

At a regular meeting of the Board of Supervisors, Alleghany County, Virginia held on Tuesday, August 1, 2017 at 7:00 p.m. in the Alleghany County Governmental Complex, Covington, Virginia, thereof:

PRESENT: Stephen A. Bennett, Chairman
G. Matt Garten, Vice-Chairman
Suzanne T. Adcock
Shannon P. Cox
James M. Griffith
Cletus W. Nicely
Richard Lee Shull

and Jonathan A. Lanford, County Administrator
Jim Guynn, County Attorney
Ryan Muterspaugh, Director of Public Safety
Melissa A. Munsey, Deputy Clerk to the Board

CALL TO ORDER:

The Chairman called the regular meeting to order. Mr. Nicely gave the invocation and the audience remained standing for the Pledge of Allegiance.

The Chairman stated that a Closed Meeting is being added to the end of the agenda for the purpose of discussion with legal counsel regarding potential litigation.

MINUTES:

Hearing no corrections or deletions, the Chairman declared the following minutes approved as submitted: (1) a regular meeting held on July 5, 2017.

PUBLIC HEARING AND APPROVAL - JOINT ECONOMIC DEVELOPMENT & GROWTH-SHARING AGREEMENT BETWEEN ALLEGHANY COUNTY AND THE CITY OF COVINGTON:

Public Hearing was held to consider a Joint Economic Development & Growth-Sharing Agreement between Alleghany County and the City of Covington. The Agreement provides for cooperation between Alleghany County, the City of Covington, and the Joint Industrial Development Authority in the attraction of regional employers and the sharing of tax and other revenue increases caused by such employers locating in the Highlands Region.

The Chairman announced that this public hearing was advertised in the Virginian Review on Tuesday, July 18, 2017 and Tuesday, July 25, 2017 in accordance with the Code of Virginia. He then called the public hearing to order.

Mr. Lanford stated that the concept of the Joint Economic Development & Growth-Sharing Agreement between Alleghany County and the City of Covington has been discussed with the Board and Covington Council over the past year. He commented that the agreement has been reviewed and approved by the Commission on Local Government. He mentioned that the agreement is the framework to be used for future projects and would be used on a project by project basis. He stated that this agreement is a great opportunity for the area.

Mr. David Oliver, 5511 Jackson River Road, commented that he previously served on the Virginia Economic Development Partnership and saw a lot of competition State by State and between localities for economic development. He stated that this is a way to do something with Covington and is a step in the right direction.

There being no one else who wished to speak, the Chairman declared the public hearing closed.

Mr. Lanford asked the Board to consider waiving policy and taking action tonight. He commented that they have a grant application submitted for site identification and Covington plans to hold their public hearing and take action at their August 8th meeting with a signing ceremony on August 10th.

On motion of Mr. Nicely, seconded by Mr. Garten, that the Board waive its policy of not acting on a public hearing on the same night.

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

On motion of Ms. Adcock, seconded by Mr. Nicely, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors authorize Mr. Jonathan A. Lanford, County Administrator, to sign on behalf of the County the "Joint Economic Development & Growth-Sharing Agreement" between Alleghany County and the City of Covington.

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

NOTE: The abovementioned agreement is a part of the records of this meeting.

PUBLIC COMMENT (5 MINUTE TIME LIMIT):

No one spoke at this time.

MS. SUSAN HAMMOND, VDOT RESIDENT ENGINEER - VIRGINIA DEPARTMENT OF TRANSPORTATION UPDATE:

Ms. Susan Hammond, VDOT Resident Engineer, gave a report on the following VDOT activities:

Maintenance

- *Repaired shoulders County-wide.*
- *Removed grass and brush from intersections to improve sight distance.*
- *Cut brush around signs.*
- *Patching County-wide with plant mix.*
- *Patched pipe replacement surfaces with plant mix.*
- *Answered citizen concerns.*
- *Selma slurry seal project completed.*
- *Completed construction of concrete pad for salt brine tanks.*

