

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, JULY 15, 2014 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
 Bob Camicia
 Ronnie Thompson
 Charles Wagner
 Leland Mitchell
 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

David Cundiff, Chairman, called the meeting to order.

Invocation was given by Supervisor

Pledge of Allegiance was led by Supervisor

PUBLIC COMMENT:

- ❖ Mike Smith, Boones Mill Vice-Mayor, Councilman, introduced George Nester as the new Boones Mill Town Manager.

Mr. Nester stated he was looking forward to getting started and working with Franklin County.

CONSENT AGENDA

APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – JUNE 17 & 26, 2014
APPROPRIATIONS

<u>DEPARTMENT</u>	<u>PURPOSE</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
June 30, 2014:			
Parks and Recreation	Boat Ramp grants at Waid and Lynch	30- 0063	\$20,000
July 2014:			
General Properties	Sale of Cargo Van	30- 0071	\$2,200
Economic Development	Incentive Grant Reimbursement	30- 0007	\$1,000
Tourism	Ag Fair Contribution	8110- 5903	\$100
Tourism	Damage Fee	8110- 5902	\$200
Tourism	Commission for the Arts Grant	8110- 5810	\$5,000
Public Safety	Sale of Ambulances	30- 0148	\$8,130
			\$36,630
Transfers Between Funds or Capital Accounts (June 30, 2014)			
Court Services		2109- 3002	\$3,531
Capital Detention Reserve		30- 0047	(\$3,531)
To transfer funds from Capital Detention Reserve to the General Fund			

DON PALMER 2014 OUTDOOR OCCASION PERMIT

Don W. Palmer, Owner & Operator of the Motorcycle event is requesting approval for his 2014 Annual Outdoor Occasion Permit for August 23 & 24, 2014. The submitted Outdoor Occasion Permit for Mr. Palmer is enclosed for your review and consideration.

All pertinent agencies per County Code Section 13-29.2 have signed off on the 2014 Outdoor Occasion Permit for Mr. Palmer.

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

RECOMMENDATION:

Staff request Board approval on the 2014 Outdoor Occasion Permit application as submitted per County Code Section 13-29.1.

AUTHORIZATION TO PURCHASE HENRY FIRE BRUSH TRUCK

The Henry Volunteer Fire Department has a brush truck that is due to be replaced. The vehicle to be replaced is a 1978, Chevrolet, 4-wheel drive, ¾ ton pickup with 83,802 miles. The vehicle has reached the end of its serviceable life span and has begun to experience mechanical issues that is making it less reliable.

Trash trucks must access remote fire scenes in wooded off-road areas and by their nature, are sometimes subjected to damaging conditions. In 2007, fire chiefs met with Public Safety staff and devised specifications for county fire fighting apparatus. The specified chassis design is a 1 ton 4-wheel drive pickup, single rear wheel axle that is suited for off-road travel. The specified engine should be at least a 6.0 liter V-8 gasoline engine as the horsepower and torque are necessary for off road applications. Specified as well is a removable 250 gallon per minute pump, fiberglass tank, and storage unit to be mounted in the bed of brush fire fighting apparatus. This pump and tank design is typically called a "skid" unit. A "skid" unit can be repaired, and remounted instead of replaced whenever the brush truck reaches its lifespan. A fiberglass tank reduces the gross vehicle weight, while a 1 ton chassis insures that the vehicle will be capable of transporting firemen, water, and gear, safely. Replacement vehicles will be constructed in accordance with county specifications.

The Henry Volunteer Fire Department brush truck was scheduled for replacement in 2013. This vehicle has been reliable but has oil loss in the engine that is coming from the rear main seal. Repairs could be attempted on the vehicle but aren't feasible due to the age of the chassis. The vehicle is already equipped with a slide out pump and tank or "skid" unit that can be modified to meet county brush truck specifications therefore the chassis will only need to be replaced with some upfitting costs to remount the "skid" unit. Staff has prepared a specification package and bid announcement to be advertised to potential vendors to perform the modifications to the skid unit.

The chassis to be purchased is a Ford, standard cab, one-ton, 4x4, F350 pickup equipped with a gasoline engine. This chassis is available to purchase on state contract for \$24,904.00. Staff has also contacted Duncan Ford for a quote for the same chassis that is equally equipped. Duncan returned a quote for \$24,608.00 which is \$296 less than the state contract price. Staff attempted to solicit quotes from Dodge and from Chevrolet/GMC dealers but none submitted any quotes for the chassis. Funds to purchase the chassis are available in the 2009-2010 CIP budget in line item # 3000-023-0147-7005. The estimated delivery date for the chassis is expected to be at least 90 days. During that time staff will facilitate the bid process to return with a vendor recommendation for the Board to consider for modifications to the existing skid unit.

RECOMMENDATION:

Staff respectfully recommends that the Board of Supervisors authorize the purchase of the chassis from Duncan Ford for the amount specified. Staff also recommends that the Board approve solicitation for bids to update the existing skid unit on the current Henry Fire Department Brush Truck in accordance with county specifications.

PARK SHELTER CLEAN-UP DEPOSIT

Franklin County Parks and Recreation has seen a steady decline in shelter reservations over the past 5 years. Even with the addition of the Smith Mountain Lake Community Park shelter and an online reservation system, shelter reservations have continued to slow. This decline is a result of changes in user trends as well as barriers to use such as deposit fees. The goal of this request is

to reverse this downward trend and increase public use of Franklin County’s park shelters by eliminating an ineffective administrative procedure.

The current process for reserving a shelter is; 1) An individual submits a reservation form either in person or on-line with a rental fee that ranges from \$10 to \$50 depending on the shelter and length of time (see submitted reservation form). Along with the rental fee a \$50 refundable clean-up deposit is also required. 2) A shelter reservation entitles the person to exclusive use of a shelter during a specific time and is posted on a calendar at the site. 3) Once the reservation has occurred and no damage is reported, the Parks and Recreation Administrative Coordinator will, on a weekly basis, write a refund check to the individual from a petty cash account. 4) On a quarterly basis the Administrative Coordinator then submits a request to the Finance Department for the funds to be replaced into the petty cash account.

This administrative process of collecting clean-up deposits not only presents a barrier to use but has been ineffective. Over the past 5 years only 2 clean-up deposits (less than .002%) have been held resulting in just \$100. This small amount does not cover or justify the staff time and resources needed to process the refunds.

In addition to the administrative energies spent on this task, it can be difficult for some individuals to pay this extra \$50 deposit. On average there is at least one person per month that comes into the Parks and Recreation office to reserve a shelter but does not have enough money to pay for the deposit. While staff makes efforts to work with the individual, many times a person is still not able to reserve a shelter.

There has been a 55% decrease in shelter rentals over the past five years. While this decrease cannot solely be attributed to the deposit fee, it is one significant way to improve customer service and make it easier for our citizens to utilize our park system.

	FY10	FY11	FY12	FY13	FY14
Shelter Reservations	358	268	278	167	160

To determine if this request is unprecedented, staff surveyed the surrounding and nearby Parks and Recreation Departments (Botetourt, Henry, Salem, Roanoke City and Roanoke County) and found that none of them charge a clean-up deposit for shelter rentals.

In summary, discontinuing the clean-up deposits for picnic shelters would improve customer service and streamline administrative procedures with the intention of increasing use of our park shelters.

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors grant permission for staff to discontinue the collection of clean-up deposits for shelter rentals.



**Franklin County Parks & Recreation
Shelter Reservation Form**



(This form is not for those desiring to rent for commercial reasons.)

Date of Application: _____ Date of Facility Reservation: _____

Organization/Individual Name: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Day Phone: _____ Cell Phone: _____ Purpose of Reservation: _____

Approximate Number Attending: _____ Rental Fee: _____ Deposit Status: _____

Cash Check # _____ Money Order Credit Card _____

Please check the appropriate box.

Full Day Use Half Day Use FULL PARK

10AM to 3 PM 4 PM to Dusk HALF PARK

Please check the appropriate facility/facilities. Restrooms may be closed during late fall, winter and early spring rentals.

Recreation Park Picnic Shelter Recreation Park Multi-Purpose Shelter

Recreation Park Full Park** Recreation Park Half Park**

Waid Park Small Shelter Waid Park Large Shelter

Amphitheatre Smith Mountain Lake Community Park Shelter

**Full Park Rentals May Require an Application for Recreation Facility Use and/or and Application for Special Entertainment Permit.

Rates & Capacities				
Waid Small Shelter*√	Half-Day Rental \$10.00	Full-Day Rental \$20.00	0-25	Person Capacity
Waid Large Shelter*√	Half-Day Rental \$20.00	Full-Day Rental \$30.00	0-50	Person Capacity
Recreation Picnic Shelter√	Half-Day Rental \$20.00	Full Day Rental \$30.00	0-50	Person Capacity
Recreation Multi-Purpose Shelter√	Half-Day Rental \$30.00	Full Day Rental \$50.00	0-250	Person Capacity
Recreation Half Park Rental†	Half-Day Rental \$150.00	Full Day Rental N/A	250+	Person Capacity
Recreation Full Park Rental†	Half-Day Rental N/A	Full Day Rental \$200.00	250+	Person Capacity
Amphitheatre†	Half-Day Rental N/A	Full Day Rental \$100.00	0-250	Person Capacity
SML Community Park Shelter	Half-Day Rental \$10.00	Full Day Rental \$20.00	0-20	Person Capacity
Out-of-County	Half-Day Rental \$250.00	Full-Day Rental \$500.00		

*For Waid Shelters having more than 50 people, it is required to rent both Shelter Facilities for a full day at \$50. There are no half day rentals with this option.

† Each Rental Requires a \$100 Cleanup Deposit. √ Each Rental Requires a \$50 Cleanup Deposit.

‡Special Permitting and a bond and/or insurance may be required.

The clean-up deposit is due upon rental or two months prior to rental. If the deposit has not been paid within these time constraints, the reservation will be canceled, without refund. If deposits are paid in cash, it is the responsibility of the renter to pick up the deposits unless otherwise arranged with staff!

A refund of rental fees will be made ONLY if cancellation notice is given 2 weeks prior to rental date.

All groups requesting use of a facility for the purpose of fund-raising must meet the criteria for a non-profit organization. Requests must be made in writing to the Director of Parks & Recreation at least one month before the intended usage. The Department reserves the right to require a Bond in increments of \$50 with a maximum of \$500 per event. All parties reserving facilities are responsible for any damages to the park or any of its' facilities. There will be **NO ALCOHOLIC BEVERAGES** of any nature on County premises. Violators will be prosecuted to the fullest extent of the law. Any activity expecting more than 500 attendees must obtain the appropriate permits from the County Administrator's Office and the Franklin County Health Department. A rental of 500+ will require a certificate of liability insurance, with the County named secondary insured, must be provided in the amount of \$1,000 for each period of rental.

Signature of Responsible Party: _____ Date: _____

Signature of Department Rep.: _____ Date: _____

WESTLAKE SERVICE AREA AGREEMENT

In late 2008 Franklin County purchased the Westlake Sewer System for a total cost of \$2,966,000. The purchase was financed by a 25 year borrowing from the Virginia Resources Authority (VRA). Also in 2008, the County and Western Virginia Water Authority entered into an operating agreement which authorizes the Authority to operate the system. As part of the County's economic development strategy, the County agreed to pay the debt service for five years. Yearly principal and interest payments are approximately \$200,000.

The initial five year period for the County to make debt service payments expired this past April. The VRA debt is not callable until 2019 so the Authority would like for the County to continue paying the debt service for the next five years until the VRA debt can be assumed or redeemed by the Authority. **The Authority will fully reimburse the County for the annual debt service as shown on the last page of the agreement beginning with the October 1, 2014 payment.**

The advantage to the County of entering into this agreement is the savings of additional interest required by Virginia Resources Authority of 0.125% payable to maturity and closing costs that could easily be \$50,000.

RECOMMENDATION:

Staff respectfully requests the Board's approval of the submitted agreement with the Western Virginia Water Authority whereby the Authority will reimburse the County for annual debt service payments on the Westlake Sewer system until such time that the debt is repaid or assumed by the Authority.

