

At a regular meeting of the Board of Supervisors, Alleghany County, Virginia held on Tuesday, March 5, 2019 at 7:00 p.m. in the Alleghany County Governmental Complex, Covington, Virginia, thereof:

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

and Jonathan A. Lanford, County Administrator  
Suzanne T. Adcock, Director of Finance  
Ryan D. Muterspaugh, Director of Public Safety  
Chad Williams, Director of Parks and Recreation  
Jim Guynn, County Attorney  
Melissa A. Munsey, Deputy Clerk to the Board

CALL TO ORDER:

The Chairman called the regular meeting to order. Rev. Dianne Quarles gave the invocation and the audience remained standing for the Pledge of Allegiance.

MINUTES:

Hearing no corrections or deletions, the Chairman declared the following minutes approved as submitted: (1) a regular meeting held on February 5, 2019.

PUBLIC COMMENT (5 MINUTE TIME LIMIT):

Ms. Deloris Quarles, 701 Wrightstown Avenue, spoke in favor of the CDBG application for the Wrightsville Community Revitalization Project and thanked the Board for its support. She mentioned the location and amenities of the community (church, museum, Golden Arrow Restaurant, Renewal Festivals) and invited everyone to visit the community.

Dr. Calvin McClinton, 708 Coleman Street, spoke in favor of the CDBG application for the Wrightsville Community Revitalization Project and spoke of the history of the community.

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

Ms. Susan Hammond, VDOT Resident Engineer, gave an update on the following VDOT activities:

Maintenance

- *Repairing potholes County-wide.*
- *Clearing brush with boom-ax on Rts. 220, 60, 605, and 664.*
- *Clearing storm damaged trees County-wide.*
- *Repairing minor slides.*
- *Three major slide/erosion repairs underway:*
  1. *Rt. 220 should reopen the first part of next week.*
  2. *Rt. 666 repair underway now. Should be open first part of next week.*
  3. *Rt. 661 repair will start when crew leaves Rt. 220.*
- *Curve warning signs (as part of a federally funded safety program) are being installed on Rt. 220 under the lane closure. Additional signs will be placed on remaining primary routes in the County (Rts. 18, 60, etc.).*

Construction

- *Rt. 638 bridge replacement - several deck pours have been completed. Project is on schedule.*

Other

- *Thank you to all the Fire and EMS crews that responded to the high winds and downed trees. They all provide fast and excellent support.*

Mr. Griffith mentioned that on Rt. 778 in Intervale there are trees down and side ditches that are flooding.

Mr. Garten stated that on Rt. 666 there are concerns regarding the shoulders with boat traffic and that if you get off the shoulder it can pull vehicles off the road. He commented regarding rocks and hanging trees on Rt. 220 near Honda Nissan and that rocks are coming down more lately with the weather. He mentioned that there is also a dip on Rt. 220 from Honda Nissan to the County line that has dropped a lot. He asked when the repairs on Rt. 661 will occur. Ms. Hammond replied that the contractors will be heading to Rt. 661 as soon as they finish the Rt. 220 repairs. She mentioned that they will be using soil nails to help with stabilization.

Mrs. Cox stated that there are trees down approximately a mile from the Craig County line. She commented that she has noticed there is flooding at the ditches at the tunnel and at the trailer park, and according to Mr. Fridley it is all the ditches through that area. She mentioned that there are big boulders on the bank at Chipper Arritt's that could come down.

APPROVE RESOLUTION TO APPLY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR THE WRIGHTSVILLE COMMUNITY REVITALIZATION PROJECT:

Mr. Lanford stated that the Board has a copy of a revised portion of the Preliminary Engineering Report and a revised resolution at their seat. The revised PER and resolution are a part of the records of this meeting. He commented that after a community meeting in Wrightsville on February 26<sup>th</sup> and after discussions with Hurt & Proffitt it was agreed to add in necessary street improvements. He mentioned that the community has been very engaged and there are several community representatives present (Dr. Calvin McClinton, Ms. Deloris Quarles, Dr. Dianne Quarles, Mr. Greg Carter, and Mr. Ronnie Jordan). He asked the Board to consider authorizing staff to submit a CDBG grant request to DHCD for up to \$1.4 million to include housing, facade improvements, drainage improvements, street improvements for Coleman and Wrightstown Avenue, and lighting improvements. He mentioned that the County will undertake sewer improvements in the amount of \$15,000 and other in-kind would include two community cleanups (\$2,407.50), waiver of building permit/transfer station costs (\$4,777), and any administration costs that go above the grant award. He stated that the grant would be submitted by the March 29<sup>th</sup> deadline. He mentioned that this is a competitive grant and other localities will be applying so there is a chance that the project will not be funded and we would have to try again, or that some of the items requested would not be funded.

