\$660,344).

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

MOTION PASSED WITH A 6-1 VOTE.

\*\*\*\*\*

**COUNTY CARRYOVERS**  
**(RESOLUTION #03-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the County Carryover Requests for (\$389,477) and County Designated Donations, Earmarked Revenues (EMS Billing Revenue, etc.) or School Buses (\$520,628).

MOTION BY: Charles Wagner  
 SECONDED BY: Bobby Thompson  
 VOTING ON THE MOTION WAS AS FOLLOWS:

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

\*\*\*\*\*

### **DAVENPORT FINANCING RESOLUTION**

Vincent Copenhaver, Director of Finance, advised the Board that the 2013 new money borrowing required several different approvals by the Board of Supervisors as well as a meeting and public hearing by the Industrial Development Authority of Franklin County.

The Industrial Development Authority of Franklin County held their meeting and public hearing on November 7, 2013. After the public hearing, the Authority adopted the resolution approving the new money borrowing.

The final resolution is submitted for Board review and adoption. The \$10,000,000 borrowing is divided into two bonds:

The 2013A Bond for an approximate amount of \$8,770,000 with a fixed interest rate not to exceed 2.75% for 15 years.

The 2013B Bond for an approximate amount of \$1,230,000 with a fixed interest rate not to exceed 2.15% for 5 years.

### **RECOMMENDATION:**

Staff respectfully requests the Board's adoption of the submitted resolution authorizing the borrowing of a total amount not to exceed \$10,000,000.

### **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF FRANKLIN, VIRGINIA**

**WHEREAS**, the Board of Supervisors (**the "Board of Supervisors"**) of the County of Franklin, Virginia (**the "County"**) previously directed Davenport & Company LLC as financial advisor (**the "Financial Advisor"**) to prepare a Request for Proposals (**the "RFP"**) to obtain financing proposals for (i) the financing of various capital improvements for the County, including, but not limited to, (A) Village Center utility improvements, (B) the acquisition (or reimbursement for the acquisition) of parks, recreation and aging facilities (**the "Recreation Facilities"**), (C) site acquisition and other related costs for a business park to be developed in the County, and (D) public safety stations (**together the "2013A Projects"**) and (ii) the acquisition of software, landfill equipment, collection truck and water tank for various County agencies and departments (**the "2013B Projects" and, together with the 2013A Projects, the "Projects"**);

**WHEREAS**, the Financial Advisor has received responses to the RFP that reflect attractive financing for the Projects and after reviewing the responses has recommended that the Board of Supervisors select the proposal (**the "Proposal"**) from Carter Bank & Trust (**the "Bank"**), and the Board of Supervisors has determined that the Proposal is the most beneficial response to the RFP and desires to accept such Proposal and proceed with the financing reflected therein;

**WHEREAS**, the Board of Supervisors requests the Industrial Development Authority of the County of Franklin, Virginia (**the "Authority"**) to issue, offer and sell its lease revenue bonds in the maximum principal amount of \$10,000,000, composed of (i) a series A bond of approximately \$8,770,000 (**the "2013A Bond"**) to finance the 2013A Projects and (ii) a series B bond of approximately \$1,230,000 (**the "2013B Bond," together with the 2013A Bond, the "Bonds"**) to finance the 2013B Projects, with the leasing by the Authority of the County's Government Center facilities (**the "Leased Property"**) as additional security therefore;

**WHEREAS**, the Authority, based on the request of the Board of Supervisors, would (a) use the proceeds of the 2013A Bond to finance costs of the 2013A Projects, including costs of issuing the 2013A Bond, (b) use the proceeds of the 2013B Bond to finance costs of the 2013B Projects, including costs of issuing the 2013B Bond, (c) lease the Leased Property from the County for an approximately 20 year term under a ground lease and in turn, lease the Leased Property to the County for an approximately 15 year term under a lease agreement and, (d) secure the Bonds by an assignment of its rights under such lease agreements (except the right to receive indemnification, to receive notices and to give consents and to receive its administrative expenses) to the Bank, under an assignment agreement between the Authority and the Bank, which is to be acknowledged and consented to by the County, with the County providing its moral obligation in support of the payment of the Bonds, all in accordance with a Bond Purchase Agreement (as defined below) among the Bank, the County and the Authority;

**WHEREAS**, a portion of the 2013A Project comprising the Recreation Facilities is to be leased to the Franklin County Family Young Men's Christian Association (**the "YMCA"**), a Virginia non-stock, non-profit corporation, that is also an organization described under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (**the "Code"**);

**WHEREAS**, because a portion of the 2013A Projects is expected to be used by the YMCA, Section 147(f) of the Code and Section 15.2-4906 of the Act require approval of the issuance of the Bonds by the Board of Supervisors of the County after a public hearing, and such public hearing has been held by the Authority on November 7, 2013;

**WHEREAS**, there have been presented to this meeting drafts of the following documents (**collectively, the "Documents"**) in connection with the transactions described above, copies of which shall be filed with the records of the Board of Supervisors:

- a. a Ground Lease, dated as of November 1, 2013, between the County and the Authority (**the "Ground Lease"**) conveying to the Authority a leasehold interest in the Leased Property;
- b. a Lease Agreement, dated as of November 1, 2013, between the Authority and the County (**the "Lease Agreement"**) conveying to the County a leasehold interest in the Leased Property;
- c. a Bond Purchase Agreement, dated as of November 1, 2013 among the Authority, the County and the Bank, pursuant to which the Bonds are to be issued (**the "Bond Purchase Agreement"**);
- d. an Assignment Agreement, dated as of November 1, 2013 between the Authority and the Bank (**the "Assignment Agreement"**), assigning to the Bank certain of the Authority's rights under the Lease Agreement and the Ground Lease, which is to be acknowledged and consented to by the County; and
- e. Specimen Bonds.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Franklin, Virginia:

1. The Board of Supervisors hereby accepts the Proposal and instructs the Financial Advisor and Sands Anderson PC, bond counsel (**"Bond Counsel"**) to take all such action as necessary or appropriate to conclude the purchase of the Bonds by the Bank.
2. All costs and expenses in connection with the undertaking of the financing of the Projects and the issuance of the Bonds including the Authority's expenses, the fees and expenses of the County, and the fees and expenses of Bond Counsel, the Bank and the Financial Advisor and other fees and expenses related thereto, for the sale of the Bonds, shall be paid from the proceeds therefrom or other funds of the County. If for any reason the Bonds are not issued, it is understood that all such expenses shall be paid by the County and that the Authority shall have no responsibility therefor.
3. The following plan for financing the costs of the Projects is approved. The Authority shall use the proceeds from the issuance of the 2013A Bond to finance on behalf of the County the costs of the 2013A Projects, including costs of issuing the 2013A Bond, and shall use the proceeds from the issuance of the 2013B Bond to finance on behalf of the County the costs of the 2013B Projects, including costs of issuing the 2013B Bond, and shall lease the Leased Property to the County for a lease term of approximately 15 years at a rent sufficient to pay when due the interest and principal on the Bonds. The obligation of the Authority to pay principal and interest on the Bonds will be limited to rent payments received from the County under the Lease Agreement. The obligation of the County to pay rent under the Lease Agreement will be subject to the Board of Supervisors of the County making annual appropriations for such purpose. The Board of Supervisors on behalf of the County has adopted this resolution as its moral obligation to the repayment of the Bonds. The Bonds will be secured by an assignment of rents to the bondholder as the holder thereof. If the Board of Supervisors exercises its right not to appropriate money for rent payments, the bondholder may terminate the Lease Agreement or otherwise exclude the County from possession of the

Leased Property. The issuance of the Bonds on the terms set forth in the Bond Purchase Agreement is hereby approved.

4. The Board of Supervisors hereby approves (a) the Documents, (b) the form of the 2013A Bond in an approximate amount of \$8,770,000 with a fixed interest rate not to exceed 2.75% and for an amortization of approximately 15 years from its date of issuance, subject to other terms as set forth therein with such changes, including but not limited to changes in the amounts for each series, dates, payment dates and rates as may be approved by the officer executing it whose signature shall be conclusive evidence of his approval of the same and (c) the form of the 2013B Bond in an approximate amount of \$1,230,000 with a fixed interest rate not to exceed 2.15% and an amortization of approximately 5 years from its date of issuance, subject to other terms as set forth therein with such changes, including but not limited to changes in the amounts for each series, dates, payment dates and rates as may be approved by the officer executing it whose signature shall be conclusive evidence of his approval of the same and whose execution of the Documents shall be conclusive evidence of such approval.
5. The Chairman or Vice Chairman of the Board of Supervisors, or either of them, and the County Administrator and Clerk of the Board of Supervisors are each hereby authorized and directed to execute the Documents, as appropriate, and such other instruments and documents, including a depository agreement with an escrow agent, if appropriate, as are necessary to create and perfect a complete assignment of the rents and profits due or to become due in favor of the Bank, to issue the Bonds, to finance the Projects and to lease the Leased Property.
6. The County represents and covenants that it shall not take or omit to take any action the taking or omission of which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (**the "Code"**) or otherwise cause the interest on the Bonds to be includable in gross income for Federal income tax purposes under existing law. Without limiting the generality of the foregoing, the County shall comply with any provision of law that may require the Authority or the County at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds from the sale of the Bonds.
7. Any authorization herein to execute a document shall include authorization to deliver it to the other parties thereto and to record such document where appropriate.
8. All other acts of the officers of the County that are in conformity with the purposes and intent of this resolution and in furtherance of the issuance and sale of the Bonds, and the undertaking of the financing of the Projects are hereby approved, ratified and confirmed.
9. The County by acceptance of this financing agrees to indemnify, defend and save harmless, to the extent permitted by law, the Authority, its officers, directors, employees and agents from and against all liabilities, obligations, claims, damages, penalties, fines, losses, costs and expenses in any way connected with the Authority, the issuance of the Bonds or the financing of the Projects.
10. Nothing in this Resolution, the Bonds or any documents executed or delivered in relation thereto shall constitute a debt or a pledge of the faith and credit of the Authority or the County, and the Authority shall not be obligated to make any payments under the Bonds or the Documents except from payments made by or on behalf of the County under the Lease Agreement pursuant to annual appropriation thereof in accordance with applicable law.
11. The Board of Supervisors hereby approves the financing of the Recreation Facilities and the issuance of a portion of the 2013A Bond by the Authority for the benefit of the YMCA, as required by said Section 147(f) of the Code and Section 15.2-4906 of the Act, to permit the Authority to assist in the financing thereof.
12. The County hereby designates the Bonds in the principal amount of up to \$10,000,000 as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code, and allocates to the Authority in relation to the issuance of the Bonds, up to \$10,000,000 of its allocation of "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code. The County has not issued, and does not reasonably anticipate (nor do any of its subordinate entities reasonably anticipate) issuing more than \$10,000,000 in tax exempt

obligations during calendar year 2013 and the County (and any of its subordinate entities) will not designate more than \$10,000,000 of qualified tax-exempt obligations pursuant to Section 265(b)(3) of the Code during such calendar year.