Agreement to Make Locality Compensation Payments

This Agreement to Make Locality Compensation Payments (the "Agreement") by and between Franklin County, Virginia, a county of the Commonwealth of Virginia (the "County") and the Western Virginia Water Authority, a public service authority formed and existing in accordance with the provisions of Chapter 51 of Title 15.2 of the Code of Virginia, 1950, as amended, the Virginia Water and Waste Authorities Act §§ 15.2-5100-15.2-5158 (the "Act") (the "Authority").

WHEREAS, heretofore the Authority entered into a contract (the "Purchase Contract") dated October 10, 2008 with Westlake Wastewater, LLC and Westlake Corporation ("Westlake") for the purchase of a wastewater treatment system in Franklin County, Virginia (the "System"); and,

WHEREAS, the Authority by Assignment of Contract dated January 7, 2009 assigned the Purchase Contract to the County; and,

WHEREAS, the County and the Authority entered into a Westlake Wastewater System Operating Agreement (the "Operating Agreement") dated December 15, 2008 pursuant to which the Authority operates the System for the benefit of citizens in a delineated service area in the County (the "Westlake Overlay Area"); and,

WHEREAS, the County issued its Revenue Bond (the "BAN") dated December 15, 2008 in the principal amount of \$2,966,000 for the purpose of temporarily financing the purchase of the System; and,

WHEREAS, the County used the proceeds of the BAN to purchase the System; and,

WHEREAS, the County undertook in the Operating Agreement to pay \$200,000 annually through April 1, 2014 against the debt service on the BAN and any debt obligation of the County subsequently issued to permanently finance the purchase of the System; and,

WHEREAS, the County and the Virginia Resources Authority entered into a Financing Agreement (the "Financing Agreement") dated as of June 1, 2009 pursuant to which the County issued its \$2,905,000 Wastewater System Revenue Refunding Bond (Westlake Project), Series

2009, issued June 17, 2009, the proceeds of which were used to retire the BAN (the "Bond"); and,

WHEREAS, the County, at Section 5.5 of the Financing Agreement, covenanted to consider making appropriations for any Annual Deficiency Amount, as such term is defined in the Financing Agreement, in order to provide for any Net Revenues Available for Debt Service, as defined, that might occur with regard to the Bond; and,

WHEREAS, the Authority has agreed to make locality compensation payments to Franklin County in the amount of total debt service shown on the Net Debt Service Schedule to the Bond also attached to this Agreement as Exhibit A, beginning with the October 1, 2014 payment.

NOW THEREFORE, the parties do hereby make the following covenants and agreements:

1. The Authority agrees, so long as Franklin County continues to make appropriations and to pay the principal and interest due on the Bond, to make payments to the County five (5) days prior to the due dates indicated on the Table of Amortization Payments attached hereto as Exhibit A, such interest and principal payments as shall become due under the Bond as indicated on Exhibit A, beginning with the October 1, 2014 payment. The Authority's obligation to make such Locality Compensation Payments shall continue until the earlier of (1) the Bond's being repaid in accordance with its terms or (2) it is assumed by the Authority.
2. The parties hereby ratify and confirm the Operating Agreement and the Support Agreement.

[Signature Page to Follow]

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

BOARD OF SUPERVISORS OF FRANKLIN COUNTY, VIRGINIA

By: Richard E. Huff, II, County Administrator

COMMONWEALTH OF VIRGINIA
COUNTY OF FRANKLIN to wit:

The foregoing Agreement to Make Locality Compensation Payments was acknowledged before me this _____ day of _____, 2014, by Richard E. Huff, II, County Administrator Franklin County, Virginia, on behalf of said entity.

Notary Public

My Commission Expires: _____ My Registration Number is: _____

WESTERN VIRGINIA WATER AUTHORITY

By: Michael T. McEvoy
Michael T. McEvoy, Executive Director,
Wastewater Services

COMMONWEALTH OF VIRGINIA
CITY OF ROANOKE to wit:

The foregoing Agreement to Make Locality Compensation Payments was acknowledged before me this 12th day of June, 2014, by Michael T. McEvoy, Executive Director, Water Operations for the Western Virginia Water Authority, on behalf of said authority, Grantee.

Mary J. Sweeney
Notary Public

My Commission Expires: 1-31-15 My Registration Number is: 7114

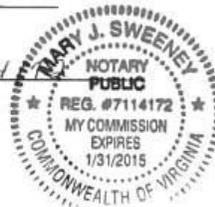


Exhibit A

NET DEBT SERVICE
Virginia Pooled Financing Program
WYWA - Franklin County Series 2009A Locality Compensation Payments

Period Ending	Balance Outstanding	Maturity	Interest	Total Debt Service	Admin Fee	Net Debt Service	Amount Net DS
10/1/2014	2,645,000	75,000	63,131.25	138,131.25	1,653.13	139,784.38	
4/1/2015	2,570,000		61,256.25	61,256.25	1,606.25	62,862.50	202,646.88
10/1/2015	2,570,000	75,000	61,256.25	136,256.25	1,606.25	137,862.50	
4/1/2016	2,495,000		59,381.25	59,381.25	1,559.38	60,940.63	198,803.13
10/1/2016	2,495,000	80,000	59,381.25	139,381.25	1,559.38	140,940.63	
4/1/2017	2,415,000		57,381.25	57,381.25	1,509.38	58,890.63	199,831.26
10/1/2017	2,415,000	85,000	57,381.25	142,381.25	1,509.38	143,890.63	
4/1/2018	2,330,000		55,256.25	55,256.25	1,456.25	56,712.50	200,603.13
10/1/2018	2,330,000	90,000	55,256.25	145,256.25	1,456.25	146,712.50	
4/1/2019	2,240,000		53,006.25	53,006.25	1,400.00	54,406.25	201,118.75
10/1/2019	2,240,000	95,000	53,006.25	148,006.25	1,400.00	149,406.25	
4/1/2020	2,145,000		50,631.25	50,631.25	1,340.63	51,971.88	201,378.13
10/1/2020	2,145,000	100,000	50,631.25	150,631.25	1,340.63	151,971.88	
4/1/2021	2,045,000		48,131.25	48,131.25	1,278.13	49,409.38	201,381.26
10/1/2021	2,045,000	105,000	48,131.25	153,131.25	1,278.13	154,409.38	
4/1/2022	1,940,000		45,656.25	45,656.25	1,212.50	46,868.75	201,278.13
10/1/2022	1,940,000	110,000	45,656.25	155,656.25	1,212.50	156,868.75	
4/1/2023	1,830,000		43,056.25	43,056.25	1,143.75	44,200.00	201,068.75
10/1/2023	1,830,000	115,000	43,056.25	158,056.25	1,143.75	159,200.00	
4/1/2024	1,715,000		40,331.25	40,331.25	1,071.88	41,403.13	200,603.13
10/1/2024	1,715,000	120,000	40,331.25	160,331.25	1,071.88	161,403.13	
4/1/2025	1,595,000		37,506.25	37,506.25	996.88	38,503.13	199,906.26
10/1/2025	1,595,000	125,000	37,506.25	162,506.25	996.88	163,503.13	
4/1/2026	1,470,000		34,534.38	34,534.38	918.75	35,453.13	198,956.26
10/1/2026	1,470,000	135,000	34,534.38	169,534.38	918.75	170,453.13	
4/1/2027	1,335,000		31,309.38	31,309.38	834.38	32,143.76	202,596.89
10/1/2027	1,335,000	140,000	31,309.38	171,309.38	834.38	172,143.76	
4/1/2028	1,195,000		27,934.38	27,934.38	746.88	28,681.26	200,825.02
10/1/2028	1,195,000	150,000	27,934.38	177,934.38	746.88	178,681.26	
4/1/2029	1,045,000		24,296.88	24,296.88	653.13	24,950.01	203,631.27
10/1/2029	1,045,000	155,000	24,296.88	179,296.88	653.13	179,950.01	
4/1/2030	890,000		20,750.00	20,750.00	556.25	21,306.25	201,256.26
10/1/2030	890,000	160,000	20,750.00	180,750.00	556.25	181,306.25	
4/1/2031	730,000		17,018.75	17,018.75	456.25	17,475.00	198,781.25
10/1/2031	730,000	170,000	17,018.75	187,018.75	456.25	187,475.00	
4/1/2032	560,000		13,056.25	13,056.25	350.00	13,406.25	200,881.25
10/1/2032	560,000	180,000	13,056.25	193,056.25	350.00	193,406.25	
4/1/2033	380,000		8,859.38	8,859.38	237.50	9,096.88	202,503.13
10/1/2033	380,000	185,000	8,859.38	193,859.38	237.50	194,096.88	
4/1/2034	195,000		4,546.88	4,546.88	121.88	4,668.76	198,765.64
10/1/2034	195,000	195,000	4,546.88	199,546.88	121.88	199,668.76	199,668.76
Totals	\$ 2,645,000.00		\$ 1,530,931.31	\$ 4,175,931.31	\$ 40,553.23	\$ 4,216,484.54	\$ 4,216,484.54

2014-2015 TOURISM MICROGRANT AWARDS - ROUND 2

Annually, the Franklin County Board of Supervisors awards small grants to organizations within the community to assist with promotional and operational expenses of local tourism-related projects and events. These funds help with the marketing of those events and/or programs, while at the same time further allowing the county tourism office to promote Franklin County to potential visitors. For the 2014-2015 fiscal year, \$20,000 has been set aside within the Franklin County Tourism budget for these awards.

After \$13,600 in grant funding was awarded in May, the remaining funds available for second round applications totaled \$6,400. Eight (8) applications were received from five (5) different organizations during the second round of applications, which had a deadline of June 4, reflecting more than \$10,000 in total requested funds.

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

Tourism MicroGrants exist to support events and activities that a) encourage tourists from outside the region to enjoy our community and make use of our hospitality industry, and b) provide an opportunity to expand the awareness and visibility of the community throughout the region. In reviewing the eight (8) submitted applications, staff evaluated each applicant on a number of different factors, including, but not limited to, the amount of funds leveraging involved; marketing

plan and scope; perceived economic impact; financial need; partnership opportunities; and past performance. Based on all criteria and available data, staff has made the following recommendations for this year’s Tourism MicroGrant Program awards:

APPLICANT	PURPOSE	AMOUNT SOUGHT	STAFF RECOMMENDATIONS
Community Partnership for Revitalization	History in Bloom	\$2,400.00	\$1,440.00
Warren Street Society	Warren Street Festival	\$4,000.00	\$2,400.00
Southwest Virginia Antique Power Festival, Inc.	Fall Swap Meet	\$250.00	\$140.00
	Spring Swap Meet	\$250.00	\$140.00
	Southwest Virginia Antique Farm Days	\$2,000.00	\$1,200.00
Franklin County Historical Society	Ghost and More Tours	\$900.00	\$540.00
	Moonshine Express Tours	\$900.00	\$540.00
Rocky Mount Center for the Arts	5-Mile Run	\$4,000.00	\$0.00
		TOTAL SOUGHT \$14,700.00	TOTAL RECOMMENDED \$6,400.00

As in the first round, applications included a number of high-caliber projects, but limited funding. As such, not all applications received funding from the Tourism MicroGrant Program.

RECOMMENDATION:

It is recommended that the board approve the staff recommendations for the second round Tourism MicroGrant Program awards from the Franklin County Tourism budget.

MOBILE HOME DISPOSAL FEES

Franklin County operates a solid waste municipal landfill for use by Franklin County residents and businesses. Residents are allowed to dispose of household waste at no charge. All commercial waste coming into the landfill is charged at a rate of \$43 per ton. Per section 18-15 disposal fee rates are established by resolution of the Board of Supervisors.