Ms. Vannorsdall asked what changes are in the revised PER. Mr. Lanford replied that the road improvements to Coleman Street and Wrightstown Avenue were added to assist with addressing drainage issues in the neighborhood. He mentioned that Wrightstown Avenue needs to be super-elevated due to drainage improvements needed on one side of the road.

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

BE IT RESOLVED that, pursuant to two public hearings, Alleghany County wishes to apply for \$1,400,000 of Virginia Community Development Block Grant funds for the Wrightsville Community Revitalization Project.

BE IT FURTHER RESOLVED, that \$22,184.50 (\$4,777 County in-kind for building permit/transfer station costs, \$15,000 sewer repair costs from the County, and \$2,407.50 in-kind from community clean-up) and any administration costs that go above the grant award will also be expended on this project. It is projected that 14 occupied households (which include 21 beneficiaries) will result from the implementation of this project, of which 10 households (which include 16 beneficiaries) are low- and moderate-income persons.

BE IT FINALLY RESOLVED that Mr. Jonathan A. Lanford, County Administrator, is hereby authorized to sign and submit appropriate documents for the submittal of this Virginia Community Block Grant proposal.

Unanimously adopted by the following roll call vote:

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

APPROVE MASTER EQUIPMENT LEASE FINANCING FOR FIRE APPARATUS:

Mr. Bennett commented that the concept of the lease financing for fire apparatus was presented previously.

Mr. Muterspaugh stated that information being presented tonight is a carryover from the December Board meeting where the Board was advised that an RFP would be issued for the financing of fire/rescue apparatus. He commented that the results of the RFP, as well as a recommendation from the Financial Advisor are included in the agenda packet with Bank of

America chosen. He mentioned that the current contribution of \$175,000 a year will cover the debt service for this project and no additional funding is needed at this time.

Mr. Shull asked if there is a time limit for approval. Mr. Muterspaugh asked the Board to approve the financing tonight as there will be a cost increase with the manufacturer due to construction materials effective April 15<sup>th</sup>.

Mr. Bennett commented that this concept will not cost the County more than what it currently contributes. He mentioned that it is like a line of credit to purchase four vehicles and catch up.

Mr. Nicely asked what the life of the lease financing is. Mr. Muterspaugh replied 15 years, but staff has also worked on developing a plan going forward for the next 20+ years to replace fire/rescue apparatus and keep up with current standards.

Mr. Griffith asked who would be getting the four fire trucks. Mr. Muterspaugh replied that the trucks would go to Boiling Spring, Dunlap, Selma, and Clifton Forge.

Mr. Garten asked if the rates have been locked in. Mr. Muterspaugh replied that they have.

Mrs. Cox stated that someone from Boiling Springs Fire Department had concerns and wanted to make sure that we are not making a hasty decision. She commented that she spoke with Mr. Lanford and Mr. Muterspaugh about this and feels confident that this is the right way to go.

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

**RESOLUTION APPROVING THE LEASE FINANCING OF PUBLIC SAFETY EQUIPMENT AND  
AUTHORIZING THE EXECUTION, DELIVERY AND PERFORMANCE OF A LEASE AND RELATED  
DOCUMENTS AND ACTIONS FOR THE FINANCING**

The Board of Supervisors of Alleghany County, Virginia (the "**Board of Supervisors**") has determined it is in the best interest of Alleghany County, Virginia (the "**County**") to undertake the acquisition of public safety equipment to serve the County and its residents (the "**Project**").

Banc of America Leasing & Capital, LLC (the "**Provider**") has proposed to provide financing for the Project and related costs, and the County's financial advisor, PFM Financial Advisors, LLC, has recommended the Board of Supervisors accept that proposal.

The financing of the Project will be accomplished in accordance with the documents described below:

- (a) the Master Equipment Lease/Purchase Agreement dated as of October 5, 2017 (the "**Master Agreement**"), between Bank of America, National Association, an affiliate of the Provider, and the County;
- (b) a Schedule of Property No. 2 (the "**Schedule of Property**"), between the Provider and the County, which with the Master Agreement creates the lease relative to the Project (the "**Lease**"); and
- (c) an Escrow and Account Control Agreement (the "**Escrow Agreement**") among the Provider, the County and Bank of America, National Association, as escrow agent, whereby the proceeds provided by the Provider are deposited into an escrow fund and made available to the County for the Project.