13. This resolution shall take effect immediately.

#### CERTIFICATION OF ADOPTION OF RESOLUTION

The undersigned Clerk of the Board of Supervisors of the County of Franklin, Virginia hereby certifies that the Resolution set forth above was adopted during an open meeting on November 19, 2013, by the Board of Supervisors with the following votes:

Aye:

Nay:

Abstentions  
:

Absent:

Signed this \_\_\_\_ day of November, 2013.

\_\_\_\_\_  
Clerk, Board of Supervisors

**Franklin County Board  
Of  
Supervisors**



**2013 Proposed Borrowing**



## The Plan

2013 Capital Borrowing Request		
Phase 1: Village Center Utility Improvements	\$ 500,000	Proposed Water Tanks for Utility Extensions Planned in Burnt Chimney & Union Hall Village Centers
Parks, Rec, Aging Facility Reimbursement Funding	\$ 2,350,000	Purchase of YMCA Property Including Essig Recreation Center for Senior Activities and Youth & Adult Programming
2014 Business Park	\$ 3,000,000	Future Acquisition and Beginning Development of 100 acre Building Pad for Business Development
Public Safety Stations	\$ 2,562,500	Future Westlake and Glade Hill Permanent Stations
Short-term Capital Leases	\$ 1,230,000	Law Enforcement, Jail, & Public Safety Software, Library Circulation System, and Joint Financial Management, General Ledger, and Payroll System with Schools, and Landfill Heavy Equipment
Estimated Costs of Issuance	\$ 87,500	.0089% cost of issuance for outside bond counsel and Financial Advisors to Bid & Place Bonds
	\$ 9,730,000	



## Began with School Financing

Franklin County Project Listing - Five Year School Capital Proposal			
Project Description	Amount	Comments	
Roof Replacement for Boones Mill, Dudley, Sontag and Rocky Mount	\$2,380,755	Covers all Scheduled Roof Replacements Through FY17-18 BM: \$543,953, Dudley: \$572,610, Sontag: \$536,130, RM: \$728,062	
Upgrade Water System at Callaway, Sontag, Dudley	\$317,675	Callaway: \$69,225, Sontag: \$127,225, Dudley: \$121,225	
Asbestos Removal/Floor Tile Replacement	\$700,000	BFMS - West Hall, Boones Mill, Burnt Chimney, Rocky Mount & Sontag	
Gym Floor Replacement at BFMS West and Hawkins	\$453,120	Hawkins: \$282,000, BFMS West: \$171,120	
Plumbing Fixture/Partition Upgrades	\$500,000	All Schools except Windy Gap and Gereau Center	
Asphalt Replacement BFMS East Bus Loop, BFMS West, to Trail Drive, BFMS West Teacher Lot, BFMS West Behind Cafeteria	\$565,710	West Teacher Lot and Behind Cafeteria - \$241,695 East Bus Loop and West to Trail Drive - \$324,015	
Security Camera Upgrades - Analog to HD	\$301,010		
Replace Six Unit Ventilators at Burnt Chimney	\$306,130		
Central Station Smoke Detectors All Schools	\$320,000		
Air Condition Cafeterias at Lee Waid & Snow Creek	\$431,140	Lee Waid: \$208,812, Snow Creek: \$222,328	
Total	\$6,275,540		



## The Plan

- Steps to Date
  - To date, firm plans and recommendations how to proceed have not been developed for the Radio System or the Career & Technical Education Center.
  - In June, 2013, the County set aside \$1.5 million for the C&TE Center Project to begin setting aside what has been estimated could be a \$50 million project.
  - Today's recommendation is to set aside \$900,000 for the Public Safety Radio System which has been estimated could be a \$24 million project.

## Schools Option 2 – Actual 2013 Bond Debt Service

- \$17 Million to Create Capital Reserve Fund; Assumes no revenue growth; value of a penny assumed to be approximately \$628,000.
- Green shading denotes projects funded via the 2013 Bond – Actual debt service tied to 15-year Amortization shown. <sup>(1)</sup>

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S		
Fiscal Year	Existing County Debt Service	Landfill	Parks, Rec, Aging Facility	Revenue from VMCA Duresses <sup>(1)</sup>	Social Services Building	Brent Chimney Waterline	Radio System	Business Park	Public Safety Stations	Village Center Utility Impr (Phase 1)	Short-term Capital Leases <sup>(2)</sup>	New School Project	Existing & Proposed Debt Service	Existing & Proposed Debt Outstanding vs. FY 2013	Debt Needed vs. FY 2013	Equipment Premiums Retired	Contribution Increase	Additional (Use) of Debt Reserve <sup>(3)</sup>	Commitment Balance	
2013	4,116,420	-	-	-	-	-	-	-	-	-	-	-	4,116,420	27,677,696	-	-	-	277,000	277,000	
2014	3,942,237	-	-	-	-	-	-	-	-	-	-	-	4,068,698	34,340,537	(47,720)	-	-	2,465,588	2,677,538	
2015	3,873,464	-	196,544	(85,500)	-	-	-	-	-	-	-	-	4,872,426	30,571,621	756,006	1.00	627,249	(128,277)	2,548,781	
2016	3,302,792	-	195,156	(85,500)	-	-	-	-	-	-	-	-	4,297,881	105,407,072	181,460	-	627,249	(17,445,789)	19,994,570	
2017	3,247,084	-	196,575	(85,500)	267,261	125,962	1,348,792	869,440	211,738	42,100	258,399	2,535,623	9,017,413	106,117,756	4,900,993	-	627,249	(4,273,740)	15,720,826	
2018	2,926,689	584,127	195,575	(85,500)	274,721	125,962	1,348,792	854,578	212,556	41,773	258,378	2,538,222	8,268,173	101,629,165	5,191,733	-	627,249	(4,564,500)	11,126,522	
2019	2,781,887	584,127	195,606	(85,500)	282,261	125,962	1,348,792	823,940	213,213	40,489	262,799	2,458,623	6,997,695	97,270,717	4,881,278	3.00	2,508,996	(2,372,279)	8,764,044	
2020	2,391,296	584,127	194,550	(85,500)	339,761	125,962	1,348,792	889,383	213,744	39,625	-	2,497,423	8,519,103	93,249,481	4,402,682	-	2,508,996	(1,893,686)	6,860,358	
2021	2,355,686	584,127	195,536	(85,500)	344,761	125,962	1,348,792	894,090	214,138	43,731	-	2,458,023	8,457,106	89,118,306	4,340,686	-	2,508,996	(1,831,690)	5,028,668	
2022	1,568,808	584,127	196,025	(85,500)	449,761	125,962	1,348,792	1,003,590	214,394	42,769	-	2,723,623	8,152,290	90,443,314	4,035,870	-	2,508,996	(1,526,874)	3,531,794	
2023	1,521,792	1,250,501	196,536	(85,500)	389,761	125,962	1,348,792	703,883	205,381	41,808	-	2,579,223	8,221,297	88,482,486	4,104,878	2.00	3,763,494	(341,382)	3,120,412	
2024	748,602	1,250,501	192,019	(85,500)	337,261	125,962	1,348,792	937,940	209,700	40,844	-	3,148,823	8,240,984	82,242,591	4,132,544	-	3,763,494	(370,076)	2,820,542	
2025	730,905	1,250,501	192,413	(85,500)	363,261	125,962	1,348,792	831,058	209,681	39,881	-	3,183,423	8,181,318	78,071,639	4,064,897	-	3,763,494	(301,403)	2,518,939	
2026	590,840	1,250,501	192,669	(85,500)	367,261	125,962	1,348,792	839,940	209,525	43,850	-	3,326,023	8,198,803	73,591,955	4,083,382	-	3,763,494	(319,888)	2,199,050	
2027	583,220	1,250,501	192,788	(85,500)	372,261	125,962	1,348,792	838,683	214,163	42,750	-	3,361,623	8,145,183	68,964,791	4,028,782	-	3,763,494	(265,268)	1,933,782	
2028	203,824	1,250,501	191,769	(85,500)	377,261	125,962	1,348,792	853,771	213,996	41,659	-	3,620,223	8,120,237	64,199,236	4,003,816	-	3,763,494	(248,212)	1,693,499	
2029	203,611	1,250,501	190,613	(85,500)	382,261	125,962	1,348,792	869,955	212,889	40,959	-	3,627,823	8,084,690	60,014,822	3,977,830	-	3,763,494	(124,136)	1,539,324	
2030	201,255	2,380,008	-	-	(85,500)	237,261	-	1,348,792	321,183	-	-	-	3,253,423	7,657,365	64,716,677	3,540,943	-	3,763,494	222,551	1,761,875
2031	198,780	2,380,008	-	-	(85,500)	249,761	-	1,348,792	347,183	-	-	-	3,189,023	7,637,988	60,223,242	3,521,568	-	3,763,494	241,926	2,003,801
2032	200,880	2,380,008	-	-	(85,500)	512,261	-	1,348,792	347,183	-	-	-	3,349,623	7,329,396	55,813,828	3,212,976	-	3,763,494	550,518	2,554,320
2033	202,922	1,693,634	-	-	(85,500)	773,261	-	1,348,792	320,183	-	-	-	3,292,223	7,285,244	51,119,218	3,268,833	-	3,763,494	494,671	3,048,999
2034	198,765	1,693,634	-	-	(85,500)	1,002,261	-	1,348,792	1,221,183	-	-	-	3,448,823	7,287,106	46,266,727	3,270,666	-	3,763,494	492,988	3,541,796
2035	199,668	1,693,634	-	-	-	1,077,261	-	1,348,792	1,712,183	-	-	-	3,266,423	7,959,170	40,532,812	3,862,750	-	3,763,494	(99,256)	3,442,543
2036	-	1,693,634	-	-	-	1,047,261	-	1,348,792	1,687,183	-	-	-	3,652,023	8,060,102	34,698,350	3,943,681	-	3,763,494	(180,187)	3,263,355
2037	-	-	-	-	-	-	-	-	-	-	-	-	7,992,623	28,231,695	3,876,202	-	3,763,494	(112,708)	3,149,647	
2038	-	-	-	-	-	-	-	-	-	-	-	-	8,018,223	21,625,697	3,903,802	-	3,763,494	(38,308)	3,611,399	
2039	-	-	-	-	-	-	-	-	-	-	-	-	7,933,823	14,772,487	3,837,802	-	3,763,494	(25,908)	2,957,640	
2040	-	-	-	-	-	-	-	-	-	-	-	-	7,944,423	7,944,423	3,566,688	-	3,763,494	(64,508)	2,892,922	
2041	-	-	-	-	-	-	-	-	-	-	-	-	7,945,023	-	3,828,602	-	3,763,494	(65,108)	2,827,813	
2042	-	-	-	-	-	-	-	-	-	-	-	-	-	(4,116,420)	-	-	3,763,494	7,879,914	10,707,728	
<b>Total</b>	<b>36,355,826</b>	<b>25,488,707</b>	<b>2,911,962</b>	<b>(1,711,200)</b>	<b>9,315,229</b>	<b>1,889,415</b>	<b>20,231,880</b>	<b>19,450,629</b>	<b>3,183,348</b>	<b>625,654</b>	<b>1,297,548</b>	<b>101,190,572</b>	<b>220,229,561</b>	<b>-</b>	<b>6,900</b>	<b>-</b>	<b>6,900</b>	<b>78,799,914</b>	<b>10,707,728</b>	

Notes: (1) Actual debt service based on Carter Bank 15-year bid.  
 (2) These amounts represent Funds on Hand for deposit to the Capital Reserve of \$277,000 and \$400,538 in FY 2013 and 2014, respectively, the \$2,000,000 Cash Contribution to the Capital Reserve in FY 2014 assumed from fund balance; the \$17,000,000 million contribution in FY 2016 assumed to result from the tax windfall.  
 (3) The revenues from potential service fees were presented to the Board in the August 16 Funding Strategies Presentation, and are left in the cash-flow model for purposes of a direct comparison. Preliminary, subject to change; actual results may vary significantly.

