

At a regular meeting of the Board of Supervisors, Alleghany County, Virginia held on Tuesday, October 1, 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
James M. Griffith
M. Joan Vannorsdall

and Jonathan A. Lanford, County Administrator
Suzanne T. Adcock, Director of Finance
Jim Guynn, County Attorney
Melissa A. Munsey, Deputy Clerk to the Board

ABSENT: G. Matt Garten
Richard Lee Shull

CALL TO ORDER:

The Chairman called the regular meeting to order. Rev. Johnnie Mize 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 September 3, 2019.

PUBLIC HEARING AND APPROVAL - REZONING REQUEST BY MR. JOE MANN:

Public Hearing was held to consider an application from Joe D. Mann to rezone Lot A of the A.A. McAllister Reservation, also known as 504 Midland Trail, from a Residential R-1 zone classification to a Residential R-2 zone classification to allow for use as short term apartments with resident owner. The structure is already divided. The requested rezoning will allow continuation of its previous use. The property is further identified on the Real property Identification Maps of Alleghany County as Map 39C, Section 3, Block D1, Lot A. The property is in a Residential Transition Area as contained in the Comprehensive Plan.

The Chairman announced that this public hearing was advertised in the Virginian Review on Tuesday, September 17, 2019 and Tuesday, September 24, 2019 in accordance with the Code of Virginia. He then called the public hearing to order.

Mr. Glenn Zierler, Zoning Administrator, reviewed the staff report which is as follows:

STAFF REPORT

Case Number: RZ-79
Name of Petitioner(s): Joe D. Mann
Date Request Filed: July 24, 2019
Public Hearing Date: September 11, 2019 (PC) October 1, 2019 (BOS)
Staff Reviewer: Glenn Zierler, Zoning Administrator

SUMMARY OF REQUEST

The applicant is requesting that Lot A of the A. A. McAllister Reservation in the Rosedale section of the County be rezoned from a Residential R-1 zone classification to a Residential R-2 zone classification, for the purpose of operating short term and extended stay apartments. The applicant has also expressed the desire to apply for a Special Use Permit to operate a Bed and Breakfast Inn on the property in the future. The property is located at 504 Midland Trail and is currently owned by Joe D. Mann. The property is further identified on the Real Property Identification Maps as Tax Map 39C, Section 3, Block D1, Lot A.

LAND USE AND COMPATIBILITY (Sec. 66-481(f))

Present Use: Residential

Proposed Use: Residential - with living space for owner and 3 additional furnished units.

Current Zoning: Residential R-1.

Proposed Zoning: Residential R-2.

Surrounding Land Use and Zoning: The Rosedale community has a mix of single-family and multi-family residences and commercial properties, with properties zoned R-1 Residential, R-2 Residential, B-1 Business, and M-1 Industrial. The property is joined by Midland Trail (Rt. 60) to the north and Stoughton Lane to the east. The Alleghany County Department of Social Services building is located to the south of the property. Mead-Westvaco is located to the north of the property. There is a Park located to the east of the property. The immediate surrounding properties are zoned Residential R-1 and are used primarily for residential purposes; however, several homes nearby have been converted into "apartments."

Ingress and Egress: The property is located on the corner of Midland Trail and Stoughton Lane. Current access to the property is by Stoughton Lane and will not change. There is also an alley to the rear of the property that is utilized as access to the back of the property.

Comprehensive Plan: According to the Comprehensive Plan, the property is located in a "Residential Transition Area," which is defined as an area being primarily residential and located between a city/town and more rural areas.

Screening and Buffering: The applicant is not proposing screening and buffering and it is not required by the zoning ordinance.

Zoning Requirements: Multi-Unit Dwellings are not allowed in the R-1 zone classification. They are allowed in an R-2 zone classification. The applicant is requesting a rezoning from R-1 to R-2 to allow for the use of multiple dwelling units, and allow for the application for a special use permit to operate a bed and breakfast inn (at a later date).

Floodplain: The property is not located within a flood hazard area according to the FEMA maps. A copy of FIRM Panel 51005C0211D is attached.

Utilities/Refuse Collection: The property has existing connections to County water and sewer that are utilized by the residence. The property has access to other utilities such as electric, telephone, and cable service. Refuse collection is provided by Alleghany County.

Additional Notes/Comments: If the rezoning is approved, future development of the property will require compliance with all applicable local, state, and federal regulations.

Mr. Zierler added that the Alleghany County Planning Commission held a public hearing on this request on September 11, 2019 and at that time made a recommendation to approve the request as submitted.