Drafts of the Schedule of Property and the Escrow Agreement (the "**Financing Documents**") have been presented to the Board of Supervisors at this meeting and filed with its records.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ALLEGHANY COUNTY, VIRGINIA:

- 1. Incorporation of Recitals. The recitals above are found and determined to be a part of this resolution.
- 2. Confirmation of Master Agreement. The Master Agreement is confirmed and is in full force and effect.

3. Approval of Lease Financing Arrangement. The lease financing arrangement with the Provider to accomplish the Project is approved.

4. Authorization of the Financing Documents. The drafts of the Financing Documents presented to the Board of Supervisors at this meeting are approved. Any of the Chairman or Vice Chairman of the Board of Supervisors, the County Administrator or Director of Public Safety of the County (each, an "**Authorized Officer**") is authorized to execute and deliver on behalf of the County the Financing Documents, in substantially the forms presented at this meeting, with such changes, insertions or omissions as may be approved by the Authorized Officer executing them, whose approval shall be evidenced conclusively by the execution and delivery of such Financing Documents, subject to the following:

- (a) The rental payments under the Lease will be composed of principal and interest components and will result in a rate of interest under the Lease not greater than 3.90% per annum, with a final maturity of rental payments not later than December 31, 2034; and
- (b) The principal components of the rental payments under the Lease will reflect an original principal amount not to exceed \$1,450,000.

The actions of any Authorized Officer in approving the final terms of the Financing Documents in accordance with this resolution shall be conclusive, and no further action shall be necessary on the part of the Board of Supervisors.

5. Rental Payments Subject to Appropriation; Annual Budget. The County's obligation to make the rental payments and all other payments pursuant to the Lease is specifically stated to be subject to annual appropriation therefor by the Board of Supervisors, and nothing in this resolution or the Financing Documents shall constitute a pledge of the full faith and credit or taxing power of the County or compel the Board of Supervisors to make any such appropriation.

Although recognizing that it is not empowered to make any binding commitment to make rental payments and any other payments required under the Lease beyond the current fiscal year, the Board of Supervisors states its intent to make annual appropriations for future fiscal years in amounts sufficient to make all such payments and recommends that future Boards of Supervisors do likewise during the term of the Lease. The Board of Supervisors directs the County Administrator, or such other officer who may be charged with the responsibility for preparing the County's annual budget, to include in the budget request for each fiscal year during the term of the Lease an amount sufficient to pay the rental payments and all other payments coming due under the Lease during such fiscal year.

6. Authorization of Other Matters. The Authorized Officers and any other officer of the County are each authorized to execute and deliver on behalf of the County such other instruments, documents or certificates, and to do and perform such things and acts, as they shall deem necessary or appropriate to carry out the transactions authorized by this resolution or contemplated by the Master Agreement and the Financing Documents, and all of the foregoing, previously done or performed by such officers of the County, are in all respects approved, ratified and confirmed.

7. Authority of Officers and Agents. The officers and agents of the County shall do all acts and things required of them by this resolution, the Master Agreement and the Financing Documents for the complete and punctual performance of all the terms, covenants and agreements contained in them.

8. Limitation of Liability of Officials of County. No covenant, condition or agreement contained herein shall be deemed to be a covenant, agreement or obligation of a present or future member, officer, employee or agent of the County in his individual capacity, and neither the members of the County nor any officer thereof executing any Financing Document shall be liable personally on the Financing Document or be subject to any personal liability or accountability by reason of its execution. No member, officer, employee or agent of the County shall incur any personal liability with respect to any other action taken by him pursuant to this resolution or the Financing Documents, provided he acts in good faith.

9. Headings. Any headings in this resolution are solely for convenience of reference and shall not constitute a part of the resolution nor shall they affect its meaning, construction or effect.