One of the waste streams received at the landfill is used mobile homes. The mobile homes are pulled to the landfill intact and are pulled by the hired mover close to the working face. County staff then uses County equipment to turn the trailer over so the wheels and axles can be removed by the hauler. Then County staff uses the County excavator to tear the top part of the trailer off of the metal frame so the frame can be recycled. If the excavator is elsewhere on site it must be tracked to the working face costing labor time and fuel. Since the trailers are too wide to bring across the scales a flat rate has been charged for their disposal. This rate of \$150 per unit has been unchanged since the 1980’s. Staff research has found that on average these trailers weigh 7 tons empty. Based on that average and our current per ton gate rate the County should be receiving \$292 per unit. An additional issue is that some of the movers have figured out this loophole and are packing the trailers full of other waste. Staff feels that \$350 per empty unit is the cost that more accurately represents the expense the County incurs for this disposal even with the nominal funds we receive for recycling the frame. Staff also feels that the landfill manager should have the authority to reject a waste filled trailer or make an estimate of additional waste weight for additional charges at the posted rate of \$43 per ton.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors to pass a resolution increasing the disposal rate on empty mobile homes to \$350 and grant authority to the Landfill manager to estimate weight of additional included waste for additional fees.

FERRUM PEDESTRIAN BRIDGE ENGINEERING SERVICES PROCUREMENT

Over the past year, Franklin County has worked to obtain funding from various sources to execute a number of improvement projects in the Ferrum community. Of highest priority among these projects has been the construction of a pedestrian bridge on Route 40 over the Norfolk-Southern railway. This project has been identified by Ferrum College as crucial for pedestrian safety, especially for students making their way into downtown Ferrum to shop and eat. The bridge project is estimated to cost \$1.4 million and has already received \$709,000 in VDOT Revenue Sharing grant dollars. County officials are currently working to identify and secure the remaining \$700,000 needed to construct the project.

Franklin County was recently successful in receiving a Virginia Department of Transportation (VDOT) Revenue Sharing grant in the amount of \$709,000 towards the pedestrian safety improvements along Route 40 in Ferrum. Unfortunately, applications for additional funding for the project through the VDOT Transportation Enhancement Program (also known as MAP-21) and the Department of Housing and Community Development were not successful. Should the County wish to move the project forward, another application may be submitted this November to the VDOT MAP-21 fund. It is felt that last year's application can be dramatically improved upon by doing some basic project design and securing necessary permits prior to submittal of the application. This will show VDOT the County's commitment to the project and will make the project more shovel-ready in the eyes of the Commonwealth Transportation Board. Because MAP-21 dollars originally flow from the federal government, the County is required to follow federal guidelines in the procurement of professional services. As the November deadline for submittal of the MAP-21 application will quickly be upon us, staff recommends immediately advertising for engineering services to do the design of the project and to obtain necessary permits. It is expected that a recommended firm will be brought forward to the Board at its August meeting and, if approved, the firm would be given approximately sixty to ninety days to perform the agreed upon work.

RECOMMENDATION:

It is recommended that the Board approve advertising, per federal guidelines, for engineering services related to the Ferrum Pedestrian Bridge project.

PAYROLL PROCEDURE CHANGE

The County pays approximately 400 employees on a monthly basis. 75% of these payments are processed electronically by direct deposit into a personal checking or savings account leaving around 100 pay checks to be printed each month. The County also prints a direct deposit notice for those employees that have direct deposit.

Staff would like to recommend that the County transition to a paperless system over the next 9 months. This system will include mandatory direct deposit for all employees. The advantages to this change include:

- Annual savings on payroll check forms and direct deposit notice forms of approximately \$3,000 including labor to print these forms.
- No physical checks that can be lost or destroyed.
- Timely posting of net pay to a personal checking or savings account or both.

The new HR/Payroll system includes an Employee Self Service Portal. This portal can be accessed by all employees and will contain net pay information by month, W-2 totals, leave balances and other information that can be updated by the employee. The County plans to go live with this system on January 1, 2015 but will continue to print direct deposit notices through March to allow employees to transition to the new system of using the self-service portal to make inquiries concerning their pay, deductions and leave balances.

The following implementation schedule could be used for the transition:

- July 2014: Notify employees of mandatory direct deposit.
- September 15, 2014: Direct Deposit forms returned to HR/Payroll Department .
- October 31, 2014: Implementation Date for direct deposit. Direct Deposit

notices will be printed through March 31, 2015.

- February - March 2015: Training on Employee Self Service Portal that will be used for payroll inquiry.
- April 1, 2015: Direct deposit notices no longer printed.

RECOMMENDATION:

Staff respectfully requests the Board’s approval of this payroll procedure change.

(RESOLUTION #01-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned consent agenda items as presented with the exception of the *Park Shelter Clean-Up Deposit, 2014-2015 Tourism MicroGrant Awards - Round 2 and Payroll Procedure Change* to be pulled for later discussion.

MOTION BY: Bob Camicia

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

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

PARK SHELTER CLEAN-UP DEPOSIT

Franklin County Parks and Recreation has seen a steady decline in shelter reservations over the past 5 years. Even with the addition of the Smith Mountain Lake Community Park shelter and an online reservation system, shelter reservations have continued to slow. This decline is a result of changes in user trends as well as barriers to use such as deposit fees. The goal of this request is to reverse this downward trend and increase public use of Franklin County’s park shelters by eliminating an ineffective administrative procedure.

The current process for reserving a shelter is; 1) An individual submits a reservation form either in person or on-line with a rental fee that ranges from \$10 to \$50 depending on the shelter and length of time (see submitted reservation form). Along with the rental fee a \$50 refundable clean-up deposit is also required. 2) A shelter reservation entitles the person to exclusive use of a shelter during a specific time and is posted on a calendar at the site. 3) Once the reservation has occurred and no damage is reported, the Parks and Recreation Administrative Coordinator will, on a weekly basis, write a refund check to the individual from a petty cash account. 4) On a quarterly basis the Administrative Coordinator then submits a request to the Finance Department for the funds to be replaced into the petty cash account.

This administrative process of collecting clean-up deposits not only presents a barrier to use but has been ineffective. Over the past 5 years only 2 clean-up deposits (less than .002%) have been held resulting in just \$100. This small amount does not cover or justify the staff time and resources needed to process the refunds.

In addition to the administrative energies spent on this task, it can be difficult for some individuals to pay this extra \$50 deposit. On average there is at least one person per month that comes into the Parks and Recreation office to reserve a shelter but does not have enough money to pay for the deposit. While staff makes efforts to work with the individual, many times a person is still not able to reserve a shelter.

There has been a 55% decrease in shelter rentals over the past five years. While this decrease cannot solely be attributed to the deposit fee, it is one significant way to improve customer service and make it easier for our citizens to utilize our park system.

	FY10	FY11	FY12	FY13	FY14
Shelter Reservations	358	268	278	167	160

To determine if this request is unprecedented, staff surveyed the surrounding and nearby Parks and Recreation Departments (Botetourt, Henry, Salem, Roanoke City and Roanoke County) and found that none of them charge a clean-up deposit for shelter rentals.

In summary, discontinuing the clean-up deposits for picnic shelters would improve customer service and streamline administrative procedures with the intention of increasing use of our park shelters.

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors grant permission for staff to discontinue the collection of clean-up deposits for shelter rentals.



**Franklin County Parks & Recreation
Shelter Reservation Form**



(This form is not for those desiring to rent for commercial reasons.)

Date of Application: _____ Date of Facility Reservation: _____

Organization/Individual Name: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Day Phone: _____ Cell Phone: _____ Purpose of Reservation: _____

Approximate Number Attending: _____ Rental Fee: _____ Deposit Status: _____

Cash Check # _____ Money Order Credit Card _____

Please check the appropriate box.

Full Day Use Half Day Use FULL PARK

10AM to 3 PM 4 PM to Dusk HALF PARK

Please check the appropriate facility/facilities. Restrooms may be closed during late fall, winter and early spring rentals.

Recreation Park Picnic Shelter Recreation Park Multi-Purpose Shelter

Recreation Park Full Park** Recreation Park Half Park**

Waid Park Small Shelter Waid Park Large Shelter

Amphitheatre Smith Mountain Lake Community Park Shelter

****Full Park Rentals May Require an Application for Recreation Facility Use and/or and Application for Special Entertainment Permit.**

Rates & Capacities				
Waid Small Shelter**√	Half-Day Rental \$10.00	Full-Day Rental \$20.00	0-25	Person Capacity
Waid Large Shelter**√	Half-Day Rental \$20.00	Full-Day Rental \$30.00	0-50	Person Capacity
Recreation Picnic Shelter√	Half-Day Rental \$20.00	Full Day Rental \$30.00	0-50	Person Capacity
Recreation Multi-Purpose Shelter√	Half-Day Rental \$30.00	Full Day Rental \$50.00	0-250	Person Capacity
Recreation Half Park Rental†	Half-Day Rental \$150.00	Full Day Rental N/A	250+	Person Capacity
Recreation Full Park Rental†	Half-Day Rental N/A	Full Day Rental \$200.00	250+	Person Capacity
Amphitheatre†	Half-Day Rental N/A	Full Day Rental \$100.00	0-250	Person Capacity
SML Community Park Shelter	Half-Day Rental \$10.00	Full Day Rental \$20.00	0-20	Person Capacity
Out-of-County	Half-Day Rental \$250.00	Full-Day Rental \$500.00		

***For Waid Shelters having more than 50 people, it is required to rent both Shelter Facilities for a full day at \$50. There are no half day rentals with this option.**

† Each Rental Requires a \$100 Cleanup Deposit. √ Each Rental Requires a \$50 Cleanup Deposit.

‡Special Permitting and a bond and/or insurance may be required.

The clean-up deposit is due upon rental or two months prior to rental. If the deposit has not been paid within these time constraints, the reservation will be canceled, without refund. If deposits are paid in cash, it is the responsibility of the renter to pick up the deposits unless otherwise arranged with staff!

A refund of rental fees will be made ONLY if cancellation notice is given 2 weeks prior to rental date.

All groups requesting use of a facility for the purpose of fund-raising must meet the criteria for a non-profit organization. Requests must be made in writing to the Director of Parks & Recreation at least one month before the intended usage. The Department reserves the right to require a Bond in increments of \$50 with a maximum of \$500 per event. All parties reserving facilities are responsible for any damages to the park or any of its' facilities. There will be **NO ALCOHOLIC BEVERAGES** of any nature on County premises. Violators will be prosecuted to the fullest extent of the law. Any activity expecting more than 500 attendees must obtain the appropriate permits from the County Administrator's Office and the Franklin County Health Department. A rental of 500+ will require a certificate of liability insurance, with the County named secondary insured, must be provided in the amount of \$1,000 for each period of rental.

Signature of Responsible Party: _____ Date: _____

Signature of Department Rep.: _____ Date: _____

General discussion ensued regarding park shelter clean-up deposit.

(RESOLUTION #02-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to leave the consent agenda item Park Shelter Clean-Up Deposit, as is with no change keeping the \$50.00 deposit clean-up fee.

MOTION BY: Leland Mitchell

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

NAYS: Camicia & Bobby Thompson

2014-2015 TOURISM MICROGRANT AWARDS - ROUND 2

Annually, the Franklin County Board of Supervisors awards small grants to organizations within the community to assist with promotional and operational expenses of local tourism-related projects and events. These funds help with the marketing of those events and/or programs, while at the same time further allowing the county tourism office to promote Franklin County to potential

visitors. For the 2014-2015 fiscal year, \$20,000 has been set aside within the Franklin County Tourism budget for these awards.

After \$13,600 in grant funding was awarded in May, the remaining funds available for second round applications totaled \$6,400. Eight (8) applications were received from five (5) different organizations during the second round of applications, which had a deadline of June 4, reflecting more than \$10,000 in total requested funds.