Construction

- *Exit 21 project is on schedule. Information meeting to be held on August 2nd from 4-6 p.m. at the County Governmental Complex to relay traffic pattern changes.*
- *Completed Rural Rustic project on Rucker Gap Road (Route 781)*
- *Fall Six Year Plan and SMART Scale Town Hall will be held on October 10th at the Blue Ridge Community College. Open House will start at 4 p.m. with Town Hall starting at 5:00 p.m.*

Mr. Garten commented regarding slate and shale gathering and trees hanging on the highwall on Rt. 220 near Honda Nissan. He also mentioned the road on Rt. 220 southbound near Covington having sunk approximately an inch and a half quickly. Ms. Hammond commented that there is a crosspipe at this location that needs to be replaced.

Ms. Adcock stated that truck traffic has deteriorated the "S" curve at Chestnut Street to Cliftdale Park. Ms. Hammond commented that they are working on getting that road resurfaced.

Mr. Nicely asked how the road at Kroger in Clifton Forge was funded and what was the cost. Ms. Hammond replied that this was a SMART Scale application that Clifton Forge submitted and she does not have the cost with her, but will provide this information.

Mr. Shull commented that he is pleased with the slurry seal project done in Selma.

Mr. Bennett asked if more projects have been done this year. Ms. Hammond replied that this was a light winter so more funds could be used for advance work.

Mr. Bennett commented that the mix used last year on Rich Patch had very good traction as it was coarser and had a better bite in bad weather.

APPOINTMENT OF MRS. DANIELLE MORGAN TO THE ALLEGHANY COUNTY SCHOOL BOARD (CLIFTON FORGE EAST DISTRICT):

On motion of Ms. Adcock, seconded by Mr. Nicely, that the following resolution be adopted:

WHEREAS, Mr. Benjamin Truett resigned from the Alleghany County School Board as the representative from the Clifton Forge East District effective May 23, 2017; and

WHEREAS, a public hearing was advertised and resumes solicited; and

WHEREAS, a public hearing was held on Wednesday, July 5, 2017 and a resume was received from Mrs. Danielle I. Morgan;

NOW, THEREFORE, BE IT RESOLVED by the Alleghany County Board of Supervisors that Mrs. Danielle I. Morgan, 1314 Forester Road, Clifton Forge, VA 24422 be appointed to the Alleghany County School Board as the member from the Clifton Forge East District to complete the term of Mr. Benjamin Truett beginning immediately and ending June 30, 2020.

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

APPROVE AMENDMENTS TO CH. 42 - MOTOR VEHICLES AND TRAFFIC OF THE COUNTY CODE (PARKING OF UNINSPECTED AND UNLICENSED VEHICLES PROHIBITED ON PUBLIC HIGHWAYS):

Mr. Bennett stated that a public hearing regarding amendments to Ch. 42-Motor Vehicles and Traffic of the County Code was held at the last regular meeting.

Mrs. Cox commented that there was a question regarding whether law enforcement is able to ticket. Mr. Lanford replied that they can. He stated that the uninspected and unlicensed vehicles parking on public highways is not always an issue to VDOT if the vehicle is not impacting travel. He mentioned that individuals found a loophole that if they parked these vehicles off their property in the public right-of-way that our Code Enforcement Officer could not take action and this takes care of that situation.

On motion of Mr. Shull, seconded by Mr. Griffith, that the following amendments proposed at the Public Hearing held on Wednesday, July 5, 2017 to The Code of the County of Alleghany, Virginia in Chapter 42 entitled "Motor Vehicles and Traffic" be adopted as follows:

**CH. 42
MOTOR VEHICLES AND TRAFFIC**

**ARTICLE III. PARKING
DIVISION 1. GENERALLY**

DELETE:

Sec. 42-73. Enforcement.

ADD:

Sec. 42-73. Parking of uninspected and unlicensed vehicles prohibited on public highways.