10. Effective Date. This resolution shall take effect immediately.

Unanimously adopted by the following roll call vote:

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

APPROVE CONTRACT WITH BLUE RIDGE RESCUE SUPPLIERS FOR FOUR FIRE TRUCKS:

Mr. Muterspaugh commented that the four fire trucks for purchase are part of the lease financing that was just approved. He reviewed a memo from him to the Board which is included in the agenda packet. The memo is as follows:

*The Fire and Rescue Association elected to work with E-ONE, a fire truck manufacturer, locally represented by their vendor Blue Ridge Rescue Suppliers from Botetourt County. E-ONE is listed on the Houston-Galveston Area Contract (HGAC) as an authorized vendor. Alleghany County is a member of the HGAC which eliminates the need to issue an RFP for procuring the firetrucks. After months of reviewing specifications, having discussions, and attending meetings, a final deal has been reached with E-ONE (Blue Ridge Rescue Suppliers). Staff requests that the Board authorize the County Administrator to execute an agreement with Blue Ridge Rescue Suppliers upon final approval from legal counsel for the purchase of four E-ONE firetrucks in an amount not to exceed \$1,800,000.00.*

*Please let me know if you have any questions. Thank you.*

Mr. Garten asked if there is a Maintenance Agreement. Mr. Muterspaugh replied that the warranty is through the manufacturer and any maintenance would be done by the departments.

Mr. Bennett asked if the dealership is close by for servicing. Mr. Muterspaugh replied that they are located in Botetourt County.

On motion of Mrs. Cox, 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 execute an agreement with Blue Ridge Rescue Suppliers, upon final approval from legal counsel, for the purchase of four E-ONE fire trucks in an amount not to exceed \$1,800,000.

Unanimously adopted by the following roll call vote:

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

UPDATE AND DISCUSSION CONCERNING EFFORTS TO PRESERVE USFS GREEN PASTURES/LONGDALE RECREATION AREA:

Mr. Steve Nicely, 5122 Longdale Furnace Road, handed out an information packet entitled "Saving Green Pastures/Longdale Recreation Area." The hand out is a part of the records of this meeting. He reviewed information from the handout:

- CCC facility owned by US Forest Service dedicated as a colored park in 1940 (one of only 4 anywhere).
- The park is in severe decline from lack of use and has slipped into disrepair.
- Problems include failure of the low water bridge accessing the area. Funding could be available to replace with a bottomless culvert. (We now are hearing the existing structure could be removed for fish passage with no plan to replace.)
- The lake has filled in with logs, leaves, and other materials after years of neglect. Once it was cleaned after drainage on a 3 to 5 year cycle. (Cost to restore to a more usable state.) Once it was stocked with trout, could it be again? Possibly youth, handicap, or pay to fish, lake. The dam while old appears sound.
- Paved areas have plants growing in seams. Moss and leaf litter cover large chunks, but appear to be reasonably sound. Trails and grassy areas need refurbished. The first bridge needs east side concrete repairs to replace rail barrier. Some steel culverts are clogged.
- Buildings appear to be in fair shape with some minor roof repair required and the stone at the shelter has some mortar cracking, cleaning required. Some signs of rotting wood. Nothing major on logs and siding of existing buildings. Had Pete Davis look over stone work and his conclusion is the stone fireplace is sound and needs little if no repair.

- Concrete toilet upper portion south end has encroachment of trees and vines, but is in pristine condition on the outside.
- Never opened paved camper slots are used for storage of surplus materials. Are these salvageable as possible camp sites or parking for horse trailers? Would there be the possibility of developing horse trails from the existing woods roads in the area? Would heavy equipment damage the existing pavement if the lake could be drained and cleaned?
- BIGGEST PROBLEMS: funding, sustainability, maintenance, and securing partners to save Green Pastures for posterity. Does the public care enough to save Green Pastures?
- Where to go from our meeting today?

Ms. Pam Marshall, 1332 Madison Avenue, read the following prepared statement which is a part of the records of this meeting:

*Thank you for the opportunity to speak about Green Pastures.*

*In the current climate of our world, nation, and state - it's nice to hearken to a time of connectedness, inclusiveness, and unity.*

*Families would arrive to greenery, lushness, and the squeals and giggles of little children as they ran, played, and made friends from surrounding localities. Moms would place the food in the picnic shelter and spread a blanket on the sand, and watch out for any child in their range of view. Dads, who had toiled all week in the rail yards, would head straight for the man-made dam, where they became boys again - diving off the dam, swimming across the waters and dropping in from ropes. Us children would stick our toes in the white sand or wade in the cooling water. Whether from Clifton Forge, Iron Gate, Wrightsville, Covington, or some other locality, we were all one BIG family at Green Pastures. There was no turmoil or divisiveness.*