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

Tourism MicroGrants exist to support events and activities that a) encourage tourists from outside the region to enjoy our community and make use of our hospitality industry, and b) provide an opportunity to expand the awareness and visibility of the community throughout the region. In reviewing the eight (8) submitted applications, staff evaluated each applicant on a number of different factors, including, but not limited to, the amount of funds leveraging involved; marketing plan and scope; perceived economic impact; financial need; partnership opportunities; and past performance. Based on all criteria and available data, staff has made the following recommendations for this year's Tourism MicroGrant Program awards:

APPLICANT	PURPOSE	AMOUNT SOUGHT	STAFF RECOMMENDATIONS
Community Partnership for Revitalization	History in Bloom	\$2,400.00	\$1,440.00
Warren Street Society	Warren Street Festival	\$4,000.00	\$2,400.00
Southwest Virginia Antique Power Festival, Inc.	Fall Swap Meet	\$250.00	\$140.00
	Spring Swap Meet	\$250.00	\$140.00
	Southwest Virginia Antique Farm Days	\$2,000.00	\$1,200.00
Franklin County Historical Society	Ghost and More Tours	\$900.00	\$540.00
	Moonshine Express Tours	\$900.00	\$540.00
Rocky Mount Center for the Arts	5-Mile Run	\$4,000.00	\$0.00
		TOTAL SOUGHT \$14,700.00	TOTAL RECOMMENDED \$6,400.00

As in the first round, applications included a number of high-caliber projects, but limited funding. As such, not all applications received funding from the Tourism MicroGrant Program.

RECOMMENDATION:

It is recommended that the board approve the staff recommendations for the second round Tourism MicroGrant Program awards from the Franklin County Tourism budget.

Ronnie Thompson, Boone District Supervisor, requested additional funds be returned back to the Parks and Recreation Department to assist with the department's programs cost.

Bob Camicia, Gills Creek District Supervisor, stated these funds were utilized in obtaining groups from North Carolina and surrounding counties to draw tourism.

The Board requested a copy of the rules/guidelines for the MicroGrant Awards Program and to allow the Board to see how the previously allocations have been utilized.

(RESOLUTION #03-07-2014)

BE IT THEREFORE RESOLVED, to table the 2014-2015 Tourism MicroGrant Awards - Round 2 until the August meeting.

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

David Cundiff, Chairman, asked if all County employees had been notified and what were their thoughts. Mr. Cundiff and the Board stated they would like to have the data placed on the intranet and an insert with the payroll checks to get some feedback and address again in August.

(RESOLUTION #04-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to table the consent agenda item Payroll Procedure Change until August.

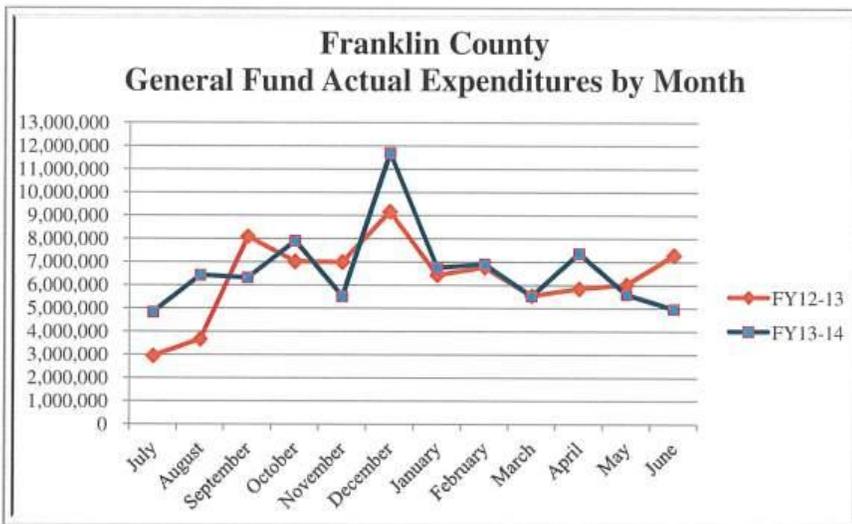
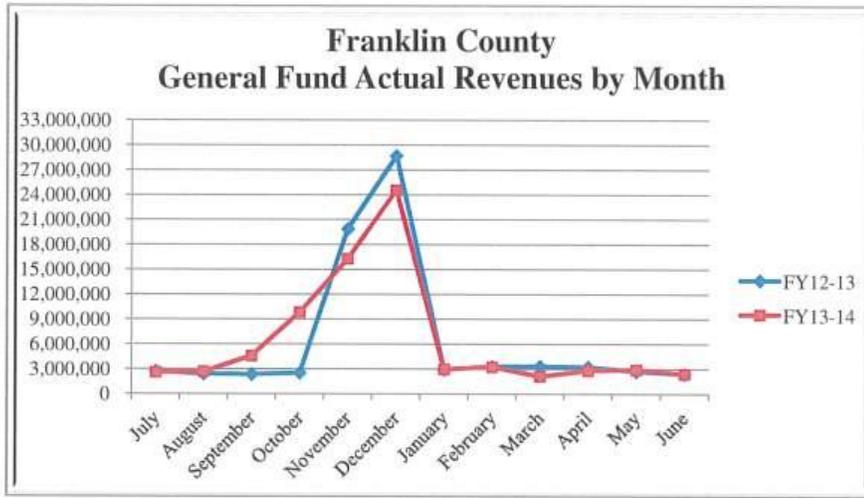
MOTION BY: Cline Brubaker
 SECONDED BY: Bob Camicia
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

FINANCIAL MONTHLY REPORT

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

Franklin County
 Cash Basis Revenue and Expenditure Summaries (Unaudited)
 General Fund and School Fund Only
 For The Twelve Months Ending June 30, 2014 and 2013

REVENUES:	Budget and Appropriations Current Year	Actual Year to Date Revenues	Balance To Be Realized	Percent of Budget	Prior Year Actual At This Date
General Property Taxes	46,059,358	46,600,908	541,550	101.2%	46,529,172
Other Local Taxes	10,032,589	10,012,006	(20,583)	99.8%	10,354,116
Permits, Fees and Licenses	342,500	374,193	31,693	109.3%	347,955
Fines and Forfeitures	57,000	107,515	50,515	188.6%	67,474
Revenue from the use of Money and Property	1,173,714	1,061,157	(112,557)	90.4%	1,129,340
Charges for Services	2,727,409	2,675,878	(51,531)	98.1%	2,587,458
Miscellaneous Revenue	413,151	495,799	82,648	120.0%	563,918
Recovered Costs	468,221	484,863	16,642	103.6%	541,999
Revenue from the Commonwealth	15,609,627	15,145,262	(464,365)	97.0%	14,319,470
Federal Government	197,075	136,363	(60,712)	69.2%	134,845
Subtotal	77,080,644	77,093,944	13,300	100.0%	76,575,747
Carryover Funds	4,873,698				
Total General Fund	81,954,342				
Schools					
Cafeteria, Misc, State, Federal	48,241,795	48,523,546	281,751	100.6%	48,274,161
Local Funding from County	33,517,111	32,988,460	(528,651)	98.4%	32,439,126
Total School Fund	81,758,906	81,512,006	(246,900)	99.7%	80,713,287
EXPENDITURES:	Budget and Appropriations Current Year	Actual Year to Date Expenditures	Balance To Be Expended	Percent of Budget	Prior Year Actual At This Date
General and Financial Administration	4,035,436	3,860,536	174,900	95.7%	3,893,281
Judicial Administration	2,407,846	2,286,064	121,782	94.9%	2,398,683
Public Safety (Sheriff, Corrections, EMS)	13,281,422	13,245,312	36,110	99.7%	12,059,983
Public Works	3,438,534	3,203,910	234,624	93.2%	2,887,848
Health and Welfare	11,547,820	10,982,469	565,351	95.1%	10,329,613
Parks, Recreation, Libraries, Cmty Colleges	1,967,714	1,916,644	51,070	97.4%	1,863,069
Community Development	2,628,608	2,441,511	187,097	92.9%	2,382,208
Transfers to Schools, Capital, Debt	42,646,962	41,917,278	729,684	98.3%	40,475,307
Total General Fund	81,954,342	79,853,724	2,100,618	97.4%	76,289,992
School Fund	81,758,906	81,373,173	385,733	99.5%	81,536,737



**Franklin County Public Schools
Monthly Statement of Revenues and Expenditures - Cash Basis
Month June 30, 2014**

REVENUES:

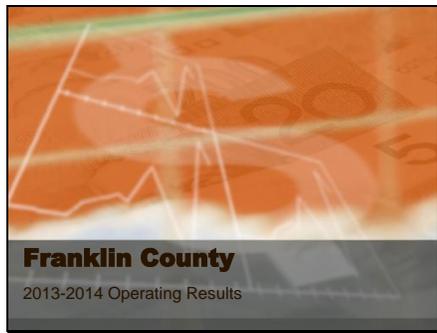
Description	Original Budget	Additional Appropriations	Net Category Transfers	Revenues for Month	Revenues Year-to-Date	Unrealized Revenues Year-to-Date
State Funds	\$29,175,620	\$380,022	\$0	\$3,133,655	\$29,881,433	\$(325,791)
State Sales Tax	7,990,861	0	0	685,440	7,669,460	321,401
Federal Funds	7,652,517	513,631	0	694,594	7,638,169	527,975
Other Funds	2,511,917	0	0	1,109,420	3,375,169	(863,252)
County Funds	31,831,062	1,652,108	0	2,592,003	32,760,588	722,582
Canneries	51,168	0	0	6,341	48,354	2,814
Total Revenues	\$79,213,145	\$2,545,761	\$0	\$8,221,453	\$81,373,173	\$385,733

EXPENDITURES:

Description	Original Budget	Additional Appropriations	Net Category Transfers	Expenditures for Month	Expenditures Year-to-Date	Remaining Unspent Budget
Instruction	\$50,733,495	\$980,531	\$(78,248)	\$5,264,212	\$51,680,933	\$(45,155)
Title I - Instruction	1,878,680	0	0	180,249	1,873,015	5,665
Title VI-B-Instruction	2,052,037	0	0	191,731	2,012,547	39,490
Administration, Attendance & Health	2,541,941	0	43,190	229,558	2,585,131	C
Pupil Transportation	5,523,600	1,065,150	253,837	563,919	6,842,587	C
Operation and Maintenance	7,277,177	0	49,965	890,853	7,327,142	C
School Food Services	4,085,337	0	0	329,908	3,710,038	375,299
Facilities	0	322,745	59,266	42,666	382,011	C
Contingency Reserve	0	177,335	(169,715)	0	0	7,620
Debt Service	2,708,459	0	(66,496)	0	2,641,963	C
Technology	2,361,251	0	(91,799)	522,016	2,269,452	C
Canneries	51,168	0	0	6,341	48,354	2,814
Total Expenditures	\$79,213,145	\$2,545,761	\$0	\$8,221,453	\$81,373,173	\$385,733
5-Year Capital Plan	\$0	\$1,619,120	\$0	\$88,199	\$2,171,544	\$(552,424)

Vincent Copenhaver, Director of Finance, shared with the Board the following year-end report:

Slide 1



Slide 2

Revenues

Major Revenue Category	Over (Under) Budget
General Property Taxes	\$541,550
Other Local Taxes	(\$20,583)
Permits, Fees and Licenses	\$31,693
Fines and Forfeitures	\$50,515
Revenue from the use of Money and Property	(\$38,946)

Slide 3

Revenues Continued

Major Revenue Category	Over (Under) Budget	
Charges for Services	(\$51,531)	
Miscellaneous Revenue	\$82,648	
Recovered Costs	\$16,642	
Revenue from the Commonwealth	(\$464,365)	
Federal Government	(\$60,712)	
Total Revenues	\$86,911	0.11%

Slide 4

Expenditures

	Remaining Balance
General and Financial Administration	\$174,900
Judicial Administration	\$121,782
Public Safety (Sheriff, Corrections, Fire, EMS)	\$36,110
Public Works	\$234,624
Health and Welfare	\$565,351
Parks, Recreation, Libraries, Community Colleges	\$51,070

Slide 5

Expenditures Continued		
Community Development	\$187,097	
Transfers to Schools, Capital, Debt	\$729,684	
Subtotal	\$2,100,618	
Less Social Services	(\$603,843)	
Less Local School Funds	(\$528,651)	
Remaining Expenditure Balance	\$968,124	1.18%

Slide 6

- Cash Balance Analysis**
- Year End Cash Balance Analysis will be presented next month.
 - The County has several grant and donation amounts that must come out of the year-end balance.
 - Still analyzing department encumbrances that will need to be subtracted from the balance as well.