No owner or operator of any motor vehicle, trailer, or semitrailer parked on the highways of the Commonwealth in the county shall fail to submit such motor vehicle, trailer, or semitrailer to a state inspection, or fail or refuse to correct or have corrected in accordance with the requirements of the Code of Virginia any mechanical defects found by such inspection to exist, and to display a valid inspection sticker and a valid license plate on such vehicle in accordance with law. Violation of this section shall be a Class 3 misdemeanor for a first offense and a Class 1 misdemeanor for each subsequent offense. The court may also order removal of the violating vehicle from the public highway until such time as the vehicle is inspected and complies with this section.

State law references - Code of Virginia, §§ 46.2-1157, 46.2-1163, 46.2-120.

Sec. 42-74. Enforcement.

The county administrator and the county sheriff's department are authorized to administer and enforce the provisions of this article. All such fines shall be paid to the treasurer, who shall have authority to make and enforce such regulations as may be necessary to enforce prompt payment and collection of any fines levied under this article.

CURRENT:

Sec. 42.74–42.100. Reserved.

CHANGE TO:

Sec. 42-75–42-100. Reserved.

Adopted: August 1, 2017

Effective Date: 12:01 a.m., August 2, 2017

Adopted by the following roll call vote:

Ms. Adcock	Yes
Mr. Bennett	Yes
Mrs. Cox	Yes
Mr. Garten	Yes
Mr. Griffith	Yes
Mr. Nicely	Yes
Mr. Shull	Yes

ALLEGHANY COUNTY BOARD OF SUPERVISORS

Deputy Clerk to the Board

APPROVE AMENDMENTS TO CH. 46 - OFFENSES-MISCELLANEOUS OF THE COUNTY CODE (CIVIL PENALTIES FOR VIOLATIONS AND SUBSEQUENT VIOLATIONS OF SEC. 46-3 REGARDING THE REMOVAL OF TRASH, GARBAGE, ETC., WEEDS AND OTHER FOREIGN GROWTH AND THE DISPOSAL OF TRASH AND GARBAGE):

Mr. Bennett stated that a public hearing regarding amendments to Ch. 46-Offenses-Miscellaneous of the County Code was held at the last regular meeting.

Mr. Nicely asked about the time-frame for enforcement of the ordinance. Mr. Lanford replied that the County currently enforces this ordinance based upon complaints and the Code Enforcement Officer works with the owner to bring the property into compliance. Currently, if the property returns to non-compliant status the letters and time-frames begin again. With the revisions, if the property returns to non-compliant status within a twelve-month period then the enforcement mechanism of civil penalties increases based on the number of violations which is an incentive for the owner to remain compliant.

Mrs. Cox asked what procedure a citizen would go through regarding property that is an eyesore (i.e., overgrown grass) when the owner does not live there. Mr. Lanford replied that the Code Enforcement Officer would need to be contacted so that he can send a notice of violation and if the owner is not responsive then the County handles the situation and charges the owner.

On motion of Mr. Garten, seconded by Mr. Shull, that the following amendments proposed at the Public Hearing held on Wednesday, July 5, 2017 to The Code of the County of Alleghany, Virginia in Chapter 46 entitled "Offenses-Miscellaneous" be adopted as follows:

**CH. 46
OFFENSES-MISCELLANEOUS**

CURRENT:

Sec. 46-3. Provide for removal of trash, garbage, etc., weeds and other foreign growth; disposal of trash and garbage.

(a) The owners of property located in the county shall, at such time or times as the governing body may prescribe, remove therefrom any and all trash, garbage, refuse, litter, and other substances which might endanger the health or safety of other residents of the county; whenever the governing body deems it necessary, it may, after reasonable notice, have such trash, garbage, refuse, litter, and other like substances which might endanger the health of other residents of the county, removed by its own agents or employees, in which event the cost or expenses thereof shall be chargeable to and paid by the owners of such property and may be collected by the county as taxes and levies are collected. See subsection (c) for the procedure to be followed by the department of public works, as the enforcing authority.