*Today's Green Pastures is overrun with neglect. The man-made structures have fallen into disrepair. The water is stagnant and foul smelling. And, snakes have taken up residence in the white sand where we once buried our toes.*

*As a part-time staff writer for the Virginian Review, I went to Green Pastures a few years back to cover the McClinton Foundations' annual Wrightsville Renewal Festival closing ceremony. Dr. McClinton and the Friends of Green Pastures were bringing awareness to the history of the park. What's Your Story? Committee members decided that day that Greene Pastures would be the subject of our next book. To re-live memories by sharing their stories and to bring Green Pastures back as a place to come to. The title of the book is: What's Your Story? Sharing Our Past to Build Our Future Volume III: Green Pastures at Longdale Family, Memory, Renewal.*

*I sometimes go to Green Pastures to walk my dog. And, I would appreciate any effort to keep Green Pastures alive and make it healthy again. I'm sure many people of Clifton Forge and the surrounding localities would love to revive and maintain a small corner in the world where we can again come together in the spirit of unity; maybe share food in a restored picnic shelter, take a dip in a healthy body of water, stick our toes in the sand, and enjoy the sound of children squealing and giggling.*

Mr. Steve Nicely added that Dr. McClinton, Ms. Vannorsdall, and Mr. Nicely have helped a lot. He commented that Ms. Elizabeth McNichol, District Ranger, has been a partner too. He mentioned that he knows the Forest Service is doing as much as they can do with the funding they get. He stated that a bunch of individuals got together and cleaned the park up. He mentioned that this year the gate will be left shut. He commented that the low water bridge has failed over time and the Forest Service has applied for grants to replace the bridge, but now it may be taken out for fish passage and then there would be no access to the park. He mentioned that the pump has been taken out and electric has been cut off to the park. He stated that the bridge needs to be repaired and the lake has not been cleaned. He commented that he would be happy to take anyone in to look around.

Ms. Vannorsdall commented that Mr. Steve Nicely has brought awareness of the issues and the first step is greater public awareness and to think creatively. She mentioned that Green Pastures/Longdale Recreation Area qualifies as a national historic site. She thanked him for the packet of information and pictures.

Mr. Nicely stated that he has been going to most meetings. He commented that the area is as magnificent as Douthat. He mentioned that electric was put in to the facilities, but then it was removed and the bridge has settled but it is not going anywhere. He suggested possibly doing a resolution to representatives as it is a National Park that needs to be preserved.

Mr. Bennett commented that he understands the funding issues with the Forest Service and he is not sure the right way to go. He asked what would happen if the property was turned over to some other agency (i.e., the State, County, etc.). Ms. McNichols replied that they have discussed different avenues and a land exchange is one option which includes a whole process of appraisers on what is being exchanged. She mentioned that they only receive \$2,500 to maintain all of their facilities. She commented that they could not have it as a fee site due to vandalism.

Mr. Bennett asked for information to be given to Mr. Lanford on the land exchange process as he knows a piece of land that the Forest Service might be interested in. He suggested to Mr. Steve Nicely to circulate the document in the agenda packet as it is very interesting and may garner more interest.

APPROVE ADOPTION OF DOCUMENTS IN RELATION TO PROJECTS USING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING AND DESIGNATION OF GRANTS COMPLIANCE OFFICER:

Mr. Lanford stated that there are four documents included in the agenda that are required in relation to CDBG projects.

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

BE IT RESOLVED that the Allegheny County Board of Supervisors adopt the following documents in relation to projects using Community Development Block Grant funding through the Department of Housing and Community Development:

1. Local Business and Employment Plan
2. Non-Discrimination Policy
3. Section 504 - Grievance Procedure
4. Residential Anti-Displacement and Relocation Assistance Plan

BE IT FURTHER RESOLVED that Mr. Jonathan A. Lanford, County Administrator, be designated as Grants Compliance Officer and Section 504 Grievance Officer.

Unanimously adopted by the following roll call vote:

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

APPROVE SUPPLEMENTAL APPROPRIATION FOR PHASE 5 OF THE JACKSON RIVER SCENIC TRAIL DUE TO THE AWARD OF A VDOT REVENUE SHARING GRANT:

Mr. Williams reviewed a memo from him to the Board which is included in the agenda packet. The memo is as follows:

*I am requesting the Board approve a supplemental appropriation in the amount of \$15,000 from the \$954,000 VDOT Revenue Sharing grant awarded to the County for Phase 5 of the Jackson River Scenic Trail. This portion of the grant will be used with other non-Allegheny County funding sources for design/engineering services of Phase 5 (budget code 9505-50713). The remainder of the grant will be included with the FY 2020 budget requests.*

He added that appropriating \$15,000 of the full grant at this time will allow him to get started with the survey portion of the project in this fiscal year.