## Key Assumptions for Future Projects

- The interest rate and term assumptions used for potential capital projects included in the Funding Analysis appear below, with projects being financed via the current 2013 (FY 2014) borrowing appearing in green.

Fiscal Year Issued By Project	Amount	Interest Rate	Amortization Years
<b>2014</b>			
Phase 1: Village Center Utility Improvements	\$500,000	2.75%	15
Parks, Rec, Aging Facility	\$2,350,000	2.75%	15
2014 Business Park	\$3,000,000	2.75%	15
Public Safety Stations	\$2,562,500	2.75%	15
Short-term Capital Leases	\$1,210,000	2.15%	5
	<b>\$9,622,500</b>	<b>2.72%</b>	
<b>2015</b>			
Phase 2: Village Center Utility Improvements <sup>(1)</sup>	TBD		
<b>2016</b>			
Social Service Building	\$5,200,000	5.00%	20
Radio System	\$14,000,000	5.00%	15
2016 Business Park	\$9,000,000	5.00%	20
New School Project <sup>(2)</sup>	\$50,000,000	5.00%	25
	<b>\$78,200,000</b>		
<b>2017</b>			
Landfill - 2017 Portion	\$5,000,000	5.00%	12
<b>2022</b>			
Landfill - 2022 Portion	\$5,300,000	5.00%	10
<b>2029</b>			
Landfill - 2029 Portion	\$9,800,000	5.00%	7
<b>Grand Total</b>	<b>\$107,922,500</b>		

(1) Project Identified by County Staff but not included in Funding Analysis to date.  
 (2) For Schools Scenario 1, a \$17 million potential tax windfall is assumed to be used to downsize the borrowing requirement for the Schools Project to \$33 million.



## The Plan

August 14, 2013	Davenport Report Presented to BOS in Worksession for Financing Scenarios and Potential New Revenue Impacts
August 28, 2013	County's Financial Advisors, Davenport and Company, distribute a Request for Proposal to Solicit Funding for the County's Tax-Exempt 2013 New Money Borrowing
September 11, 2013	Bids Received from Four Lending Institutions
September 17, 2013	Davenport Presents RFP Results to Board of Supervisors
October 15, 2013	Board of Supervisors approves New Money Borrowing – Requests IDA to hold a Public Hearing and Approve the Issuance of the 2013 Bonds
November 7, 2013	IDA holds Public Hearing and Approves New Money Borrowing to be issued through the IDA
November 19, 2013	Final Resolution Approval by Board of Supervisors

### **(RESOLUTION #04-11-2013)**

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

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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### **LIBRARY OPERATIONS SOFTWARE**

Steve Thomas, IT Director and David Bass, Director of Library, stated given the County's financial situation in recent years, the library had tried to wait until FY 2014-2015 to ask for an appropriation for new system software (i.e. the integrated programs that run the cataloging, material circulation, patron files, etc.). However, the necessity for immediate action became apparent on Thursday, October 10, 2013, when the library's computer system had a major crash, requiring a complete manual re-build. At the time Microsoft technicians warned that should another crash occur, it may not be possible to get back into the system and re-build it. This is a result of the software's age and the patches already installed.

It is essential for the library to keep accurate, up to date files. At any one time twenty to thirty thousand items, which represents a considerable monetary sum in county property, are checked out to patrons. Ongoing software glitches that corrupt files hamper the library's ability to accurately track and retrieve these materials.

Since 1995, the library has used a product developed by the vendor Sirsi/Dynix. Although the software has been patched and upgraded, the core program, developed in the late 1980s, has become problematic and is approaching "end of life." Furthermore, Sirsi/Dynix is migrating its customers to later, more advanced systems and, thus, devoting fewer resources and personnel to maintenance service on the 'classic' Dynix product. Eventually, when the product does reach "end of life", support will not be available.

The server hardware has been upgraded twice in the nineteen years the 'classic' Dynix product has been in service. Server hardware technology has evolved considerably in that time and older peripheral devices (printers, tape drives, etc.) that the software was intended to run are not compatible with the latest server; nor will the software run newer devices. Currently, the

library is doing without a system's printer and overdue notices and reports must be done by hand.

Besides the cataloging of materials, the tracking of items on loan and the management of patron accounts, the Dynix system, also, connects to third party software for the purposes of debt collection, management of the public PCs and the download of on-line books and other materials. When the Dynix system is down or not functioning properly, the third party programs are not available either, thereby crippling Library operations.

For these reasons the library staff had done considerable work in preparation for submitting a funding request, including a needs assessment, project budget, a survey of products currently on the market, interviews and product demonstrations by various vendors and a staff evaluation of these products. The library, therefore, was ready to proceed with this project quickly once funding was available. The immediacy of the situation became apparent on October 10, when the current system crashed and the Microsoft technicians issued severe warnings about its future stability (please note attached October 23<sup>rd</sup> memo to the Board of Supervisors for further detail). Project costs for new software, data conversion, installation, training, etc. is estimated at approximately \$100K. Funding for this project has been identified in the FY '13-'14 capital project borrowing with other software and equipment lease purchases.

If approved to move forward, staff will issue a request for proposals (RFP) this winter, whereby proposals will be reviewed and final software evaluations and associated purchase recommendation will be made. The final recommendation will be brought back to the Board for consideration with the goal of new software system replacement this coming spring. The Library Board has been versed in this matter and supports the recommendation to move forward with the software replacement.

**RECOMMENDATION:** Given the fragile nature of the library's current integrated system, the urgency with which it needs to be replaced and the time requirements to do so, the Library staff and Library Board respectfully requests the Board of Supervisors authorize to move forward with an RFP new software replacement accordingly.

***Given the county's financial situation in recent years, the library was trying to hold on until FY 2014-2015 for new software to catalog materials and maintain its records of loans to patrons. The current system, however, has started to deteriorate rapidly.***

- On Thursday, October 10<sup>th</sup>, the library's computer system had a major crash, requiring a complete manual re-build. Microsoft technicians warn that should another such crash occur, it may not be possible to get back into the system and re-build it. This is a result of the software's age and the patches already installed.
- Currently, the library loans approximately 255,000 items a year to the public, using its computer system to maintain material circulation records. At any one time twenty to thirty thousand items, which represents a considerable monetary sum in county property, are checked out to patrons. Ongoing software glitches that corrupt files hamper the library's ability to accurately track and retrieve these materials.
- The library has been using a product developed by Sirsi/Dynix software since 1995. Although the software has been patched and upgraded, the core program, developed in the late 1980s, has become problematic and is approaching "end of life".
- The server hardware has been upgraded twice in the 19 years the Sirsi/Dynix product has been in service. Server hardware technology has evolved considerably since the software was developed and peripheral interfaces such as parallel interface used for printers and the old SCSI tape interfaces are no longer supported. Because of this, the Libraries must create hand written notices for overdue books that must be mailed out as well as all reporting. This is a huge effort for library staff.
- An additional concern is that the software vendor is pushing the users on the expiring product to upgrade to a later, more advanced system that they can reduce the resources and personnel needed for maintenance of the old Dynix product. Ultimately, this will result in reduced or no support for Franklin County on this product.

- Newer systems offer so many more advantages that will save staff time and the library money, as well as render better service to the public. Just a few examples of the improvements: (1) Overdue notices can be automatically sent via e-mail or text and thus save postage and staff time, (2) Patrons can be sent reminder notices electronically before materials even become overdue, (3) Reports can be easily customized, (4) Children's catalog is child-friendly, and (5) Family members can be linked together for purposes of fine and material retrieval.

General discussion ensued.

**(RESOLUTION #05-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to move forward with the RFP process for the Library Operations Software, as presented.

MOTION BY: Charles Wagner

SECONDED BY: Cline Brubaker

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**HEALTH CARE REFORM/WELLS FARGO INSURANCE SERVICES**

Kerry Smith, Wells Fargo Insurance Services, presented the following PowerPoint presentation:



## Health Care Reform:

### *Executive Summary for Franklin County*

Presented by:

**Kerry N. Smith, SPHR, CEBS**  
Vice President

November 19, 2013

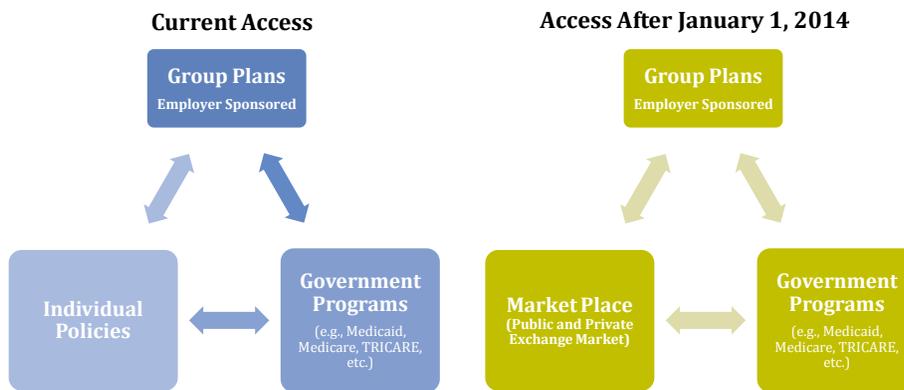
Wells Fargo Insurance Services



## Health Care Reform Agenda

- Overview & Background
- Pay or Play Provision
- Impact on Franklin County
- Marketplace Overview
- Next Steps

## Fundamental Paradigm Shift in 2014



Wells Fargo Insurance Services

2

## Fundamental Paradigm Shift in 2014

- Employer-provided health care delivery system will be restructured in 2014 primarily due to following ACA provisions:
  - **Employee Drivers:** Individual mandate / Plans moving to the mean / Auto enrollment
  - **Employer Drivers:** Two different variations of employer “Pay or Play” mandates
  - **New Potential Options:** Subsidized exchange coverage / Medicaid eligibility expansion (if living in opt-in state)
- **Requires a new degree of collaboration between HR, finance, and senior management to ensure development of appropriate response to the complexities and financial impact of ACA for a given organization**
  - In light of the new federal law, what is the best way to allocate compensation dollars and manage **your** employee benefit program that is consistent with business philosophy, culture, and profitability goals?