(b) The owners of vacant developed or undeveloped property in the county within the boundaries of platted subdivisions or any other areas zoned for residential, business, commercial or industrial use, including such property upon which buildings or other improvements are located, shall cut the grass, weeds and other foreign growth on such property or any part thereof at such time or times such growth exceeds ten inches in height;. whenever the governing body deems it necessary, it may after reasonable notice, have such grass, weeds, or other foreign growth cut by its agents or employees, in which event the cost and expenses thereof shall be chargeable to and paid by the owner of such property and may be collected by the county as taxes and levies are collected. See subsection (c) for the procedure to be followed by the department of public works, as the enforcing authority.

(c) The following procedure shall be followed in reference to questions and concerns regarding this section:

- (1) A written complaint is to be submitted on a form provided by the county.
- (2) An investigation will be undertaken by designated staff.
- (3) If the property is not in compliance, a letter is sent to the property owner regarding the violation. A time frame will be included in the letter for the violation to be remedied. The property owner will be advised in the letter that if they disagree with this decision to consult an attorney.
- (4) If the violation is not remedied, a second letter is sent stating a time frame in which items will be removed and/or grass or weeds cut by an agent or employee of the county and that the property owner will be assessed the cost for this removal or work.
- (5) If the work is not performed by the property owner by the second deadline, items will be removed from the property and/or grass or weeds cut. The property owner will be charged for such costs and if not paid, subsection (d) will go into effect.

(d) That every charge authorized by this section with which the owner and lien holder of any such property shall have been assessed and which remains unpaid shall constitute a lien against such property ranking on a parity of liens for unpaid local taxes and enforceable in the same manner as provided in Code of Virginia, §§ 58.1-3940 et seq. and 58.1-3965 et seq.

State law reference – Code of Virginia, § 15.2-901.

CHANGE TO:

Sec. 46-3. Provide for removal of trash, garbage, etc., weeds and other foreign growth; disposal of trash and garbage.

(a) The owners of property located in the county shall, at such time or times as the county may prescribe, remove therefrom any and all trash, garbage, refuse, litter, and other substances which might endanger the health or safety of other residents of the county. Whenever the county deems it necessary, it may, after reasonable notice, have such trash, garbage, refuse, litter, and other like substances which might endanger the health of other residents of the county, removed by its own agents or employees, in which event the cost or expenses thereof shall be chargeable to and paid by the owners of such property and may be collected by the county as taxes and levies are collected. One notice per set of operative facts in any 12-month period shall be sufficient notice for the purposes of this subsection.

(b) The owners of vacant developed or undeveloped property in the county within the boundaries of platted subdivisions or any other areas zoned for residential, business, commercial or industrial use, including such property upon which buildings or other improvements are located, shall cut the grass, weeds and other foreign growth on such property or any part thereof at such time or times such growth exceeds ten inches in height. Whenever the county deems it necessary, it may after reasonable notice, have such grass, weeds, or other foreign growth cut by its agents or employees, in which event the cost and expenses thereof shall be chargeable to and paid by the owner of such property and may be collected by the county as taxes and levies are collected. One notice per growing season shall be sufficient notice for the purposes of this subsection.

(c) Violations of this section, in addition to the remedies set forth in subsections (a) and (b) shall be subject to a civil penalty, not to exceed \$50 for the first violation, or violations arising from the same set of operative facts. The civil penalty for subsequent violations not arising from the same set of operative facts within 12 months of the first violation shall not exceed \$200. Each business day during which the same violation is found to have existed shall constitute a separate offense. In no event shall a series of specified violations arising from the same set of operative facts result in civil penalties that exceed \$3,000 in a 12-month period.

(d) That every charge authorized by this section with which the owner and lien holder of any such property shall have been assessed and which remains unpaid shall constitute a lien against such property ranking on a parity of liens for unpaid local taxes and enforceable in the same manner as provided in Code of Virginia, §§ 58.1-3940 et seq. and 58.1-3965 et seq. The county may waive such liens in order to facilitate the sale of the property to a purchaser who is unrelated by blood or marriage to the owner and who has no business association with the owner; provided, however, that such liens shall remain personal obligations of the owner of the property at the time the liens were imposed.