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

BE IT RESOLVED that the Allegheny County Board of Supervisors budget and approve the following supplemental appropriation in FY19 for Phase 5 of the Jackson River Scenic Trail project due to the award of a VDOT Revenue Sharing grant:

<u>Revenue Account</u>	
DOT-T21-Trail Grant (310-4320306)	\$15,000
<u>Expenditure Account</u>	
CIP - Jackson River Scenic Trail (9505-50713)	\$15,000

Unanimously adopted by the following roll call vote:

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

APPROVE AWARD OF DESIGN, ENGINEERING, AND CONSTRUCTION SERVICES CONTRACT WITH HURT & PROFFITT FOR PHASE 5 OF THE JACKSON RIVER SCENIC TRAIL PROJECT:

Mr. Williams reviewed a memo from him to the Board which is included in the agenda packet. The memo is as follows:

*I am requesting the Board authorize Mr. Lanford to execute Phase 1 of the Scope of Services with Hurt & Proffitt, Inc. for design, engineering, and construction services for Phase 5 of the Jackson River Scenic Trail project. Phase 1 of the Scope of Services entails a filed survey of the former railroad corridor and trailhead location for Phase 5 of the trail project. The total cost of Phase 1 is \$30,000. Half of the funds will come from the revenue sharing grant and the other half will come from funds already received or committed by WestRock and Bath County. It is important to do the survey work now because there is currently no foliage so the survey work is much easier to complete and once other anticipated funding sources become available we will be ready to begin the rest of the design and engineering.*

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

BE IT RESOLVED that the Allegheny County Board of Supervisors approve a contract with Hurt & Proffitt Inc. for Phase 1 design, engineering and construction services for Phase 5 of the Jackson River Scenic Trail project in the amount of \$30,000.

BE IT FURTHER RESOLVED that the Board authorize Mr. Jonathan A. Lanford, County Administrator, to sign the abovementioned contract on behalf of the County.

Unanimously adopted by the following roll call vote:

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

APPROVE RESOLUTION IN SUPPORT OF A GRANT APPLICATION TO THE US FOREST SERVICE SECURE RURAL SCHOOLS TITLE II FUNDS FOR PHASE 5 OF THE JACKSON RIVER SCENIC TRAIL PROJECT:

Mr. Williams reviewed a memo from him to the Board which is included in the agenda packet. The memo is as follows:

*I am requesting a resolution of support for the grant application submitted to the US Forest Service Secure Rural Schools Title II funds. This is a joint application with Bath County to help fund Phase 5 of the Jackson River Scenic Trail project. The combined funds will go toward the match of the VDOT Revenue Sharing grant.*

*Allegheny County funds applied for:      \$42,683.59  
Bath County funds applied for:        \$27,673.93  
for a total of \$70,357.52*

*It is currently envisioned, if awarded, that these funds will primarily be used for design/engineering with any remaining funds going toward construction.*

Mr. Nicely asked what the US Forest Service Secure Rural Schools Title II funds are as it appears from the name that it should go to schools. Mr. Williams replied that since the County is approximately 50% National Forest and pay no taxes, they hold back and apply those funds to projects. Mr. Lanford added that historically the funds were for schools, but the program changed and the name of the funding remained. He mentioned that these funds have been used out at the Sharon access and other areas.

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

BE IT RESOLVED that the Allegheny County Board of Supervisors authorizes the submittal of a joint grant application with Bath County to the US Forest Service for Secure Rural Schools Title II funds in the amount of \$70,357.52 (Allegheny County - \$42,683.59 and Bath County - \$27,673.93) to help fund Phase 5 of the Jackson River Scenic Trail project.

BE IT FURTHER RESOLVED that the Board authorize Mr. Jonathan A. Lanford, County Administrator, to sign documents in relation to the above grant on behalf of the County.