Wells Fargo Insurance Services

3

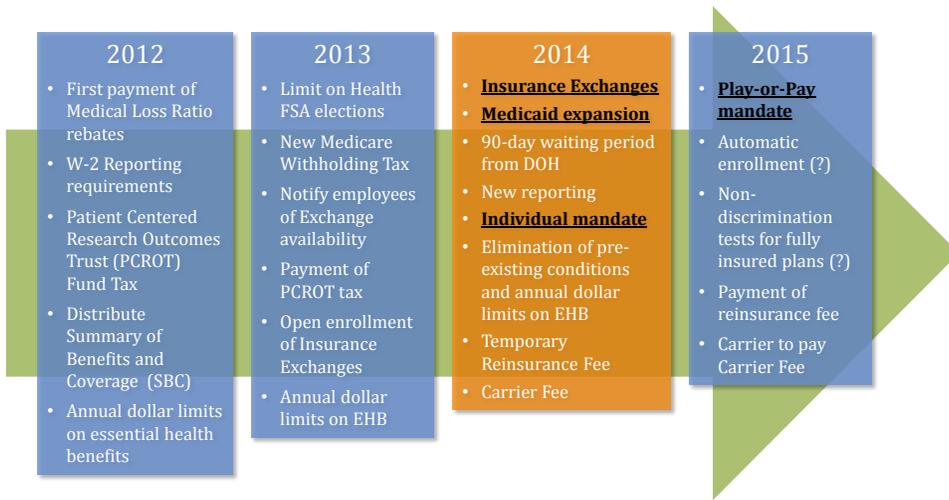
## Individual Mandate

- U.S. citizens and legal residents are required to have “minimum essential coverage” for themselves and their dependents beginning on 1/1/2014, or be subject to a tax penalty
  - **Minimum essential coverage** can be (i) eligible employer-sponsored group health plans, (ii) individual-market insurance policies, or (iii) certain governmental programs (e.g., Medicare, Medicaid, CHIP, TRICARE)
  - Limited exceptions apply
- **Tax penalty for noncompliance is greater of:**
  - percentage of income amount **in excess of** taxpayer’s filing threshold (1.0% in 2014, 2.0% in 2015, and 2.5% in 2016 and beyond); or
  - dollar amount (\$95 in 2014, \$325 in 2015, and \$695 in 2016 and adjusted for inflation thereafter)

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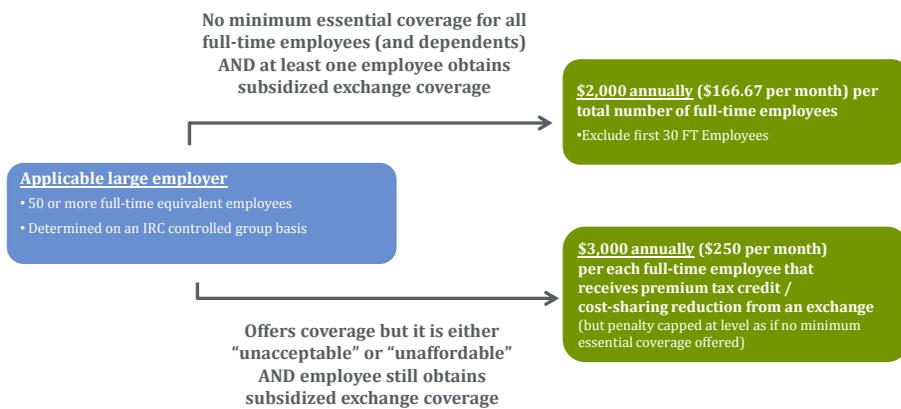
4

## Key implications effective 2012 - 2015



## Employer “play or pay” mandates

**DELAYED UNTIL 2015**



## What's been delayed?

The "play or pay" provision of the Patient Protection Affordable Care Act (PPACA) requires employers with 50 or more employees to do the following to avoid penalties

Offer minimum essential coverage to 95% of full-time employees.	Offer minimum value coverage to full-time employees (60% Actuarial Value)	Offer affordable coverage to full-time employees (Less than 9.5% of income)	Consider employees who average 30 or more hours per week eligible for employer sponsored health insurance	Count employees' hours to determine whether they average 30 or more hours per week
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Because of the delay employers will not need to meet these requirements for 2014

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8

## How Does Health Care Reform Specifically Impact Franklin County?

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### Franklin County Current Situation (What the Data Reveals)

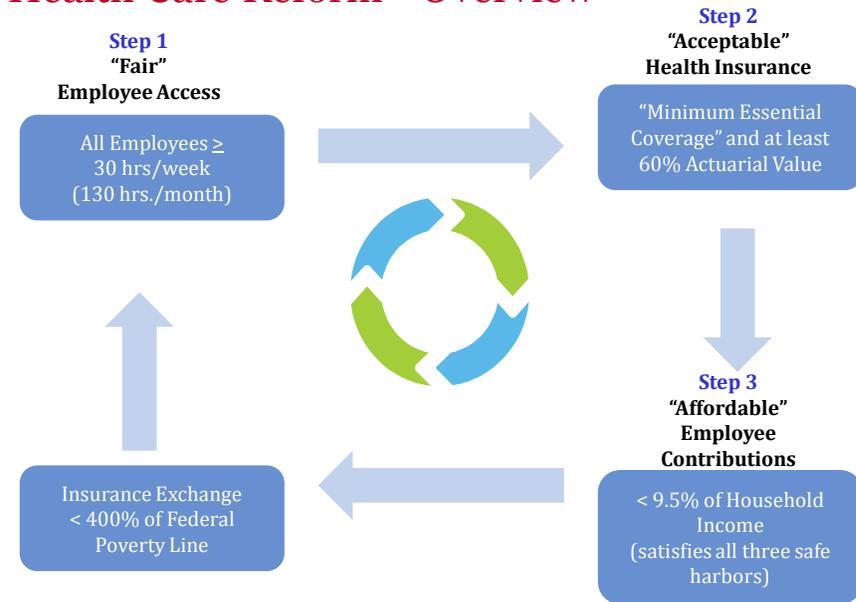
- There are currently 293 employees who are participating in the two plans offered through Coventry.
- There are 34 employees that have waived coverage and an approximate additional 34 Part-Time employees that maybe eligible (based on varying work schedules) since such employees are working approximately 30 hours or more per week.

Plan	Grandfathered?	Self-insured?	Enrollment	Estimated Actuarial Value	% Enrolled
POS 25/500	No	No	94	82.2%	32%
POS 30/1000	No	No	199	77.4%	68%

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10

## Health Care Reform - Overview



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11

## Impact of Health Care Reform on Franklin County

### 3 Point Test



Must offer coverage to all employees that work 30+ hours



Must provide at least a 60% benefit; The current offerings are 77%, 82%



The POS 30/1000 meets this requirement

**Bottom Line**  
No penalties to Franklin County and no employee will be eligible for subsidized coverage through the Exchange/Marketplace.

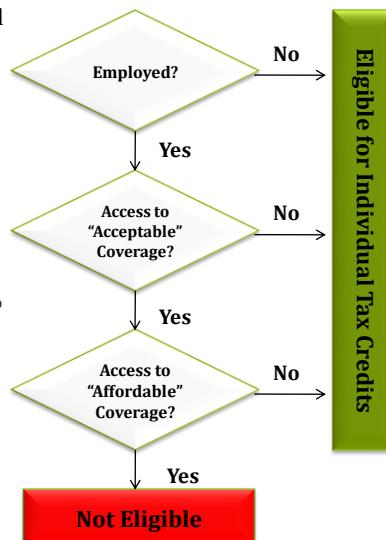
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12

## Eligibility for federal subsidy

- Individuals must satisfy various conditions to "qualify" for access to federally subsidized marketplace coverage
- In particular, employees **offered** coverage from their employer **cannot** receive federally subsidized marketplace coverage (even if their adjusted gross household income <400% of FPL) if:
  - Employer coverage satisfies "acceptable" coverage rules (minimum essential coverage with at least 60% actuarial value), **and**
  - Employer coverage satisfies "affordability" rules (employee contributions for self-only coverage < 9.5% of modified household adjusted gross income (MAGI))

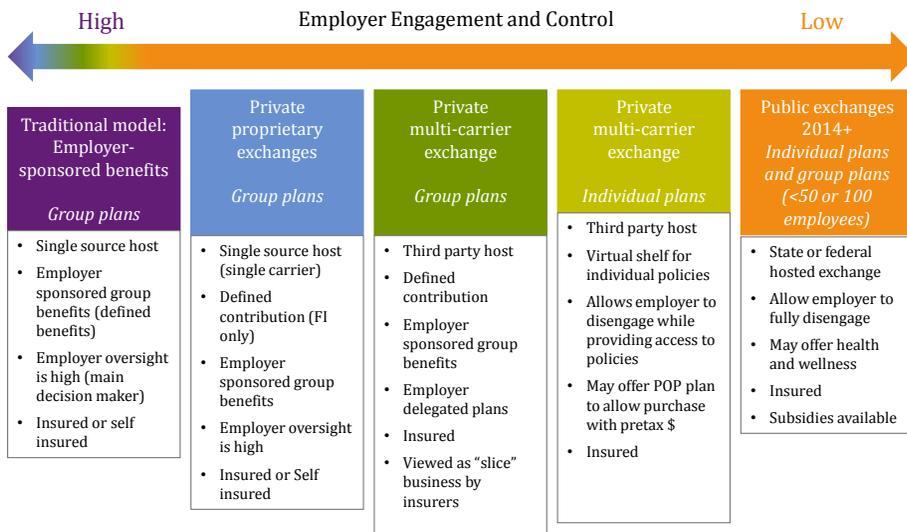
### Tax Subsidy Access (if AGHI <400% FPL)



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13

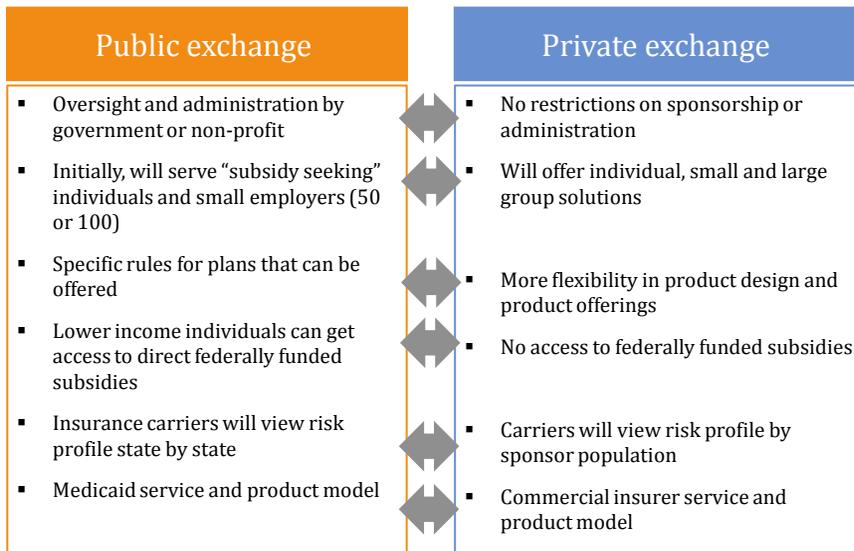
## Types of exchanges



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14

## Public vs. private exchange (marketplace)



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Public = State or Federal run exchange

15

# What To Do Now

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## Next Steps for Franklin County

- **Current Action:**
  - Reviewing current health benefits and planning for the future
  - Becoming familiar with new regulations, taxes and reporting
  - Launching a communication campaign about Health Care Reform & the Marketplace
  - Present Health Care Reform overview to Board with Findings
- **Future Action**
  - Consider revising Part-time policy with regard to Health Care Reform mandate of eligibility at 30+ hours a week, thereby establishing the appropriate “look back period”.
  - Reevaluate Employee Benefit Strategy 4th Quarter of 2013 & 1<sup>st</sup> Quarter 2014, after the exchanges are up and running.