State law reference – Code of Virginia, § 15.2-901.

Adopted: August 1, 2017

Effective Date: 12:01 a.m., August 2, 2017

Adopted by the following roll call vote:

Ms. Adcock	Yes
Mr. Bennett	Yes
Mrs. Cox	Yes
Mr. Garten	Yes
Mr. Griffith	Yes
Mr. Nicely	Yes
Mr. Shull	Yes

ALLEGHANY COUNTY BOARD OF SUPERVISORS

Deputy Clerk to the Board

APPOINTMENT OF MR. DAVE OELTJEN (CLIFTON FORGE EAST DISTRICT) TO THE PLANNING COMMISSION:

Mr. Bennett stated that an appointment is needed from the Clifton Forge East District on the Planning Commission to complete the term of Mr. John Hillert beginning immediately and ending March 1, 2018. He commented that the name of Mr. Dave Oeltjen has been submitted by Ms. Adcock.

On motion of Ms. Adcock, seconded by Mr. Nicely, that the following resolution be adopted:

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. Dave W. Oeltjen (Clifton Forge East District), 907 Jefferson Avenue, Clifton Forge, VA 24422 be appointed to the Planning Commission to complete the term of Mr. John Hillert beginning immediately and ending March 1, 2018.

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

DISCUSS PROPOSED CHANGES TO ASSESSMENT METHODS FOR THE MACHINERY AND TOOLS TAX AND PERSONAL PROPERTY TAX:

Mr. Lanford stated that during budget work sessions Mrs. Valerie Bruffey, Commissioner of the Revenue, presented information to the Board regarding assessment methods for the machinery and tools tax and personal property tax.

Mrs. Valerie Bruffey, Commissioner of the Revenue, commented that the Board has a memo and chart from her in the agenda packet. She reviewed the memo which is as follows:

As you may recall, I attended a budget work session several months ago to discuss changing the assessment methods for the various classes of personal property, as well as machinery & tools. Changing the method of assessment would make it possible for the Board to lower the tax rate without negatively impacting revenues.

As you can see from the attached chart, I am proposing to adjust the percentages used to assess passenger automobiles and pickups to 100% of the NADA loan value. In addition, the percentages for trailers, campers, boats, motorcycles, etc. would be double what they are currently. If the tax rate is set at half of what it is currently, taxpayers would not see any change to their tax bills for these items.

For machinery & tools, I am proposing a depreciation schedule. Currently, we use 15% of cost for all machinery & tools, regardless of the age of the property. Using a depreciation schedule will be more fair and equitable, and will better reflect fair market value. The Board could set the tax rate the same or lower than the rate for general personal property.

According to State Code §58.1-3507(B), the change of assessment method for machinery & tools would have to be advertised in the newspaper by December 1 of this year in order for it to be effective January 1, 2018. I am prepared to go ahead with this unless there are significant objections from the Board. I am also considering the implementation of a depreciation schedule for business furniture & fixtures and equipment, but will most likely phase it in over time.

Please let me know if any of you have questions or concerns.

Mr. Bennett commented that the Commissioner of the Revenue can change the methodology and whether we want to remain revenue neutral or increase/decrease revenues is up to the Board when the tax rate is set at a later date.

There was some discussion regarding having a reduced tax rate making the area look better as at a first glance our rate looks high; to remain revenue neutral the personal property tax rate would need to be cut in half; the machinery & tools tax can have a lower rate than the personal property tax with using a depreciation schedule; the actual rate(s) will be discussed further during the next budget process; etc.

The Board agreed by consensus for the Commissioner of Revenue to continue with the process to change the assessment methodology.