Unanimously adopted by the following roll call vote:

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

APPOINTMENT OF MR. JAMES GRIFFITH TO THE ALLEGHANY HIGHLANDS CHAMBER OF COMMERCE BOARD OF DIRECTORS:

Mr. Bennett stated that the appointment of a Board Member needs to be made to the Alleghany Highlands Chamber of Commerce Board of Directors. He mentioned that he has served on this for approximately 12 years. He commented that there are a lot of joint projects between the Chamber of Commerce and the AHEDC on which Mr. Griffith serves. He stated that he thinks it would be good for Mr. Griffith to be appointed due to this relationship.

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

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. James M. Griffith (Board member) be appointed to the Alleghany Highlands Chamber of Commerce and Tourism Board of Directors as a voting member.

Unanimously adopted by the following roll call vote:

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

REAPPOINTMENT OF RODNEY TINGLER TO THE PLANNING COMMISSION:

Mr. Bennett stated that the term of Mr. Rodney Tingler (Covington District) on the Planning Commission expires March 1, 2019. Terms are for four years and Mr. Tingler is eligible for reappointment.

Mr. Griffith commented that Mr. Tingler does wish to serve again.

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

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. Rodney D. Tingler (Covington District), 610 E. Dolly Ann Drive, Covington, VA 24426 be reappointed to the Planning Commission for a term of four years retroactive to March 2, 2019 and ending March 1, 2023.

Unanimously adopted by the following roll call vote:

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

REAPPOINTMENT OF MR. JACKIE SMITH ON THE WATER AND SEWER COMMISSION:

Mr. Bennett stated that the term of Mr. Jackie Smith (Falling Spring District) on the Water and Sewer Commission expires March 1, 2019. Terms are for four years and Mr. Smith is eligible for reappointment.

Mr. Garten commented that he has been unable to reach Mr. Smith, although he probably would like to be reappointed.

Mr. Lanford mentioned that he is a long serving member and feels like he would want to serve again.

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

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. Jackie L. Smith (Falling Spring District), 6523 Ogle Creek Road, Covington, VA 24426 be reappointed to the Water and Sewer Commission for a term of four years retroactive to March 2, 2019 and ending March 1, 2023.

Unanimously adopted by the following roll call vote:

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

REAPPOINTMENT OF MR. ROBERT MCDOWELL TO THE INDUSTRIAL DEVELOPMENT AUTHORITY:

Mr. Bennett stated that the term of Mr. Robert McDowell (Jackson River District) on the Industrial Development Authority expires March 25, 2019. Terms are for four years and Mr. McDowell is eligible for reappointment. He commented that Mr. McDowell would like to serve again.

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

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. Robert L. McDowell (Jackson River District), 7510 Roaring Run Road, Covington, VA 24426 be reappointed to the Industrial Development Authority for a term of four years beginning March 26, 2019 and ending March 25, 2023.

Unanimously adopted by the following roll call vote:

Shannon P. Cox	Yes
G. Matt Garten	Yes
James M. Griffith	Yes
Richard Lee Shull	Yes
M. Joan Vannorsdall	Yes
Cletus W. Nicely	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:

Budget

Budget packets from departments/agencies are due March 8<sup>th</sup>. Ms. Vannorsdall and Mr. Griffith have agreed to serve in an advisory capacity during the budget process.

Upcoming Meetings

- March 14, 2019 at 6:00 p.m., Board Room, Alleghany County Governmental Complex - Joint Service Budget Work Session with City of Covington
- March 28, 2019 at 6:00 p.m., Board Room, Alleghany County Governmental Complex - Joint Budget Work Session with School Board

Comprehensive Plan

Presentation to Planning Commission on March 13, 2019. Based upon feedback and comments from the Planning Commission, we are tentatively planning to have a Joint Public Hearing to be held at your April meeting.

Rosedale Sanitary Sewer Project - Schedule Update

Advertise & Issue Plans and Specifications to Bid: March 9, 2019  
Pre-bid Conference: March 26, 2019  
Deadline for Questions: April 2, 2019  
Issue Final Addenda: April 9, 2019  
Bids Due: April 18, 2019  
Notice of Intent to Award By County: April 30, 2019  
Contract Preparation: May 2019  
Board of Supervisors Consider Award of Contract: May 7, 2019  
Construction NTP: Late May or early June 2019

WestRock Request for Assistance with DEQ Comment Period

Information was given to the Board last night from WestRock regarding sending a letter to DEQ pertinent to their biomass boiler. They are not opposed to the regulation changes, but to reduction of limits on current facilities. A draft letter was included with the information and the submittal deadline is tomorrow (March 6<sup>th</sup>). He can sign the letter on behalf of the County and send it electronically.