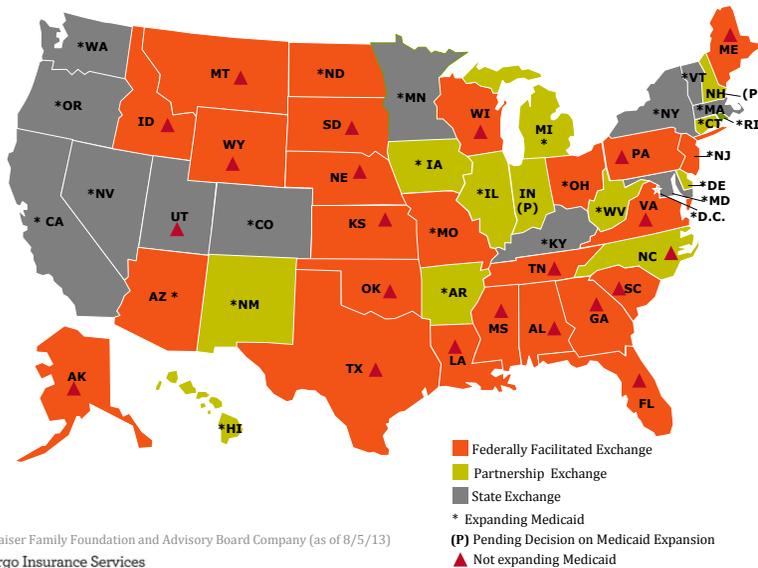


## Appendix

## Acronym Glossary

- AV Actuarial Value
- DOH Date of Hire
- FTE Full Time Equivalent Employee
- FPL Federal Poverty Level
- HDHP High Deductible Health Plan
- HHS Department of Health and Human Services
- EHB Essential Health Benefits
- HSA Health Savings Account
- MAGHI Modified Adjusted Gross Household Income
- MEC Minimum Essential Coverage

## Marketplaces and Medicaid expansion



Source: HHS, Kaiser Family Foundation and Advisory Board Company (as of 8/5/13)  
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20

## PPACA and other forces will draw players into the individual and employer exchange business

Primary form of health covg	2012 (mm)	2017, proj by carriers, mm	2017, proj by CBO, mm	Est chg in lives (2012-2017, mm)	
Employer	154	145	155	-9	to 1
Individual	24	33	23	-1	to 9
Public Exchange	0	26	26		to 26
Medicare	41	51	51	10	to 10
Medicaid	36	45	45	9	to 9
Uninsured	57	29	29	-28	to -28
<b>U.S. Population</b>	<b>312</b>	<b>329</b>	<b>329</b>		

- Forces driving exchange adoption
  - ACA state exchange mandate which drives private exchange development
  - Employers' interest in moving from defined benefit to defined contribution
  - Ability of the exchange to provide greater buyer leverage
  - Promise of lower cost via competition
- Individual and group private health care exchanges are estimated to be a \$5 billion business by 2015 and nearly a \$12 billion business by 2020 (William Blair Equity Research Report)

Source: Congressional Budget Office Feb 2013 Estimate of Effects of PPACA, US Census Bureau

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21

## 2014: Products Offered in Exchanges Exchange Products Will Differ From Group Plans

Features	Public exchanges					ER Group
	Bronze	Silver	Gold	Platinum	Catastrophic age <30 and those eligible for a hardship waiver	Plan design
Plan value	60%	70%	80%	90%	Under 60%	≥60%

- Silver – second-lowest cost plan – is baseline for calculating government subsidy
- Government subsidy and member contribution requirement calculated based on income, vary by level between Medicaid eligibility and 400% FPL
- Once subsidy determined for silver plan, can use for gold plan (pay more) or bronze plan (pay less)

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22

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### **CLOSED POINTS OF DISPENSING (POD'S) FOR FRANKLIN COUNTY EMPLOYEES**

Chris Garrett, District Health Emergency Coordinator, stated a POD is designed for the quick/rapid set up and distribution of medications in the event of a disease outbreak or biological attack. Mr. Garrett shared with the Board the following Closed Points of Dispensing for Franklin County Employees:

### Imagine This Scenario . . .

Whether by accident or as part of a terrorist attack, a biological agent such as anthrax has been released and millions of people across the nation are at risk, including those in our community. People need preventive medications immediately, so through the activation of emergency transportation and logistics plans at the federal and state levels, the CDC delivers supplies from the SNS destined for local public health agencies. These life-saving medications are delivered to local public health officials who have activated long-standing and well-rehearsed mass prophylaxis plans via “pull and push” methods of dispensing. Most likely given this scenario, local officials will use the traditional “pull” method as its primary dispensing method and encourage the general public, via an extensive public information campaign, to come to identified locations at common areas within the community to receive medications. These locations usually consist of fixed facilities such as schools, arenas, or other public buildings and are most often referred to as open PODs. But, even with extensive preparation there are long lines at every POD site as thousands of people wait in line for their pills. People are stressed about missing work, trying to calm their children as they endure long waits, and anxiety and tempers are starting to flare. Remember, if everyone in our jurisdiction may have been exposed to anthrax, local health departments will have to provide the necessary medication to the entire population in less than 48 hours.

**Mass prophylaxis** is the capability to protect the health of the population through the administration of critical interventions in response to a public health emergency in order to prevent the development of disease among those who are exposed or are potentially exposed to public health threats.

#### **The Strategic National Stockpile (SNS)**

- A national repository of medications and medical supplies to be used for emergency situations such as a bioterrorism attack or natural disaster
- Designed to supplement and re-supply state and local health and medical resources

If this type of scenario were to ever occur, public health officials must be ready to respond. To help meet this 48-hour timeframe, local officials across the nation are working with various organizations within their communities and establishing partnerships to develop innovative alternate dispensing options to enhance the dispensing capability. These alternate options

are commonly referred to as “push” methods of dispensing. Medications are “pushed” or delivered to organizations such as private businesses, universities, or large organizations and these organizations in turn provide the medication to their designated population. Your **Closed POD** is an example of a push method of dispensing.

## II. Setting Expectations – What Can You Expect?

### Current Planning Efforts

Local public health agencies have created plans which identify sites and resources that can support POD operations during a public health emergency. Each site has been evaluated to ensure that it is appropriate for such use, facility use agreements have been developed and signed and plans have been made for all aspects of establishing the POD, including:

- Communicating with the public
- Communicating with emergency responders (police, fire and EMS)
- Transportation medicines and supplies to each site
- Floor plans and client flow patterns for dispensing at each site
- Security and safety precautions
- Staffing needs including medical professionals and volunteers
- Necessary supplies

## How Closed PODs Fit into Mass Prophylaxis

Closed PODs will play an important role in any situation where it is necessary to provide emergency medications to large groups of people. Traditional medical providers, such as hospitals and medical clinics, will likely be overwhelmed during a large-scale public health emergency. The PODs established to support the public will also be highly stressed in a situation where the entire population needs medication within a short time frame. **Closed PODs** will help relieve some of the pressure by reaching specific portions of the community. As a result, long lines and public anxiety can be reduced and resources can be used more efficiently.

By partnering with public health and operating a **Closed POD**, your staff and their family members will receive medications at your facility which reduces their likelihood of having to visit the open PODs. This will provide peace of mind during this crisis because they know that their employer, organization or association has taken the “extra step” and conducted the necessary coordination and planning prior to an event to provide an alternative method to protect them during an anthrax emergency.

Operating a **Closed POD** will ultimately help organizations with their continuity of operations plans by aiding them in becoming more resilient during and after an emergency. Employees will be able to return to their normal duties within the organization more quickly, or continue to assist public health officials through volunteering.

**Closed PODs** provide:

- Ease of access to life-saving medications
- Quick dispensing of medications to your staff and their families
- Enhanced continuity of operations

## III. Establishing Responsibilities

### Public Health Responsibilities

The Health Department will work closely with your organization to ensure that you have the necessary information and resources to establish a **Closed POD**. As with all preparedness activities, the more we communicate and exercise our response plans now, the better we will respond if an emergency occurs. This document provides a sample Memorandum of Agreement (MOA) to delineate expected roles and responsibilities.

#### Health Department Responsibilities:

- Provide pre-event planning and technical assistance, including but not limited to policies, procedures, job aids such as example POD layouts, fact sheets, dispensing algorithms, forms, and other information necessary to successfully operate a **Closed POD**.
- Provide **Closed POD** training/education opportunities to identified staff in your organization.
- Provide medication and forms during an emergency.
- Provide 24-hour emergency contact information to the Local Health Department.
- Provide your organization with technical assistance and oversight, as needed, to effectively run a **Closed POD** during a public health emergency.
- Notify your organization of the need to activate your **Closed POD** plan.
- Provide media guidance during a public health emergency to ensure consistency of messages between their designated dispensing population and the general public.

The challenge for government officials, working with the private sector, nongovernmental organizations, and individual citizens, is to determine the best way to build capabilities for bolstering preparedness...the “best way” will vary across the Nation.

*National Preparedness Guidelines*

- Collect any unused medications as well as copies of all medical documentation after the dispensing process has been completed and the **Closed POD** has been deactivated.

### Your Organization's Responsibilities

The Health Department will help you prepare to set up your **Closed POD**, but there are steps you must take to ensure the proper plans are in place to establish and operate a **Closed POD** efficiently.

#### Partner Organization's Responsibilities:

- Designate staff to work with the Health Department in planning for the operation of a **Closed POD**.
- Provide primary and secondary 24-hour emergency points of contact to ensure timely notification and activation of your **Closed POD** during a public health emergency.
- Develop a **Closed POD** plan and provide a copy and periodic updates to the Health Department.
- Identify **Closed POD** locations for your organization.
- Maintain the necessary supplies and equipment needed to operate a **Closed POD**.
- Dispense medications following protocols and guidance provided by the Health Department.
- Participate in training and exercise opportunities in coordination and collaboration with the Health Department.