APPROVE "AMENDMENT TO SETTLEMENT AGREEMENT BETWEEN CLIFTON FORGE AND ALLEGHANY COUNTY" PERTAINING TO BUILDING INSPECTION SERVICES:

Mr. Lanford stated that a draft agreement is included in the agenda packet. He commented that when the City of Clifton Forge reverted to a Town in 2000, the County became responsible for management of the Uniform Statewide Building Code, Part I (new construction and rehabilitation). At the request of the Town, in 2009 those responsibilities were transferred back to the Town of Clifton Forge. He stated that earlier this year the Town Building Official retired and the County has been providing services since then to assist. He commented that it has been discussed with the Town bringing responsibility back to the County for new construction and rehabilitation under the Uniform Statewide Building Code, Part I and the Town would still maintain responsibility for management and enforcement of the maintenance code as well as all other community development functions. He mentioned that the effective date would be October 1, 2017 in order to notify the public of this change.

On motion of Ms. Adcock, seconded by Mr. Garten, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors authorize the Chairman of the Board of Supervisors to sign on behalf of the County the "Amendment to Settlement Agreement Between Clifton Forge and Alleghany County" pertaining to building inspection services to be effective October 1, 2017.

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

NOTE: The abovementioned agreement is a part of the records of this meeting.

APPROVE SUPPLEMENTAL APPROPRIATIONS AND BUDGET TRANSFERS FOR FY17 FOR THE SHERIFF'S DEPARTMENT:

Mr. Lanford stated that the Board has an information sheet and draft resolution at its seat. These items are a part of the records of this meeting. He commented that he mentioned at the last meeting that the Sheriff's Office had received three new positions in September and also was receiving funding from Iron Gate for additional law enforcement services per the agreement adopted after the budget. He mentioned that those revenues and expenditures will require a supplemental appropriation for FY17 in the amount of \$95,414. He stated that there were also additional expenditures of \$56,298 which need to be covered from Operating Contingency from FY17. He mentioned that the same situation occurred earlier this year with the CSA program and they may not be funded at an adequate level which could cause the same problem in FY18. He commented that costs are going up and possibly the new jail services program funded in this fiscal year will assist with that trend.

On motion of Ms. Adcock, seconded by Mr. Shull, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors budget and approve the following supplemental appropriations in FY16-17 for the Sheriff's Department due to the receipt of funds from Iron Gate for additional patrols,

Compensation Board funding of three additional positions, receipt of insurance proceeds, and receipt of additional DARE contributions:

<u>Revenue Accounts</u>	
Cont'b-Town of Iron Gate (1100-4190300)	\$16,105
Sheriff-Salaries (1100-4230201)	\$69,324
Miscellaneous Revenue/Insurance Proceeds (1100-4180303)	\$ 4,608
DARE Contributions (110-4189934)	\$ <u>5,377</u>
	TOTAL \$95,414
<u>Expenditure Accounts</u>	
Salaries/Wages OT (310211-51002)	\$ 16,105
Salaries/Wages Reg. (330111-51001)	\$ 59,477
Retirement VSRS (330111-52002)	\$ 5,246
Hospital/Medical (330111-52005)	\$ 4,601
Vehicle/Power Supplies (310211-55408)	\$ 4,608
Other Operating Supplies (3121-55413)	\$ <u>5,377</u>
	TOTAL \$95,414

BE IT FURTHER RESOLVED that the Board budget and approve the following budget transfers in FY16-17 from Operating Contingency (9100-54001) in the amount of \$56,298 to the following line items due to the lack of funds to cover additional expenses:

<u>Expenditure Accounts</u>	
<u>Sheriff-Law Enforcement</u>	
Salaries/Wages Reg. (310211-51001)	\$ 2,456
Vehicle/Power Supplies (310211-55408)	\$ 690
<u>Sheriff-Corrections</u>	
Hospital/Medical Plan (330111-52005)	\$ 37,682
Professional Health Serv. (330111-53001)	\$ 10,652
Food Supplies (330111-55402)	\$ 2,333
Other Operating Supplies (330111-55413)	\$ 2,485

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

COUNTY ADMINISTRATOR'S REPORT:

Mr. Lanford reviewed a handout placed at each seat which is a part of the records of this meeting. The report is as follows:

Upcoming Meetings

The following are upcoming meetings:

- VDOT "Pardon our Dust" Meeting Exit 21 Improvement - August 2, 2017, 4 to 6 p.m.
- Public Safety Radio System Project Work Session - August 10, 2017, 6 p.m.
- Joint Service Committee (Adcock and Griffith) - August 15, 2017, 6 p.m. (City Hall)

County Force Account Projects

Public Works and Parks and Recreation continue work on a number of projects utilizing force account labor. During the month of July, Public Works crews replaced two sections of gravity sewer that experienced significant infiltration and inflow. One section approximately 800 feet in length was along Rt. 18 in the Cherokee area. The second location approximately 600 feet in length was located in the lower section of Dolly Ann, just above Pounding Mill. Work continues in this area, where an additional replacement project began on Monday.

Parks and Recreation continues to improve the recently acquired Rose Dale Park. Split rail fencing and parking areas have been added.

Comprehensive Plan

Staff from the City of Covington and Alleghany County, after soliciting proposals, interviewed three firms last week for the purpose of conducting an update to our respective Comprehensive Plans. Selection and negotiation with the top-ranked

firm will continue over the next several weeks. Once negotiated, staff will bring back to the Board a request to enter into a contract with the top-ranked firm thus kicking off the project.

BOARD MEMBER COMMENTS (INQUIRIES/REPORTS):

Miscellaneous

Mr. Bennett stated that there is a meeting Monday at 2:00 p.m. at the Forest Service Office regarding the potential closure of their office which he plans to attend. He commented that the Board has a letter at their seat that he was copied on from the Izaak Walton League regarding this closure. The letter is a part of the records of this meeting.

The Board thanked everyone for coming to the meeting.

Ms. Adcock thanked Mr. Oeltjen and Mrs. Morgan for their interest in being appointed. She commented that citizen involvement is effective to government.

CLOSED MEETING:

On motion of Mr. Nicely, seconded by Mr. Garten, that the Board go into a Closed Meeting under Code of Virginia Section 2.2-3711(A)(7) for the purpose of: (1) discussion with legal counsel regarding potential litigation. Unanimously adopted.

On motion of Mr. Nicely, seconded by Mr. Griffith, that the Board come out of the Closed Meeting with the following certification:

CERTIFICATION
SECTION 2.2-3712

To the best of our knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter, and (ii) only such public business matters as were identified in the motion by which the Closed Meeting was convened were heard, discussed or considered in the session.

/s/Suzanne T. Adcock	Yes
/s/Cletus W. Nicely	Yes
/s/Richard L. Shull	Yes
/s/James M. Griffith	Yes
/s/G. Matt Garten	Yes
/s/Shannon P. Cox	Yes
/s/Stephen A. Bennett	Yes

After the Closed Meeting, the following action was taken:

APPROVE CLAIM FROM MR. DONALD CONNER DUE TO A SEWER BACKUP:

On motion of Mr. Nicely, seconded by Mr. Garten, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors authorize Mr. Jonathan A. Lanford, County Administrator, to enter into an agreement regarding a claim from Mr. Donald Conner due to sewer backups at his residence located at 104 Earnest Avenue, Iron Gate, VA 24448 in the amount of \$5,624.87 (which is the difference between the total claim minus the insurance payment from VACORP).

Unanimously adopted by the following roll call vote:

Suzanne T. Adcock	Yes
Shannon P. Cox	Yes
James M. Griffith	Yes
Cletus W. Nicely	Yes
Richard Lee Shull	Yes
G. Matt Garten	Yes
Stephen A. Bennett	Yes

ADJOURNMENT:

On motion of Mr. Nicely, seconded by Mr. Griffith, that the meeting be adjourned at 8:10 p.m. to Thursday, August 10, 2017 at 6:00 p.m. in the Board Room of the County Governmental Complex. Motion carried.

Stephen A. Bennett
Chairman