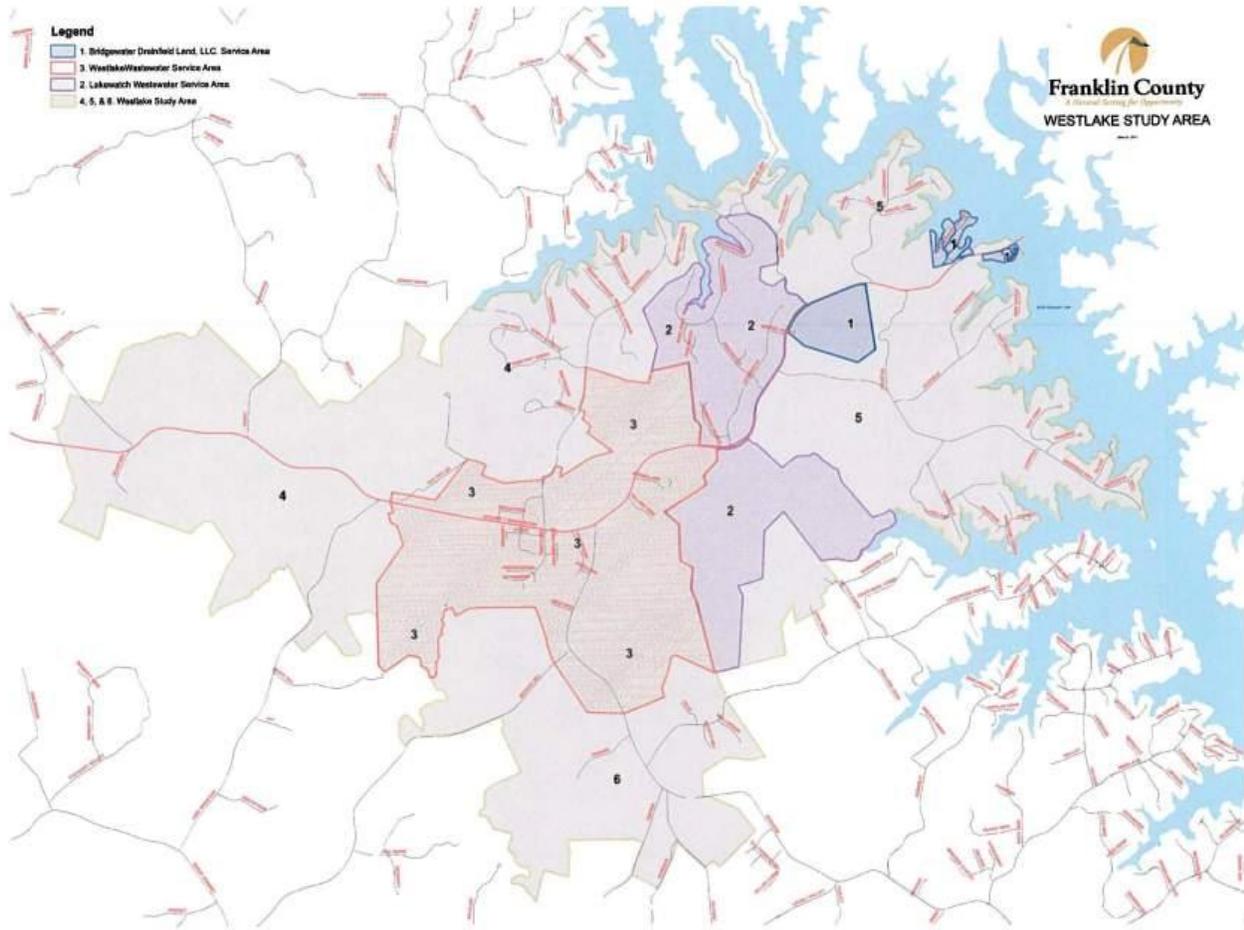
WESTLAKE WASTEWATER SERVICE AREA (WVWA)

Don Smith, Director of Public Works, stated Franklin County as a member locality of the Western Virginia Water Authority (WVWA) has an agreement with the WVWA to govern the WVWA operations in the County. Included in the terms of the agreement is a requirement for the County to authorize service areas for utilities. WVWA currently operates the Westlake Wastewater treatment facility across Rte. 122 from the Booker T. Washington Monument. This facility has a capacity to treat 50,000 gallons per day of residential wastewater with 18,000 gallons of that capacity being currently used.

Submitted is a map of the proposed service area. The new areas requested are all those encompassed in the Westlake/Hales Ford Planning Area not already under control by an entity.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors authorize the approval of this service area for the WVWA.



Bob Camicia, Gills Creek District, stated incoming restaurants are more likely to locate across the bridge with available public sewer services, and therefore he would like to see the County move forward with expanding the WVWA sewer service area as presented.

(RESOLUTION #05-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned service area map for the Westlake Wastewater Services Area.

MOTION BY: Bob Camicia

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

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

GREEN BOX VIOLATION FINES

Don Smith, Public Works Director, stated Franklin County provides a free Green box residential trash collection system for the County citizens. This system currently consists of 68 green box sites with 283 green boxes. 95 of these boxes are dumped twice a day. Penalties for illegal disposal of waste in Franklin County were last adopted on May 18, 1995. Subsequent to that time, enforcement in Franklin County has not deterred illegal disposal in collection locations due to the small ordinance authorized fine. Despite having a daily cleanup crew we have had a number of complaints from citizens about site conditions. This daily cleanup of material deposited on the ground as well as oversized material in the boxes cost approximately \$91,348 last year. We are receiving 20-25 illegally dumped tires at the landfill per day that we have to pay \$100 per ton to have removed. We are cleaning up large brush piles dumped at these sites weekly. Boxes are filled with contractors' debris from both this county and neighboring counties. These items go from being revenues at the landfill gate to major expenses for county personnel to clean up and dispose. In addition to cleanup fees, contractor waste in the boxes (lumber) can be very damaging to our \$240,000 front load trucks. Chargeable landfill tons have decreased by 3535 tons (\$152,000) in the last fiscal year while green box tons have increased by 118 tons for the same period.

Section 18-18(b) of the Franklin County Code states the penalty for green box violations is a \$35 fine plus court costs. A person dumping several hundred dollars worth of tires or brush will gladly pay this small fine and continue dumping illegally. In reviewing adjoining county codes there are varying degrees of penalties as several of the counties no longer have unmanned green box sites. Henry County addresses out of county waste with a \$250 fine and prohibited waste with a \$1000 fine. Bedford County states that violations may result in up to a \$25,000 civil penalty but then shows a \$50 fine for improper use of a site. With Bedford's sites being manned uncontrolled

dumping does not occur. Pittsylvania County's sites are also monitored to prevent uncontrolled dumping but violators there can be charged with a Class III misdemeanor. County legal staff has proposed several changes to Section 18 of the County Code (See Attached) increasing fines for out of county waste and proposing Civil Penalties for other violations to deter green box violations that create an unfair and unnecessary expense on the law abiding citizens of Franklin County.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors authorize the County Administrator to advertise for a public hearing to discuss proposed changes to Chapter 18, Waste Disposal Regulations of the Franklin County Code.

Sec. 18-18. Unlawful disposal of out-of county waste.

- (a) No person shall deposit or cause to be deposited solid waste within any disposal container located at a "convenience area" or "green box" site or other location maintained by Franklin County except those persons who own or tenants living on real property in Franklin County depositing waste as permitted under this chapter. The board of supervisors may authorize any person or persons to have use of county collection facilities by resolution subject to those terms and conditions stated in any such resolution. Any such resolution may provide for the issuance of a permit or permits to authorize the use of these sites.

- (b) The penalty for a violation of this section shall be a fine of thirty-five dollars (\$35.00) not exceeding five hundred dollars (\$500.00) plus court costs.

Sec. 18-19. Civil penalties for unauthorized use.

Any person or business entity found to be in violation of any of the prohibitions set forth in Chapter 18 which controls the disposition of solid waste in Franklin County shall be subject to the following civil penalties:

- (a) Household waste not originating in Franklin County disposed of by a private citizen.

First Offense: Civil Penalty - \$250.00

- (b) Any violation of Chapter 18 of the Franklin County code not described in (a) or (c) of this code section:

First Offense: Civil Penalty - \$500.00

- (c) Disposal of commercial waste, industrial waste, construction debris, or any other objects or material containing rigid wooden or metal parts, which parts exceed two (2') feet in length.

First Offense: Civil Penalty - \$1,000.00

The civil penalty imposed pursuant to Sections (a), (b), or (c) of this section shall not be suspended in whole or in part. A proceeding against a person or entity to impose a civil penalty as above set out shall preclude criminal prosecution for that specific offense.

Any subsequent offense of any prohibition set forth in Chapter 18 of the county code shall be prosecuted as a criminal offense as set out in Chapter 18 of the county code.

A person found violating any provision of this ordinance on behalf of a business entity may be prosecuted for such violation and the business entity may also be prosecuted for that same violation.

Sec. 18-20. Payment of penalties.

Any civil penalty levied hereunder shall be paid within thirty (30) days of imposition of the civil penalty to the Franklin County Treasurer. Any civil penalties herein imposed by any court shall be collected in the same manner that civil judgments may be collected and may be docketed by abstract filed in the circuit court clerk's office if levied in the general district court, in which case such judgment will become a lien on real estate owned by that person. A violation of Section 18-

19 shall be prosecuted as a civil proceeding and may be appealed by either party as civil cases are appealed from the general district court.

Discussion ensued regarding green box violation fines.

(RESOLUTION #06-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise the aforementioned proposed amendments and additions to Chapter 18, Waste Disposal Regulations of the Franklin County Code as highlighted, thereby scheduling a public hearing in August accordingly.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

5 YEAR CIP REVIEW/SCHOOL

Lee Cheatham, Director of Finance, School System and Vince Copenhaver, Director of Finance, County, shared with the Board two documents for their review, as follows:

(1) Report on 5-Year School Capital Projects Plan

Franklin County Public Schools

Report on 5-Year School Capital Projects Plan – Cash Basis

June 30, 2014

Project Description	Original Estimated Cost	Expenditures to 6/30/13	Expenditures 7/1/13 – 6/30/14	Unspent Balance
1. Roof Replacement – Boones Mill	\$ 543,953	\$346,167	\$ 43,970	\$ 153,816*
2. Roof Replacement – Dudley	572,610	0	365,189	207,421
3. Roof Replacement – Sontag	536,130	0	0	536,130
4. Roof Replacement – Rocky Mount	728,062	0	0	728,062
5., 6. & 7. Upgrade Water Systems - Callaway, Sontag & Dudley	317,675	27,675	317,742	(27,742)
8. Asbestos Removal/Floor Tile Replacements	700,000	5,330	169,451	525,219
9. & 10. Gym Floor Replacements – BFMS West & FCHS Hawkins Gyms	453,120	26,330	265,249	161,541
11. Plumbing Fixtures/Partition Upgrades	500,000	34,073	272,592	193,335
12., 13., 16. & 17. Asphalt Replacements - BFMS East Bus Loop, Main Road from BFMS West to Trail Drive, BFMS West Teacher Lot and BFMS Behind West Cafeteria	565,710	24,565	531,307	9,838
14. CCTV Camera Upgrades	301,010	182,420	59,108	59,482
15. Replace 6 Unit Ventilators - Burnt Chimney	306,130	0	0	306,130
Total	5,524,400	646,560	2,024,608	2,853,232
Additional Projects:				
1. Install Central Station Smoke Detectors at All Schools	320,000	0	0	320,000
2. Install AC – LMW Cafeteria	208,812	0	0	208,812
3. Install AC – SC Cafeteria	222,328	0	0	222,328
Total	751,140	0	0	751,140
Grand Total – Original Approved Plan	\$6,275,540	\$646,560	\$2,024,608	\$3,604,372

Other Addition:

1. School Safety & Security Upgrades \$ 397,000 \$250,064 \$ 146,936 \$ 0

(2) 2014-15 Budget for School Capital Projects – Cash Basis

Note: Estimated savings from a comparison of the budgeted costs to the actual costs total \$504,874 during the first two years that the plan has been in operation.