"Our partnership with public health, like our partnerships with other community efforts, is another way we feel connected to the communities we live in"

*Stasha Wyskiel, Manager  
Business Continuity Planning,  
Gap Inc*

Ronnie Thompson stated he would like to see staff ensue this presented process and the full Board concurred with the recommendation.

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### **SHERIFF & PUBLIC SAFETY SOFTWARE SYSTEM PURCHASE**

Steve Thomas, IT Director, stated Franklin County has used the Daprosystems (Dapro) public safety system for several years. In recent years Dapro has outgrown its support organization and become less and less responsive to Franklin County needs. Recent feature and functionality requirements promised by Dapro remain unfulfilled or marginally working. The most recent upgrade to the Dapro software was installed by their technicians before any testing had been accomplished on a Franklin County compatible server. This resulted in a hard crash of the system leaving the Deputies with no technology support into the following day while the server required a complete rebuild. As part of the county's due diligence, a request to respond to an RFP was advertised and the responses received were reviewed. The successful respondent was Southern Software out of Southern Pines, North Carolina. The other bid received was deemed not responsive to the requirements of the RFP.

The Cost for this system is borne by Franklin County for Computer Aided Dispatch System, Records Management System, Mapping Display System, Mobile Data Information System, and Jail Management System. A smaller cost will be borne the Rocky Mount Police Department for their own Records Management System and Mobile Data Information System but both jurisdictions benefitted by procuring the jointly used software together. Both of these are detailed in the financial attachments. All systems will be hosted in the 911 data facility on dedicated hardware with fault tolerant fail over capability. Every effort will be made to eliminate errors caused by multiple party support.

### **RECOMMENDATION:**

Staff recommends that the Board award the software contract to Southern Software solution and associated hardware. All costs for third party implementation and training are included in this proposal. The total cost of the County portion of the contract will be \$374,680.81 and \$47,055.00 will be the Town's share that they will sign for separately. Funds for the County

share are available as part of the capital leases included in the 2013 capital lease borrowing package.

**Franklin County Sheriff and Public Safety System**

**Total CAD Package (Computer Aided Dispatch System) \$114,235.00**

**Total MDS ( Mapping Display System) \$37,470.00**

**Total RMS (Records Management System) \$54,622.50**

**Total JMS (Jail Management System) \$36,548.50**

**Total MDIS (Mobile Data Information System) \$40,497.00**

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**Sheriff and Public Safety Systems Software Total \$283,373.00**

**NetMotion Wireless Connection Management \$18,732.81**

**NetMotion Cell network analysis Tools \$2,500.00**

**Redundant Servers, Data Base, Server OS \$35,200.00**

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**Capitalized Software, Installation, and Project Services \$339,805.81**

**TOTAL FIRST YEAR OF SUPPROT \$ 34,875.00**

**Rocky Mount Police Department DATA and Mobility System**

**Total RMS (Records Management System) \$31,970.00**

**Total MDIS (Mobile Data Information System) \$15,085.00**

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**RMPD Capitalized System Total \$47,055.00**

**(RESOLUTION #06-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve staff's recommendation to award the software contract to Southern Software solution and associated hardware. All costs for third party implementation and training are included in this proposal. The total cost of the County portion of the contract will be \$374,680.81 and \$47,055.00 will be the Town's share that they will sign for separately. Funds for the County share are available as part of the capital leases included in the 2013 capital lease borrowing package.

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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**LEGISLATIVE PRIORITIES**

Richard E. Huff, II, County Administrator, presented the following proposed Legislative Requests:

- ❖ Support of a \$40,000 appropriation for the Smith Mountain Lake Water Quality Monitoring Program (two year appropriation of \$20,000 each)
- ❖ Support of the identification and funding of a State Agency assigned with responsibilities in the management of invasive aquatic vegetation species
- ❖ Resolution commemorating the 50<sup>th</sup> Anniversary of Smith Mountain Lake

General discussion ensued.

**(RESOLUTION #07-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the proposed Legislative Priorities as reviewed.

MOTION BY: Charles Wagner

SECONDED BY: Bob Camicia

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**WESTERN VIRGINIA REGIONAL WATER AUTHORITY RESOLUTION OF RECOGNITION**

Bobby Thompson, Blue Ridge District Supervisor, requested staff to forward a letter of congratulation to Western Virginia Regional Water Authority on their Platinum Award for Utility Excellence.

**(RESOLUTION #08-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors requested staff to forward a letter to Western Virginia Regional Water Authority congratulating them on the award from the Association of Metropolitan Water Agencies (AMWA) honoring the Western Virginia Water Authority with its top utility management award 2013 Platinum Award for Utility Excellence during their October 28, 2013 ceremonies.

MOTION BY: Bobby Thompson

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**CLOSED MEETING**

**(RESOLUTION #09-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-1, Personnel, a-3, Acquisition of Land, a-5 and a-7, Consult with Legal Counsel, of the Code of Virginia, as amended.

MOTION BY: Ronnie Thompson

SECONDED BY: Cline Brubaker

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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MOTION: Charles Wagner

SECOND: Leland Mitchell

**RESOLUTION: #10-11-2013**

MEETING DATE November 19, 2013

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

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

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

VOTE:

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

NAYS: NONE

ABSENT DURING VOTE: NONE

ABSENT DURING MEETING: NONE

\*\*\*\*\*

Chairman Cundiff recessed the meeting for the previously advertise 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, November 19, 2013**, in the Board of Supervisor's Meeting Room located in the

Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the proposed amendment to Section 4-67 titled **Payment of bounty for coyotes**. The said proposed amendment would increase the bounty payment from ~~\$25.00~~ to **\$35.00**.

**§ 4-67 Payment of bounty for coyotes.**

- A. Upon satisfaction of the criteria set forth in subsection B below, and subject to the annual limitation specified in subsection D below, a bounty shall be paid by the county for each coyote killed within the boundaries of Franklin County, as provided herein, in the following amount:
1. ~~\$25.00~~, (**\$35.00**) for a carcass presented to the animal control officer.
- B. In order to qualify for a bounty, any person who kills a coyote shall present to the animal control officer or his designee:
1. the carcass of the coyote;
  2. evidence of the identity of such person, including photo identification;
  3. an application in a form furnished by the animal control officer and executed by such person that:
    - a. states the name, street address and mailing address of such person;
    - b. identifies the date on which such coyote was killed, the property on which such coyote was killed and the approximate distance of such property from the closest agricultural use within the boundaries of Franklin County; and
    - c. as to the property on which such coyote was killed, states whether
      - (i) such person owns the property,
      - (ii) such person is the lawful tenant in possession of the property,
      - (iii) such person has the written permission of the owner or lawful tenant in possession of the property to kill such coyote, in which event the affidavit shall also be executed by the owner or lawful tenant in possession of the property, and
      - (iv) such coyote was not killed between midnight Saturday and midnight Sunday.
- C. Upon satisfaction of the criteria set forth in subsection (B) above, the animal control officer or his designee shall clip the tongue of such coyote and present the claim for approval. Any person who makes a claim under this section shall be responsible for the lawful disposal of the carcass of the coyote.
- D. The total dollar amount of bounties to be paid under this article shall not exceed the sum of \$2,500.00 within a fiscal year; provided, however, such limit may be increased in a given year by duly adopted resolution of the board of supervisors.

Daryl Hatcher, Director of Public Safety, stated During the October Board of Supervisors meeting a proposal was approved to seek an increase in the bounty paid for coyotes that is outlined in Section 4-68.2 of the Franklin County Code of Ordinances. The said proposed amendment would increase the bounty payment from ~~\$25.00~~ to **\$35.00**.

In response to the proposed change, a public hearing was advertised in the local newspaper announcing the that the Franklin County Board of Supervisors will hold a public hearing at approximately 6:00 P.M., on Tuesday, November 19, 2013 to consider the proposed amendment to Section 4-68.2 titled **Payment of bounty for coyotes**. If approved the amended section of the county code would read as follows:

**§ 4-68.2. Payment of bounty for coyotes.**

- A. Upon satisfaction of the criteria set forth in subsection B below, and subject to the annual limitation specified in subsection D below, a bounty shall be paid by the county for each coyote killed within the boundaries of Franklin County, as provided herein, in the following amount:
1. ~~\$25.00~~, (**\$35.00**) for a carcass presented to the animal control officer.
- B. In order to qualify for a bounty, any person who kills a coyote shall present to the animal control officer or his designee:
1. the carcass of the coyote;
  2. evidence of the identity of such person, including photo identification;
  3. an application in a form furnished by the animal control officer and executed by such person that:
    - a. states the name, street address and mailing address of such person;

- b. identifies the date on which such coyote was killed, the property on which such coyote was killed and the approximate distance of such property from the closest agricultural use within the boundaries of Franklin County; and
- c. as to the property on which such coyote was killed, states whether
  - (i) such person owns the property,
  - (ii) such person is the lawful tenant in possession of the property,
  - (iii) such person has the written permission of the owner or lawful tenant in possession of the property to kill such coyote, in which event the affidavit shall also be executed by the owner or lawful tenant in possession of the property, and
  - (iv) such coyote was not killed between midnight Saturday and midnight Sunday.

C. Upon satisfaction of the criteria set forth in subsection (B) above, the animal control officer or his designee shall clip the tongue of such coyote and present the claim for approval. Any person who makes a claim under this section shall be responsible for the lawful disposal of the carcass of the coyote.

D. The total dollar amount of bounties to be paid under this article shall not exceed the sum of \$2,500.00 within a fiscal year; provided, however, such limit may be increased in a given year by duly adopted resolution of the board of supervisors.

**RECOMMENDATION:** Staff respectfully recommends that the Board of Supervisors approve the proposed increase in the coyote bounty following the public hearing as advertised. The Board had also appropriated an additional \$2500 for the current year to the line item for these bounties which has been done and did not require any ordinance amendment.

Public Hearing was opened.

No speakers.

Public Hearing was closed.

\*\*\*\*\*

**(RESOLUTION #11-11-2013)**

**NOW THEREFORE BE IT ORDAINED**, by the Board of Supervisors to approve the proposed ordinance amendment, to Chapter 4 -67 titled Payment of Bounty for Coyotes, as advertised.

MOTION BY: Bob Camicia

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**PUBLIC NOTICE**

The Franklin County Board of Supervisors will hold a public informational meeting/public hearing at approximately **6:00 P.M., on Tuesday, November 19<sup>th</sup>, 2013**, in the Board Meeting Room located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to solicit public input on Map-21, Transportation Alternatives Program application for a proposed project in the Ferrum Community.

The County is seeking funding from the Virginia Department of Transportation (VDOT) by submitting an application to construct a pedestrian bridge, sidewalks, crosswalks, lighting, and wayfinding signage in the Village of Ferrum by applying for funds from Map-21, Transportation Alternatives Program. For additional information, please contact Lisa Cooper, Senior Planner, at 540-483-6642.