Ms. Vannorsdall asked what the 2<sup>nd</sup> to last paragraph in the draft letter means. Mr. Lanford commented that he will try to clarify with WestRock the meaning, but to get the letter out by the deadline he suggested just deleting that paragraph.

The Board agreed for Mr. Lanford to send out the letter on behalf of the County with the 2<sup>nd</sup> to last paragraph deleted.

Other

Mr. Lanford commented that he went to the "Into the Woods" production at AHS and was very impressed with the production.

BOARD MEMBER COMMENTS (INQUIRIES/REPORTS):

Miscellaneous

Mr. Griffith thanked those from Wrightsville in attendance and hopes that the grant is awarded. He commented that he appreciates comments regarding the Longdale Recreation Area. He thanked everyone for coming to the meeting.

Mr. Shull thanked Wrightsville residents in attendance and hopes they get the grant. He also thanked those in attendance which included Clifton Forge Council members, fire department representatives, Mr. Gene Kotulka, and those present regarding the Longdale Recreation Area. He mentioned a memory he had of walking across the dam as a boy and falling. He commented that it is a good thing they are trying to do to revitalize the recreation area and the cabins and buildings are beautiful. He stated that it is a shame that they have become run down and wished them luck in getting it back to the way it was.

Mrs. Cox thanked Wrightsville residents and wished them success. She commented that she sees fire department members present and she hopes they are in favor of the fire truck financing. She stated that she did not know about the Green Pastures/Longdale Recreation Area until she read her agenda packet. She mentioned that the information included was very interesting and she thanked them for their presentation. She commented that she would like to look at the site some time. She stated that there is a lot going on in the community with bad news and publicity. She read the wording from a plaque her brother sent her years ago which states: "Watch your thoughts, for they become words. Choose your words, for they become actions. Understand your actions, for they become habits. Study your habits, for they will become your character. Develop your character, for it becomes your destiny." She mentioned that we all need to look at ourselves whether here or on other boards as someone will always be watching us and to think about our thoughts, words, and actions.

Ms. Vannorsdall stated that there are many people present tonight from many parts of the Alleghany Highlands and she thanked them for coming to the meeting. She commented that she feels the Wrightsville grant will move forward and that assistance can be found for Green Pastures. She also thanked Mr. Kotulka for being present.

Mr. Nicely stated that he is glad everyone came to the meeting tonight. He thanked the fire and rescue departments for their tremendous work helping over the weekend. He commented that it is good to see Iron Gate Council members, Clifton Forge Council members, Mr. Kotulka, and the Wrightsville residents present. He thanked Mr. Steve Nicely for the Greenpastures presentation.

Mr. Bennett suggested to Mr. Steve Nicely that he promote the information sheet in the agenda packet done by Dr. Josh Howard as it is very interesting.

CLOSED MEETING:

On motion of Mr. Nicely, seconded by Mr. Shull, that the Board go into a Closed Meeting under Code of Virginia Section 2.2-3711(A)(3) and (7) for the purpose of: (1) disposition of publicly held real property; and (2) consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. Unanimously adopted.

On motion of Mr. Garten, seconded by Mrs. Cox, 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/Cletus W. Nicely	Yes
/s/M. Joan Vannorsdall	Yes
/s/Stephen A. Bennett	Yes
/s/Shannon P. Cox	Yes
/s/G. Matt Garten	Yes
/s/James M. Griffith	Yes
/s/Richard L. Shull	Yes

After the Closed Meeting, the following action was taken:

APPROVE JOINING CLASS ACTION SUIT REGARDING THE OPIOID EPIDEMIC:

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

BE IT RESOLVED that the Alleghany County Board of Supervisors authorizes Mr. Jonathan A. Lanford, County Administrator, to sign documents and take whatever action is necessary to join with Sanford Heisler Sharp, LLP and Kaufman & Canoles Attorney's at Law in the class action suit regarding the opioid epidemic.

Unanimously adopted by the following roll call vote:

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

ADJOURNMENT:

On motion of Mr. Shull, seconded by Mrs. Cox, that the meeting be adjourned at 9:05 p.m. to Thursday, March 14, 2019 at 6:00 p.m. in the Board Room of the County Governmental Complex. Motion carried.

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Stephen A. Bennett  
Chairman