Franklin County Public Schools
2014-15 Budget for School Capital Projects – Cash Basis
June 30, 2014

2013-14 Revenues for 0700 Accounts:	
Debt Service Accumulation/Recurring Funds	\$ 399,000
Capital Projects (\$340,120 - \$146,936 = \$193,184 + \$880,000 = \$1,073,184)	1,073,184
School Safety Funds (\$397,000 - \$250,064 = \$146,936)	<u>146,936</u>
	1,619,120
Expenditures for 0700 Accounts in 2013-14	<u>(2,171,544)</u>
Unspent (Overspent Covered by GF Advances/Loans)	
Balance at 6/30/14	(552,424)
Revenue Additions for 2014-15:	
Debt Service Recurring Funds	457,000
Capital Projects	<u>880,000</u>
Total 2014-15 Estimated Revenues for 0700 Accounts (Net of Repayments of Advances/Loans)	<u>\$ 784,576</u>
2014-15 Estimated Expenditures for 0700 Accounts:	
7000-Boones Mill Roof Replacement	\$ 0
7001-BFMS & FCHS Gym Floor Replacements	0
7002-Asbestos Removal/Floor Tile Replacements	170,000
7003-BFMS Paving – 4 Projects – Replace Asphalt	0
7004-Water System Upgrades – CA, SO & DU	0
7005-Plumbing Fixtures/Partition Upgrades	193,335
7007-CCTV Camera Upgrades	59,482
7008-School Safety & Security Upgrades	0
7009-Dudley Roof Replacement	2,846
7010-Sontag Roof Replacement (\$536,130 x 68% = \$364,568)	364,568
7011-Rocky Mount Roof Replacement	0
7012-Replace 6 Unit Ventilators-BC, Install AC-LMW & SC Cafeterias (\$737,270 x 30% = \$221,181)	221,181
7013-Install Central Station Smoke Detectors at All Schools	<u>0</u>
Total 2014-15 Estimated 5-Year Capital Plan Expenditures for 0700 Accounts	<u>\$1,011,412</u>
Total 2014-15 Estimated GF Advances/Loans Needed (\$784,576 - \$1,011,412 = \$226,836)	<u>\$ 226,836</u>

**RESOLUTION OF APPRECIATION/CLAY GOODMAN, CO. ADM. ROANOKE
(RESOLUTION #07-07-2014)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to forward a resolution of appreciation to Clay Goodman, Retiring County Administrator for Roanoke County.

MOTION BY: Charles Wagner

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

SCHOOLBUDGET COMMITTEE APPOINTMENTS

Chairman Cundiff appointed Ronnie Thompson and Re-Appointed Cline Brubaker to serve on the School Budget Committee.

APPOINTMENTS:

- ❖ Library Board - Blue Ridge District - Unexpired Term/Felicia Woods (Term Expires 6/30/2015)
- ❖ Ag Board - Davis Torrence, David Craun & Ethan Cundiff (Term to Begin December 16, 2013 and Expire December 15, 2015)

Library Board Appointment for Blue Ridge District will be made during the August meeting.

AG APPOINTMENTS

(RESOLUTION #08-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint David Craun (Horticulture) and Davis Torrence (Cattle) to serve on the Agricultural Board with said term began December 16, 2013 and will expire December 15, 2015.

MOTION BY: Charles Wagner

SECONDED BY: Cline Brubaker

VOTING ON THE MOTION WAS AS FOLLOWS:

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

(RESOLUTION #09-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint Ethan Cundiff (At-Large Member) to serve on the Agricultural Board with said term began December 16, 2013 and will expire December 15, 2015.

MOTION BY: Ronnie Thompson

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

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

ABSTAINED: Cundiff

OTHER MATTERS BY SUPERVISORS

Bob Camicia, Gills Creek District Supervisor, requested the Sheriff to submit the following in his monthly activity report: Volunteer hours of work be extracted from the Sheriff's Activity Monthly Report (if volunteer hours are being included in the monthly activity report, as a whole); the average number of inmates housed at the Western Virginia Regional Jail (on a monthly basis).

Ronnie Thompson, Boone District Supervisor, would like to review the Tax Relief for the Elderly Ordinance during the August Meeting.

CLOSED MEETING

(RESOLUTION #10-07-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-3, Contracts, Acquisition of Land, and a-29 , Contracts, of the Code of Virginia, as amended.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

MOTION: Leland Mitchell
 SECOND: Charles Wagner

RESOLUTION: #11-07-2014
 MEETING DATE July 15, 2014

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 hearing as follows:

PETITION of the Franklin County Board of Supervisors to amend Chapter 25, "Zoning," of the Franklin County Code, to define and regulate Commercial Feedlots, by amending Article I, Division 3, Section 25-40, Principal definitions of the Zoning Ordinance, to include definitions for "feedlot, commercial, beef and dairy cattle (Beef or Dairy Facility)," "feedlot, commercial, poultry (Poultry Facility)," and "feedlot, commercial, swine (Swine Facility);" by amending Article II, Division 4, Section 25-146, to establish supplemental regulations for poultry facilities in the A-1, Agricultural. (Case #A6-14-0001)

Lisa Cooper, Senior Planner, Community Development Department, shared with the Board the staff report and planning commission for the proposed Chapter 25/Feed Lots as follows:

SUMMARY:

In April, the Board of Supervisors requested the Planning Commission to consider possible changes to the zoning ordinance concerning Commercial Feedlot as a use by right in the A-1, Agricultural, zoning category. At the present time, a Commercial Feedlot requires a special use permit.

Staff and Planning Commission members held three work sessions to discuss the amendment to the A-1, Agricultural, zoning category to allow Commercial Feedlot as a use by right. Staff and Planning Commission members have prepared amendments to the A-1, Agricultural, zoning category to allow Feedlot, Commercial, Poultry, (Poultry Facility) as a use by right with supplementary regulations, and as a special use permit if the supplementary regulations cannot be met. The following amendments to regulate Feedlot, Commercial, Poultry, (Poultry Facility) are as follows:

- Article I, General Provisions, Division 3. Definitions, Sec. 25-40, Principal definitions of the Zoning Ordinance.
- Article II, Basic Regulations, Division 4. Supplementary Regulations, Sec. 25-146. Commercial Feedlots (Poultry Facility).
- Article III, District Regulations, Division 1. Agricultural District (A-1), Sec. 25-178. Permitted uses and Sec. 25-179. Special use permits.

(Attached is a draft showing the changes and additions to Chapter 25, Zoning Ordinance.)

RECOMMENDATION:

On July 8, 2014, The Franklin County Planning Commission held a public hearing in consideration of the proposed amendment to the Zoning ordinance, to allow for Feedlot, Commercial, Poultry, (Poultry Facility) as a use by right in the A-1, Agricultural zoning category. After the public hearing and consideration, the Planning Commission voted 5-2 (Colby, Ralph against) to recommend approval of the draft amendments to the Board of Supervisors, noting the following:

- Article I, General Provisions, Division 3. Definitions, Sec. 25-40, Principal definitions of the Zoning Ordinance.
- Article II, Basic Regulations, Division 4. Supplementary Regulations, Sec. 25-146. Commercial Feedlots (Poultry Facility).
- Article III, District Regulations, Division 1. Agricultural District (A-1), Sec. 25-178. Permitted uses and Sec. 25-179. Special use permits.

Planning staff concurs with the Planning Commission's recommendation.

Article I. General Provisions

Division 3. Definitions

Sec. 25-40. Principal definitions of the Zoning Ordinance.

~~*Feedlot, commercial.* "Commercial livestock feeding operation" shall mean a lot, yard, structure, corral or other area in which animals are confined primarily for the purpose of feeding, growing, raising, holding and birthing prior to slaughter or sale. The term does not include areas which are being used for the raising of crops or other vegetation upon which livestock are allowed to graze or feed. This term also does not include a farm operation to which the farmer is raising crops on the property to feed the animals.~~

Feedlot, commercial, beef and dairy cattle (Beef or Dairy Facility), A site where cattle are stabled or confined and fed or maintained for a total of 45 days or more in any 12 month period, or any other site designated by the Virginia Department of Environmental Quality, Division of Water as a "concentrated or intensified animal feeding operation" pursuant to the Permit Regulations for Virginia Pollution Discharge Elimination System and Virginia Pollution Abatement Permit Programs.

Feedlot, commercial, poultry (Poultry Facility), A site where poultry is stabled or confined and fed or maintained for a total of 45 days or more in any 12 month period, or any other site designated by the Virginia Department of Environmental Quality, Division of Water as a "concentrated or intensified animal feeding operation" pursuant to the

Permit Regulations for Virginia Pollution Discharge Elimination System and Virginia Pollution Abatement Permit Programs.

Feedlot, commercial, swine (Swine Facility), A site where swine are stabled or confined and fed or maintained for a total of 45 days or more in any 12 month period, or any other site designated by the Virginia Department of Environmental Quality, Division of Water as a “concentrated or intensified animal feeding operation” pursuant to the Permit Regulations for Virginia Pollution Discharge Elimination System and Virginia Pollution Abatement Permit Programs.

Article II. Basic Regulations

Division 4. Supplementary Regulations

Sec. 25-146. Commercial Feedlots (Poultry Facility)

- A. Except as otherwise provided in this section, poultry facilities (feedlot, commercial, poultry) shall be allowed only by special use permit in the A-1 Agricultural, zoning category.
- B. The above notwithstanding, poultry facilities (feedlot, commercial, poultry) shall be allowed as a permitted use in the A-1 Agricultural, zoning category if the following requirements are met:
1. Poultry facilities shall be set back from all existing dwelling units as follows:
 - a. A minimum of three hundred (300) feet from any existing dwelling unit in the A-1, Agricultural zoning category.
 - b. A minimum of one thousand (1,000) feet from any existing dwelling unit in any other existing zoning category.
 2. Poultry facilities shall be set back from the property lines of the parcel on which the facility is located, as follows:
 - a. Front: 250 feet from edge of right of way or 275 feet from the centerline of the road, whichever is greater;
 - b. Side: 250 feet from side property lines;
 - c. Rear: 250 feet from rear property lines.
 3. Poultry facilities shall be set back a minimum of 1000 feet from the following:
 - a. Boundaries of any incorporated town;
 - b. Boundaries of any residential zoning category;
 - c. Boundaries of any platted subdivision containing three or more lots, where the average lot size of such subdivision is less than five (5) acres;
 - d. Boundaries of any residential cluster development;
 - e. Boundaries of any manufactured home park;
 - f. Boundaries of any parcel containing a public school, church, and /or county owned building;
 - g. Boundaries of any public well or public spring;
 - h. Boundaries of any public water and/or sewer service areas;
 - i. Boundaries of the Westlake Overlay District;
 - j. Boundaries of any villages, as identified in the Franklin County Comprehensive Plan;
 - k. Boundaries of the Blackwater River, Pigg River, and Gills Creek;
 - l. Boundaries of the shoreline of Smith Mountain Lake.
 4. The owner and/or operator of any proposed poultry facility shall be required to submit to the County a plan of development which includes the following:
 - a. A survey showing the number, size, and location of the poultry facility or facilities planned for the subject parcel or parcels, and demonstrating that the required setbacks, as outlined in this section, are met.
 - b. Identification of the zoning designation of all adjoining properties.
 - c. Documentation of approval by the Commonwealth of Virginia or its designated agent, of an approved Nutrient Management Plan for the proposed poultry facility or facilities.
 5. In the event that construction has not commenced for any poultry facility, approved in accordance with this section, within eighteen (18) months of such approval, the plan of development shall be deemed abandoned and a new plan of development shall be required. Nothing herein shall be construed to prohibit an owner and/or operator from amending his or her approved plan of development, or transferring an approved plan of development to a new owner and/or operator.