Public Hearing was opened.

Dr. Jennifer Bratton, President, Ferrum College, expressed her support for the Map-21 funds.

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Public Hearing was closed.

**(RESOLUTION #12-11-2013)**

**WHEREAS**, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a resolution be received from the sponsoring local jurisdiction or agency requesting the Virginia Department of Transportation to establish a Transportation Alternatives project in Franklin County.

**NOW, THEREFORE, BE IT RESOLVED**, that Franklin County, requests the Commonwealth

Transportation Board to establish a project for the improvement of the Ferrum Community Improvement Project to construct a pedestrian bridge, sidewalks, crosswalks, lighting, and wayfinding signage.

**BE IT FURTHER RESOLVED**, that Franklin County hereby agrees to provide a minimum 20 percent matching contribution for this project.

**BE IT FURTHER RESOLVED**, that Franklin County hereby agrees to enter into a project administration agreement with the Virginia Department of Transportation and provide the necessary oversight to ensure the project is developed in accordance with all state and federal requirements for design, right of way acquisition, and construction of a federally funded transportation project.

**BE IT FURTHER RESOLVED**, that Franklin County will be responsible for maintenance and operating costs of any facility constructed with Transportation Alternatives Program funds unless other arrangements have been made with the Department.

**BE IT FURTHER RESOLVED**, that if Franklin County subsequently elects to cancel this project Franklin County hereby agrees to reimburse the Virginia Department of Transportation for the total amount of costs expended by the Department through the date the Department is notified of such cancellation. Franklin County also agrees to repay any funds previously reimbursed that are later deemed ineligible by the Federal Highway Administration.

MOTION BY: Charles Wagner

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**PUBLIC NOTICE**  
**LEGAL NOTICE**  
**NOTICE OF PUBLIC HEARING OF THE**  
**FRANKLIN COUNTY BOARD OF SUPERVISORS**

Pursuant to the provisions of the Virginia Regional Industrial Facilities Act, Chapter 64, Title 15.2, of the Code of Virginia of 1950, as amended, the Franklin County Board of Supervisors hereby gives notice of a public hearing to be held on ***Tuesday, November 19, 2013***, at approximately 6:00 P.M. in the Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia, to consider a proposed amendment to an adopted ordinance regarding the creation of, and the County's participation in, the Western Virginia Regional Industrial Facility Authority. The following proposed amendment will be considered:

***“Any Member locality of the Authority may withdraw from the Authority only (i) upon dissolution of the Authority as set forth herein, or (ii) with majority approval of all other Member localities of the Authority, upon a resolution adopted by the governing body of such Member locality and after satisfaction of such Member locality’s legal obligation, including repayment of its portion of any debt increased with refund to the Authority, or after making contractual provisions for the repayment of its portion of any debt incurred with refund to the Authority, as well as pledging to pay any general dues for operation of the Authority for the current and preceding fiscal year following the effective date of withdrawal.”***

At the last Board meeting, the Board passed an Ordinance Creating the Western Virginia Regional Industrial Facility Authority (“Agreement”) between the Town of Vinton, Botetourt County, Franklin County, Roanoke County, the City of Roanoke, and the City of Salem. Because the localities adopted the ordinances at various times, some changes to the Agreement have been suggested following adoption of the Ordinance by Franklin County. Article XI of the Agreement regarding the “Dissolution of the Authority” should be corrected and amended to conform to state code and should read as follows (the amendment being shown in italics):

***“Any Member locality of the Authority may withdraw from the Authority only (i) upon dissolution of the Authority as set forth herein, or (ii) with majority approval of all other Member localities of the Authority, upon a resolution adopted by the governing body of such Member locality and after satisfaction of such Member locality’s legal obligation, including repayment of its portion of any debt increased with refund to the Authority, or after making contractual provisions for the repayment of its portion of any debt incurred with refund to the Authority, as well as pledging to pay any general dues for operation of the Authority for the current and preceding fiscal year following the effective date of withdrawal.”***

The other changes are not substantive in nature.

**RECOMMENDATION:**

Following a Public Hearing, staff recommends that the Board reconsider and adopt the Ordinance with the amended Agreement creating the Western Virginia Regional Industrial Facility Authority.

**AGREEMENT CREATING THE  
Western Virginia Regional Industrial Facility Authority**

**Adopted: \_\_\_\_\_, 2013**

**WHEREAS**, the purpose of the Regional Industrial Facility Authority Act is to enhance the economic base for the member localities by developing, owning, and operating one or more facilities on a cooperative basis involving its Member localities; and

**WHEREAS**, the exercise of the power granted by Chapter 64 of Title 15.2 shall be in all aspects for the benefit of the inhabitants of the region for their commerce, and for the promotion of their safety, health, welfare, convenience and prosperity; and

**WHEREAS**, the named governing bodies have further determined that joint action through a regional industrial facility will facilitate the development of the needed industrial facilities.

**THEREFORE IT IS HEREBY RESOLVED THAT**, pursuant to the Virginia Regional Industrial Facilities Act, Chapter 64, Title 15.2, Section 15.2-6400, *-et seq.*, Code of Virginia, 1950, as amended, (the "Act"), the governing bodies of the County of Botetourt, the County of Franklin, the County of Roanoke, the City of Roanoke, the City of Salem and the Town of Vinton hereby agree to create, by concurrent adoption of ordinances, the Western Virginia Regional Industrial Facility Authority (the "Authority") for the purpose of enhancing the economic base for the Member localities by developing, owning, and operating one or more facilities on a cooperative basis involving its member localities.

**ARTICLE I.**

**NAME AND OFFICE**

The name of the authority shall be the Western Virginia Regional Industrial Facility Authority and the address of its office is C/O Roanoke Regional Partnership, 111 Franklin Road, S.E., Roanoke, VA 24011.

**ARTICLE II.**

**PARTIES TO THE WESTERN VIRGINIA REGIONAL INDUSTRIAL FACILITY AUTHORITY AGREEMENT**

The initial members of the Authority are:

Botetourt County, Virginia	Franklin County, Virginia
Roanoke County, Virginia	Roanoke City, Virginia
Salem City, Virginia	Town of Vinton, Virginia

and are authorized by the Act to participate in this Authority and shall each be called a "Member locality" and collectively, the "Member localities".

The governing body of each of the Member localities shall appoint members to the Authority pursuant to Section 15.2-6403 (A) of the Act. Each of the Member localities shall appoint two (2) members to the Authority. The members of the Board shall be elected in accordance with Article IV hereof.

Each Member locality may appoint two alternate board members, to be selected in the same manner as board members and shall perform all duties including voting in the member's absence. Each board member, and alternate, of the Authority before accepting their appointment and begin discharge of their office duties, shall take and subscribe to the oath prescribed in Section 49-1 of the Code of Virginia, 1950, as amended.

At any time subsequent to the creation of this Authority, the membership of the Authority may, with the approval of the Authority Board, be expanded to include any locality within the region that would have been eligible to be an initial member. The governing body of a locality seeking to become a member shall evidence its intent to become a member by adopting an ordinance proposing to join the Authority that conforms, to the requirements consistent with Section 15.2-6402, clauses i, ii, iii and iv of the Code of Virginia.

### **ARTICLE III.**

#### **FINDING; PURPOSE; AND GOVERNMENTAL FUNCTIONS OF THE AUTHORITY**

The Member localities agree that this Authority has been established for the following purpose and function.

1. The Member localities agree that the economy of the Western Virginia Regional Industrial Facility Authority area has not kept pace with those of the rest of the Commonwealth. The respective individual Member localities may lack the financial resources to assist in the development of economic development projects and the creation of the Authority provides a mechanism for the Partners to cooperate in the development of facilities which will assist the region in overcoming this barrier to economic growth.

2. The exercise of the powers granted by the Act shall be in all aspects for the benefit of the inhabitants of the region for the increase of their commerce, and for the promotion of their safety, health, welfare, convenience and prosperity.

3. The Act provides the six Member localities with many powers by which the Member localities may interact as one body or as individual participating groups consisting of one or more Member localities of the Authority which the members believe will give each local government an opportunity to establish successful partnerships for the development of economic projects which will serve the region.

### **ARTICLE IV.**

#### **BOARD OF THE AUTHORITY**

All powers, rights and duties conferred by the Act, or other provisions of law, upon the Authority shall be exercised by a Board of Directors (the "Board"). The Board shall consist of two board members from each Member locality. The governing body of each Member locality shall appoint two board members to the Board. Any person who is a resident of the appointing Member locality may be appointed to the Board. Except for the provision for staggered terms for the initial board members as provided hereinafter, each board member of the Board shall serve for a term of four years and may be reappointed for as many terms as the governing body desires. During the establishment of the Authority, the Member localities agree to stagger terms. Each governing body shall appoint their initial board members to serve and designate one of its board members to serve for two years and the other board member to serve for four year terms. After the initial appointment of these board members, each succeeding director shall serve four year terms. If a vacancy occurs by reason of death, disqualification or resignation, the governing body of the Member locality that appointed the Authority board member shall appoint a successor to fill the unexpired term.

The governing body may appoint up to two alternate board members. Alternates shall be selected in the same manner as board members, and may serve as an alternate for either board member from the Member locality that appoints the alternate. Alternates shall be appointed for terms that coincide with one or more of the board members from the member locality that appoints the alternate. If a board member is not present at a meeting of the Authority, the alternate shall have all the voting and other rights of the board member not present and shall be counted for purpose of determining a quorum.

Each board member of the Authority before entering upon the discharge of the duties of his office shall take and subscribe to the oath prescribed in Section 49-1, Code of Virginia, 1950, as amended.

A quorum shall exist when a majority of the Member localities are represented by at least one board member. The affirmative vote of a quorum of the Board shall be necessary for any action taken by the Board. No vacancy in the membership of the Board shall impair the right of a quorum to exercise all rights and perform all duties of the Board. The Board shall determine the

times and places of its regular meetings, which may be adjourned or continued without further public notices, from day to day or from time to time or from place to place, but not beyond the time fixed for the next regular meeting, until the business before the Board is completed.

Board special meetings shall be held when requested by board members of the Board representing two or more Member localities. A request for a special meeting shall be in writing, and the request shall specify the time and place of the meeting and the matters to be considered at the meeting. A reasonable effort shall be made to provide each board member with notice of any special meeting. No matter not specified in the notice shall be considered at such special meeting, unless all the board members are present. Special meetings may be adjourned or continued, without further public notice, from day to day or from time to time or from place to place, not beyond the time fixed for the next regular meeting, until the business before the Board is completed.

The Board shall elect from its membership a chair, vice chair, treasurer, and secretary for each calendar year. The Board may also appoint an executive director and staff who shall discharge such functions as may be directed by the Board. The executive director and staff may be paid from funds received by the Authority.

No board member shall receive compensation.

The Board promptly following the close of the fiscal year (July 1 thru June 30), shall submit an annual report of the Authority's activities of the preceding year to the Member localities governing body. The Annual Report shall set forth a complete operating and financial statement covering the operation of the Authority during such reporting year.

The Board may establish dues or other annual financial fees as may be approved by a unanimous vote of Member localities.

## **ARTICLE V.**

### **POWERS OF THE AUTHORITY**

The Authority is vested with the powers of a body corporate, including the powers to sue and be sued in its own name, plead and be impleaded, and adopt and use a common seal and alter the same as may be deemed expedient.

The Authority shall be vested with all powers and duties enumerated in Section 15.2-6405, pursuant to the Act as it currently exists or may be amended; Powers of the Authority:

1. Adopt bylaws, rules and regulations to carry out the provisions of the act.
2. Employ, either as regular employees or as independent contractors, consultants, engineers, architects, accountants, attorneys, financial experts, construction experts and personnel, superintendents, managers and other professional personnel, personnel, and agents as may be necessary in the judgment of the Authority, and fix their compensation.
3. Determine the location of, develop, establish, construct, erect, repair, remodel, add to, extend, improve, equip, operate, regulate, and maintain facilities to the extent necessary or convenient to accomplish the purposes of the Authority.
4. Acquire, own, hold, lease, use, sell, encumber, transfer, or dispose of, in its own name, any real or personal property or interest therein.
5. Invest and reinvest funds of the Authority.
6. Enter into contracts of any kind, and execute all instruments necessary or convenient with respect to its carrying out the powers of the Act to accomplish the purpose of the Authority.
7. Expend such funds as may be available to the Authority for the purpose of developing facilities, including but not limited to (i) purchasing real estate; (ii) grading sites; (iii) improving, replacing and extending water, sewer, natural gas, electrical and other utility lines; (iv) constructing, rehabilitating, and expanding buildings; (v) constructing parking facilities; (vi) constructing access roads, streets, and rail lines; (vii) purchasing or leasing machinery and tools;

and (viii) making any other improvements deemed necessary by the Authority to meet its objectives.

8. Fix and revise from time to time and charge and collect rates, rents, fees, or other charges for the use of the facilities or for services rendered on connection with the facilities.

9. Borrow money from any source for any valid purpose, including working capital for its operations, reserve funds, or interest, mortgage, pledge, or otherwise encumber the property or funds of the Authority, and contract with or engage the services of any person in connection with any financing, including financial institutions, issuers of letter of credit, or insurers.

10. Issue bonds under the Act.

11. Accept funds and property from the Commonwealth, person, counties, cities, and towns and use the same for any of the purposes for which the Authority is created.

12. Apply for and accept grants or loans of money or other property from any federal agency for any of the purposes authorized in this chapter and expend or use the same in accordance with the directions and requirements submitted thereto or imposed thereon by any such federal agency.

13. Make loans or grants to, and enter into cooperative arrangements with, any person, partnership, association, corporation, business or governmental entity in furtherance of the purpose of the Act, for the purposes of promoting economic and workforce development, provided that such loans or grants shall be made only from revenues of the Authority that have not been pledged or assigned for the payment of any of the Authority's bonds, and to enter into such contracts, instruments and agreements as may be expedient to provide for such loans, and any security therefore. The word "revenues" as used includes grants, loans, funds and property, as enumerated herein.

14. Enter in agreements with any other political subdivision of the Commonwealth for joint or cooperative actions in accordance with Section 15.2-1300, Code of Virginia, 1950, as amended.

15. Do all things necessary or convenient to carry out the purpose of the Act.

## **ARTICLE VI.**

### **PARTICIPATION AGREEMENTS FOR INDUSTRIAL FACILITIES**

The Act authorizes different mechanisms which the Authority may select to undertake in meeting the purposes listed above, but the primary purpose of this Authority is to establish Participation Agreements, by which industrial facilities may be constructed and developed in the Authority's membership area. The Authority may enter into Participation Agreements pursuant to Section 15.2-1300, *et. seq.*, of the Code of Virginia. The Agreements shall be negotiated between all parties and be consistent with the powers granted by the Act. Such participation agreements may include participation by public and private entities not Member localities of the Authority.

In no case, shall the full faith and credit of the Authority be pledged without the unanimous consent of the Member localities. Each Member locality may consider its terms in the participation in each proposed project. The cost for such Participation Agreements and any remuneration from the creation of a Participation Agreement shall only be shared by the Member localities that participate in the Participation Agreement in accordance with the participating agreements for that project.

## **ARTICLE VII.**

### **DONATIONS TO AUTHORITY; REMITTANCE OF TAX REVENUE**

A. Member localities are hereby authorized to lend, or donate money or other property to the Authority for any of its purposes. The Member locality making the grant or loan may restrict the use of such grants or loans to a specific facility owned by the Authority, within or without that Member locality.

B. The governing body of the Member locality in which a facility owned by the Authority is located may direct, by resolution or ordinance that all tax revenues collected with respect to the facility shall be remitted to the Authority. Such revenues may be used for the payment of debt service on bonds of the Authority and other obligations of the Authority incurred with respect to such facility. The action of such governing body shall not constitute a pledge of the credit or taxing power of such Member locality.

#### **ARTICLE VIII.**

##### **REVENUE SHARING AGREEMENTS**

Notwithstanding the requirements of Chapter 34 (Section 15.2-3400 *et seq.*), the Member localities may agree to a revenue and economic growth sharing arrangement with respect to tax revenues and other income and revenues generated by any facility owned by the Authority. The obligations of the parties to any such agreement shall not be construed to be debt within the meaning of Articles VII, Section 10, of the Constitution of Virginia. Any such agreement shall be approved by a unanimous vote of the governing bodies of the Member localities reaching such an agreement, but shall not require any other approval.

#### **ARTICLE IX.**

##### **BOND ISSUES**

The Authority may at any time and from time issue bonds for any valid purpose, including the establishment of reserves and the payment of interest. According to the Act, "bonds" includes notes of any kind, interim certificates, refunding bonds or any other evidence of obligation. Any such bonds issued pursuant to the Act shall comply with all terms and conditions identified in Sections 15.2-6409, 15.2-6410, 15.2-6411 and 15.2-6412 of the Code of Virginia.

#### **ARTICLE X.**

##### **ACCOUNTS AND RECORDS**

The accounts and records of the Authority showing the receipt and disbursement of funds from whatever source derived shall be in such form as the Auditor of Public Accounts prescribes, provided that such accounts correspond as nearly as possible to the accounts and records for such matters maintained by corporate enterprises. The accounts and records of the Authority shall be subject to audit pursuant to Section 30-140, and the costs of such audit services shall be borne by the Authority. The Authority's fiscal year shall be the same as the Commonwealth's.

#### **ARTICLE XI.**

##### **DISSOLUTION OF AUTHORITY**

Any Member locality of the Authority may withdraw from the Authority only (i) upon dissolution of the Authority as set forth herein, or (ii) with majority approval of all other Member localities of the Authority, upon a resolution adopted by the governing body of such Member locality and after satisfaction of such Member locality's legal obligation, including repayment of its portion of any debt increased with refund to the Authority, or after making contractual provisions for the repayment of its portion of any debt incurred with refund to the Authority, as well as pledging to pay any general dues for operation of the Authority for the current and preceding fiscal year following the effective date of withdrawal.

No Member locality seeking withdrawal shall retain, without the consent of a majority of the remaining Member localities, any rights to contributions made by such Member locality, to any property held by the Authority or to any revenue sharing as allowed by the Act.

Upon withdrawal, the withdrawing Member locality shall also return to the Authority any dues or other contributions refunded to such Member locality during its membership in the Authority.

Whenever the Board determines that the purpose for which the Authority was created has been substantially fulfilled or is impractical or impossible to accomplish and that all

obligations incurred by the Authority have been paid or that cash or sufficient amount of approved securities has been deposited for their repayment, or provisions satisfactory for the timely payment of all its outstanding obligations have been arranged, the Board may adopt resolutions declaring and finding that the Authority shall be dissolved.

Appropriate attested copies of such resolutions shall be delivered to the Governor so that legislation dissolving the Authority may be introduced in the General Assembly. The dissolution of the Authority shall become effective according to the terms of such legislation. The title to all funds and other property owned by the Authority at the time of such dissolution shall vest in the Member localities which have contributed to the Authority in proportion to their respective contributions.

**ARTICLE XII.**

**AUTHORITY OPERATIONS**

The Member localities shall establish and approve By-laws by which the Authority shall be operated for the benefit of all participating localities. The Authority may also establish Policies and Procedures and/or a User Agreement in order to manage its daily operations.

IN WITNESS WHEREOF, the governing bodies identified, by authorized action, have caused this Agreement to be executed and their respective seals to be affixed hereto and attested by their respective clerks or secretaries commencing this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

**ATTEST:** \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

**APPROVED TO FORM:**

\_\_\_\_\_  
Attorney

**(RESOLUTION #13-11-2013)**

BE IT THEREFORE ORDAINED, by the Board of Supervisors to authorize the County Administrator to execute the revised Agreement Creating the Western Virginia Regional Industrial Facility Authority ("Agreement"), between the Town of Vinton, Botetourt County, Franklin County, Roanoke County, the City of Roanoke, and the City of Salem; authorizing the County Administrator to execute any and all documents necessary to establish the Western Virginia Regional Industrial Facility Authority consistent with the terms and conditions of the Agreement.

MOTION BY: Charles Wagner

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

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**APPOINTMENTS:**

 Housing Rehab Board

Tabled until December.

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 Ag Board Appointments

In December 2008, the Franklin County Board of Supervisors created the Agricultural Development Board (ADB) and charged it with the oversight of development efforts within the County's agriculture industry. As one of Franklin County's biggest industries, the Franklin County ADB is vitally important to the future success of a substantial portion of the local economic base. To be able to perform its duties, the ADB must have enough legally appointed members to make meeting quorums, thus allowing business to be conducted.

As part of the ADB's bylaws, members are limited in the number of terms they can consecutively serve. Three members of the Board are term-limited with their appointments ended on December 15, 2013. These members are Eddie Shelton (Cattle), Donnie Montgomery (At-Large), and Sherrard Holland (Forestry). The ADB will be meeting on Thursday, November 14<sup>th</sup>

to discuss these upcoming vacancies and to make recommendations to the Board of Supervisors for replacements. These recommendations should be provided to the Board at or prior to its November meeting.

**RECOMMENDATION:**

County staff respectfully requests Board approval of the recommended slate of persons to fill the open seats on the Agriculture Development Board for terms to begin December 16, 2013.

Action will be deferred until the December

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West Piedmont Planning District Commission/Citizen Representative

**(RESOLUTION #14-11-2013)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint Brian C. Hamilton to serve on the West Piedmont Planning District Commission as the Citizen Representative with said term to expire December 31, 2015.

MOTION BY: Leland Mitchell

SECONDED BY: Ronnie 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.

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DAVID CUNDIFF  
CHAIRMAN

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SHARON K. TUDOR, MMC  
COUNTY CLERK