Article III. District Regulations

Division I. Agricultural District (A-1)

Sec. 25-178. Permitted uses.

Feedlot, Commercial, Poultry (Poultry Facility), see Section 25-146 for additional requirements

Sec. 25-179. Special use permits.

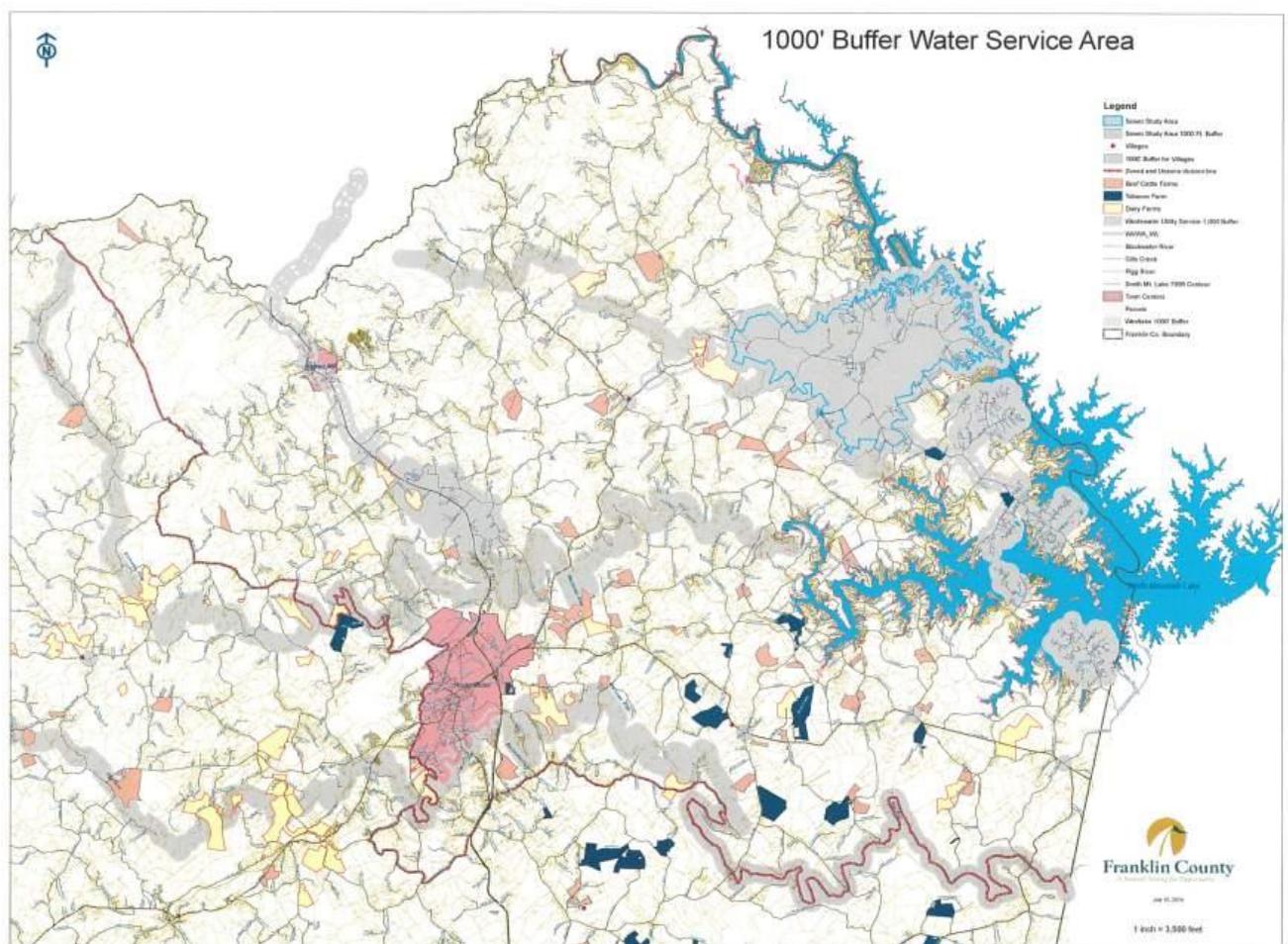
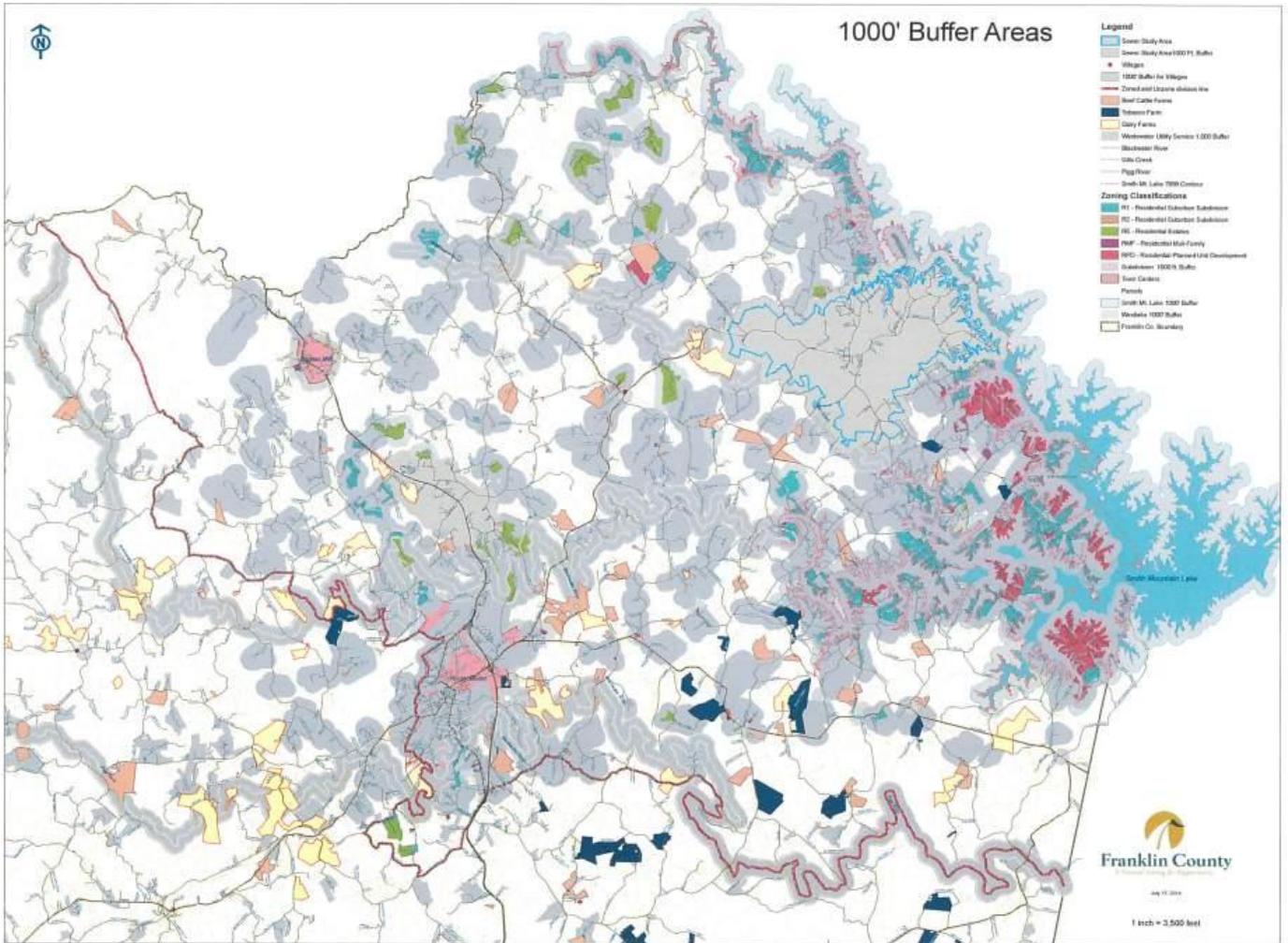
Feed lots:

Feedlot, Commercial, beef, and dairy cattle (Beef and Dairy Facility)

Feedlot, Commercial, poultry (Poultry Facility), see Section 25-146 for additional requirements

Feedlot, Commercial, swine (Swine Facility)

Secs. 25-147-25-154. Reserved.



Bob Camicia, Gills Creek District Supervisor, expressed his concern over water quality around these feed lots.

Public Hearing was opened.

Dr. Carolyn Thomas, Ferrum College Professor, expressed concern for the water quality of Smith Mountain Lake. Professor Thomas stated she was for the increase of diversification and the rural feel of Franklin County. Mrs. Thomas felt like this would be a great asset for the County.

Dr. Thomas, expressed concerns of run-off into Smith Mountain Lake and wanted to preserve the Lake in our County. Professor Thomas stated there was a difference from cow manure and chicken manure and gave the scientific breakdown of the manures. Mrs. Thomas stated that Smith Mountain Lake was not aging and this was very unusual because of less phosphates dumping into the Lake. Should the regulations of 1,000 feet buffer water service area be too restrictive, then certainly you could decrease this restriction.

Larry Iceman, Manager of Smith Mountain Lake Water Quality, reviewed with the Board the following hand-out:

Land Application of Livestock and Poultry Manure (C 826)

Mark Risse, Extension Engineer,
 Department of [Biological](#)
 and Agricultural Engineering

Table 3 shows the pounds of nutrients excreted annually by various livestock per 1,000 pounds live- weight. The nutrient content of manure from your farm might differ considerably from the values presented here. These figures can, however, serve as a guideline for planning purposes.

Nutrient [analysis](#) of the manure is highly desirable.

Table 3. Annual Pounds of [Nutrients](#) in Manure as Excreted per 1,000 Pounds Liveweight

	Dairy Cow	Beef Feeder	Swine Feeder	Laying Hen	Broiler
Nitrogen, N	150	124	164	263	423
Phosphate, P ₂ O ₅ *	60	91	124	232	216
Potash, K ₂ O	118	106	132	136	158

* Elemental P and K conversion can be made as follows: to convert P₂O₅ to elemental P, multiply by 0.44; and to convert K₂O to elemental K, multiply by 0.83.



FACT SHEET Requirements for Poultry Litter Use and Storage

You have received this fact sheet because you are the end user of poultry litter (dry poultry litter containing poultry manure and/or composted dead poultry). As required by the Virginia Pollution Abatement Regulation and General Permit for Poultry Waste Management (9VAC25-630), poultry litter must be used in a manner consistent with this fact sheet or as specified in a nutrient management plan prepared by a Virginia certified Nutrient Management Planner.

This fact sheet is intended to summarize the requirements and best management practices for land application of poultry litter as a source of crop nutrients. If poultry litter is to be used for purposes other than land application to crops (for example: animal feed or fuel), these uses may be subject to other laws or regulations. If poultry litter is to be used outside of Virginia, contact that state regarding their requirements.

Storage Requirements

Poultry litter that is not immediately land applied must be stored properly. If poultry litter must be stored prior to use, the following criteria shall be followed:

- If litter is not stored under roof, the storage site must be at least 100 feet from surface water, intermittent drainage, wells, sinkholes, and rock outcrops.
- If stored outside longer than 14 days, the litter must be covered with an impermeable barrier that will resist wind.
- Do not store litter where the water table is less than 1 foot deep.
- If litter is stored in areas where the ground water table is less than 2 feet deep year round, install an impermeable barrier under the litter. Construct impermeable barriers using at least 12 inches of compacted clay, at least 4 inches of reinforced concrete, or another material of similar structural integrity which has a minimum permeability rating of 0.0014 inches per hour (1×10^{-6} centimeters per second).
- Poultry litter must be protected from storm water runoff accumulating onto or under it.

Application Timing

CROP	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Corn												
Small Grain												
Hay or Pasture *												
Hay or Pasture **												
* Includes all cool-season grasses: fescue, orchardgrass (growth occurs in the cooler months of the spring & fall)												
** Includes all warm-season grasses: bermudagrass (growth occurs in the heat of the summer)												
	Poultry litter may be spread during these periods											
	Do not spread poultry litter during these shaded periods											

Do not spread poultry litter more than 30 days prior to planting.

Also see Land Application Conditions & Setbacks section on Page 4.

Soil Samples

Where soil samples are necessary to utilize any of the methods described in this document the sample must be less than three (3) years old. A representative soil sample of each field is comprised of at least 20 cores randomly sampled throughout the field. Samples should be taken from the top 4 inches of soil where land is not tilled, or the top 6 inches of soil where land is tilled.

Application Rate

The poultry litter application rate can be determined using one of four options:

Option 1: Nutrient Management Plan

Poultry litter application rates based on a nutrient management plan can be used when the plan has been developed by a certified nutrient management planner in accordance with §10.1-104.2 of the Code of Virginia. For assistance in locating a nutrient management plan writer: contact DCR at 804-225-4533 or consult the Virginia Nutrient Management Certified Planner Directory, available at: http://www.dcr.virginia.gov/soil_and_water/documents/nmdir.pdf

Option 2: Standard Rate

Poultry litter may be applied to any crop at a rate of 1.5 tons per acre once every three years under the following conditions:

- 1) Nutrients have not been supplied by manure, biosolids, or other organic sources, other than pastured animals, to the proposed land application sites within the previous three years of the proposed land application date of poultry litter, and
- 2) In the absence of current soil sample analyses and recommendations.

Option 3: Soil Test Recommendations

Litter application rates based on soil test recommendations can be used under the following conditions:

- 1) The soil sample has been taken in the last three years from the proposed field where litter will be applied.
- 2) Soil test recommendations have been provided by a laboratory whose procedures are in accordance with 4VAC5-15-150 A 2 f of the Department of Conservation and Recreation Nutrient Management Regulation. Recommendations from the following laboratories are approved by DCR:
 - ⇒ A&L Agricultural Lab (804) 743-9401
 - ⇒ Spectrum Analytical Lab 1-800-321-1562
 - ⇒ Virginia Tech Soil Testing Lab (540) 231-6305
- 3) Nutrients from the litter application do not exceed the nitrogen or phosphorus recommendations for the proposed crop or double crops. The recommendations are in accordance with 4VAC5-15-150 A 2 a of the DCR Nutrient Management Regulation. If the litter application rate is made to supply all of the future crop phosphorus needs, no additional phosphorus is to be applied during the rotation.

Example for Calculating Poultry Litter Rate based on Soil Test Recommendation:

Litter Application Rate (Tons per acre)	=	Soil Test P Recommendation Litter P Analysis
--	---	---

Corn crop needs: **120 lbs/acre Nitrogen** and soil test recommendation for **60 lbs/ac Phosphorus**

Poultry litter analysis: Available Nitrogen = **40 lbs/ton of litter**, P₂O₅ = **50 lbs/ton of litter**

	<u>1st Crop</u>	+	<u>2nd Crop</u>	+	<u>3rd Crop</u>	<u>Options</u>
<i>Three (3) Crop Rotation:</i>	Corn grain 60 lbs/ac P recommended 1.2 tons litter	+	Wheat grain 60 lbs/ac P recommended 1.2 tons litter	+	Soybeans 60 lbs/ac P recommended 1.2 tons litter	Apply 1.2 tons to each crop OR Apply only 3.0 tons litter to Corn (0.6 tons litter to Wheat or Soybeans)

In this example, 1.2 tons of litter (60 ÷ 50) will provide the 60 lbs of phosphorus needed for each crop with the nitrogen needs supplemented by commercial fertilizer. Alternatively, applying 3.0 tons of litter to the corn crop provides 150 lbs (50x3) of phosphorus for the rotation without exceeding the 120 lbs of nitrogen (40x3) needed by the corn crop. Litter used on the wheat or beans cannot exceed the total phosphorus needs of the rotation.

Option 4: Phosphorous Crop Removal

Litter application rates based on phosphorus crop removal can be used when the soil test phosphorus levels do not exceed the values listed in Table 1. Table 2. is used to determine the pounds of P₂O₅ removed per unit of harvested yield. As an example calculation using typical values, Table 3 represents litter rates calculated using a poultry litter analysis of: **40 lbs/ton N, 52 lbs/ton P₂O₅, and 53 lbs/ton K₂O** along with average crop yields.

LITTER RATE CALCULATION		
Poultry Litter Rate (Tons per acre)	=	Yield per acre (tons or bushels) X P ₂ O ₅ removal per yield unit (lbs) Poultry Litter P ₂ O ₅ content (lbs per ton)

Table 1. Maximum Soil P	VPI & SU (Mehlich I)		A&L (Mehlich III)	
	P (lbs/acre)	P (ppm)	P (lbs/acre)	P (ppm)
Eastern Shore and Lower Coastal Plain	270	135	506	253
Middle and Upper Coastal Plain and Piedmont	272	136	508	254
Ridge and Valley	324	162	562	281

Table 2. Phosphorus Removed		
Crops	LBS. P ₂ O ₅ Per Yield Unit (lbs)	
	Row Crops	Grain - Bushels
Corn	0.38	4.2
Wheat	0.51	4.2
Barley	0.40	5.1
Rye	0.45	5.6
Soybeans	0.89	10.0
Forages	Hay - Tons	Pasture
Fescue or Orchardgrass	16.0	****
Bermudagrass	10.4	****

Table 3. Typical P ₂ O ₅ Removal Litter Rate			Poultry Litter Rate (tons/acre)	Nutrients supplied by Poultry Litter		
Crop	Yield (per Acre)	Nitrogen Needs of Crop (lbs/acre)		N (lbs)	P ₂ O ₅ (lbs)	K ₂ O (lbs)
Corn grain	120 bushels	120	0.9	35	45	50
Corn silage	17 tons	130	1.3	50	70	70
Wheat grain	80 bushels	100	0.8	30	40	45
Barley grain	80 bushels	80	0.6	25	30	30
Barley silage	8.0 tons	80	0.8	30	40	45
Rye silage	6.0 tons	100	0.8	30	40	45
Soybeans (dc)	25 bushels	0	0.4	15	20	20
Hay	3 tons	80	1.0	40	50	55
Pasture	n/a	60	0.6	25	30	30

Notes for Table 2:
 1. **** divide **25** by the poultry litter P₂O₅ content to calculate the litter application rate.
 2. For double crops, add removal for each crop.
 3. Additional crops - see Table 4-7 of the DCR Standards and Criteria at: <http://www.dcr.virginia.gov/documents/StandardsandCriteria.pdf>

Example for Calculating Poultry Litter Rate based on P₂O₅ removal: Poultry litter analysis: Nitrogen = **40 lbs/ton**, P₂O₅ = **52 lbs/ton**, K₂O = **53 lbs/ton**
 Crop yields: Corn grain = **120 bushels**, Wheat grain = **80 bushels**, Soybeans = **25 bushels**

Three (3) Crop Rotation:	<u>1st Crop</u>	+	<u>2nd Crop</u>	+	<u>3rd Crop</u>	=	Litter Application Rate on 1 st Crop
	Corn grain	+	Wheat grain	+	Soybeans	=	2.1 tons litter applied to Corn (NO litter applied to Wheat or Soybeans)
	0.9 tons		0.8 tons		0.4 tons		

In this example, 2.1 tons of litter will provide 84 lbs of available Nitrogen to the Corn crop. The corn needs an additional 36 lbs (120-84) of Nitrogen that must be supplied by commercial fertilizer. The wheat must also be provided with commercial Nitrogen fertilizer when that crop is actively growing. Litter cannot be used on the wheat or beans because the phosphorus has been supplied in the litter applied to the corn.

Land Application Conditions & Setbacks

- Do not spread litter within the following setback areas:
 - 100 feet from wells or springs
 - 100 feet from surface water without a permanent vegetated buffer*
 - 35 feet from surface water with a permanent vegetated buffer*
 - 50 feet from limestone outcroppings
 - 25 feet from other rock outcroppings
 - 200 feet from occupied dwellings
(unless the occupant signs a waiver of the buffer zone)
 - Litter shall not be applied in such a manner that it would discharge to sinkholes that may exist in the area.
- * A vegetated buffer is a permanent strip of dense vegetation established parallel to the contours of and perpendicular to the dominant slope of the field.
- Poultry litter may be applied to frozen ground if all of the following conditions are met:
 - Slopes are not greater than 6%;
 - A minimum of a 200-foot vegetative or adequate crop residue buffer is maintained between the application area and all surface water courses;
 - Only those soils characterized by USDA as "well drained" with good infiltration are used; and
 - At least 60% uniform cover by vegetation or crop residue is present in order to reduce surface runoff and the potential for leaching of nutrients to ground water.

Recordkeeping

Land application of poultry litter must comply with the criteria outlined in this fact sheet. All records must be maintained for at least three (3) years from the date of the transaction and land application date. The attached forms are provided to meet the recordkeeping requirements of the end-user. (See "End-User Poultry Litter Transfer Record" & "Poultry Litter Land Application Recordkeeping Form")

The following items related to poultry litter transactions must be provided to the source of the litter by the end-user:

⇒ Recipient Name & Signature	⇒ Locality where litter will be utilized (nearest town/city and zip code)	⇒ Name of stream or waterbody nearest to utilization or storage site
⇒ Recipient Address		

The following items related to poultry litter transactions must be documented by the end-user:

⇒ Source name	⇒ Date litter was received	⇒ Locality where litter will be utilized (nearest town/city and zip code)
⇒ Source address	⇒ Amount of litter received	
⇒ Source permit number (if applicable)	⇒ Final use of poultry litter	⇒ Name of stream or waterbody nearest to utilization or storage site

The following items related to land application of poultry litter must be documented by the end-user:

⇒ Nutrient analysis of litter	⇒ Land application rate(s)	⇒ Method used to determine the litter application rate(s): (NMP, standard rate, soil test recommendations or phosphorus crop removal)
⇒ Maps identifying the application fields and storage sites	⇒ Land application date(s)	
	⇒ Crops planted	
	⇒ Soil test results (if obtained)	⇒ Nutrient management plan (if applicable)

Additional Information

This fact sheet provides basic information. For additional information regarding requirements for poultry litter management, please visit the DEQ website at <http://www.deq.virginia.gov/vpa/cafo.html>

You may also contact the Virginia DEQ toll free (in Virginia) at **1-800-592-5482**.

Shawn Duff, Director, Virginia Extension, stated there is no common ground to the issue per say and that DEQ/DCR regulates the application of litter, waste, fertilizer on the soils.

Public Hearing was closed.

General discussion ensued.

Bob Camicia, Gills Creek District Supervisor, expressed his concern on the set-back of the chicken facilities and waste storage facility from onsite creeks and streams.

(RESOLUTION #12-07-2014)

NOW THEREFORE BE IT ORDAINED, by the Board of Supervisors to approve the proposed ordinance amendment, as advertised, and that the public purpose is public necessity,

convenience, general welfare, or good zoning practice and in accord with the requirements of Section 25-729 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended.

MOTION BY: Ronnie Thompson
SECONDED BY: Leland Mitchell

SUBSTITUTE MOTION:

TABLE THIS ISSUE FOR A MONTH TO ALLOW STAFF TO DEVELOP GUIDELINES

SUBSTITUTE MOTION BY: Bob Camicia

SUBSTITUTE SECONDED BY: No Second

VOTING ON THE SUBSTITUTE MOTION WAS AS FOLLOWS:

AYES: Camicia

NAYS: Mitchell, Thompson, Wagner, Brubaker, Thompson & Cundiff

SUBSTITUTE MOTION FAILS WITH A 1-6 VOTE.

VOTE ON ORIGINAL MOTION:

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

NAYS: Camicia

MOTION PASSED WITH A 6-1 VOTE.

Chairman Cundiff adjourned the meeting.

DAVID CUNDIFF
CHAIRMAN

SHARON K. TUDOR, MMC
COUNTY CLERK