Ms. Vannorsdall asked if the applicant wants to start a bed and breakfast if there would be an additional rezoning or if it would fall under the R-2 zone. Mr. Zierler replied that it would be a special use permit request under the R-2 zone.

Mr. Nicely asked if parking is available. Mr. Zierler replied that Mr. Mann has mapped out additional parking areas on the property. Mr. Griffith added that parking will not be an issue and will meet requirements.

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

On motion of Mr. Nicely, seconded by Mr. Griffith, 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:

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

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

WHEREAS, an application was received from Joe D. Mann to rezone Lot A of the A.A. McAllister Reservation, also known as 504 Midland Trail, from a Residential R-1 zone classification to a Residential R-2 zone classification to allow for use as short term and extended stay apartments with resident owner. The property is further identified on the Real Property Identification Maps as Map 39C, Section 3, Block D1, Lot A; and

WHEREAS, a Notice to the Public advertising a public hearing on this rezoning application was advertised once a week for two successive weeks in the Virginian Review on September 17, 2019 and September 24, 2019, and adjoining property owners were notified in writing by certified mail on September 4, 2019; and

WHEREAS, a public hearing was held by the Alleghany County Planning Commission on September 11, 2019 at which time they took action to recommend approval of the rezoning to the Board of Supervisors; and

WHEREAS, a public hearing was held by the Alleghany County Board of Supervisors on October 1, 2019; and

WHEREAS, the Zoning Administrator prepared a staff report that was presented to the Board of Supervisors at the public hearing. A copy of the report is part of the official minutes of that meeting; and

WHEREAS, the Board did consider the items addressed in The Code of the County of Alleghany, Virginia, Chapter 66-Zoning, Article XV-Administration and Enforcement, Section 66-481-Rezoning Procedures in reviewing this request. The items were also addressed in the staff report prepared for the Board; and

WHEREAS, the property is located in a Residential Transition Area as contained in the Alleghany County Comprehensive Plan; and

WHEREAS, the Rosedale community has a mix of single-family and multi-family residences and commercial properties; therefore, the proposed change should not have any detrimental effects on the adjoining properties; and

WHEREAS, any future development on the property will require compliance with all applicable local, state, and federal regulations;

NOW, THEREFORE, BE IT RESOLVED by the Alleghany County Board of Supervisors that the rezoning request submitted by Joe D. Mann be approved as requested.

Unanimously adopted by the following roll call vote:

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

PUBLIC HEARING - AMENDMENT TO THE COUNTY OPERATING BUDGET FOR FY 19-20 (CARRY FORWARDS, OUTSTANDING ENCUMBRANCES, WRIGHTSVILLE CDBG FUNDING):

Public Hearing was held to consider an amendment to the County Operating Budget for Fiscal Year 2019-20. The amendment is needed due to carry forwards in the amount of \$4,301,659, outstanding encumbrances in the amount of \$977,683.23 from the Fiscal Year 2019-20 budget, and the award of \$1,400,000 in CDBG funds for the Wrightsville Community Revitalization Project from DHCD. The total budget amendment is \$6,679,342.23.

The Chairman announced that this public hearing was advertised in the Virginian Review on Tuesday, September 24, 2019 in accordance with the Code of Virginia. He then called the public hearing to order.

Ms. Adcock stated that this is an annual exercise that is familiar to the Board. She commented that a majority of carry forward dollars are to build capital in order to make large purchases. She mentioned that some carry forwards are allowed, but as mentioned last year less are being approved and each are considered carefully. She mentioned that the outstanding encumbrances include contracts designated for specific purposes which have been encumbered and carried into the next fiscal year. These items were obligated in the previous year, but not completed during that time. Also, the County has been awarded a \$1.4 million CDBG grant from the Department of Housing and Community Development for the Wrightsville Community Revitalization Project which needs to be budgeted and appropriated.

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

PUBLIC COMMENT (5 MINUTE TIME LIMIT):

Ms. Sara Zeek, 801 Douglas Street, spoke regarding a recent letter she sent to the Board of Supervisors in regards to questions pertaining to consolidation of the school systems and mentioned that she would like to see the process slowed down to have a firmer and more definite plan.

Ms. Deloris Quarles, 701 Wrightstown Avenue, mentioned that she is a resident of Wrightsville, a sparkplug for the

community, and a member of the Project Management Team. She spoke regarding the award of the \$1.4 million CDBG for the neighborhood and thanked the Board, Mr. Lanford, and Mrs. Munsey.

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

- Replaced two lines of pipes on Rts. 616 and 661. Replaced single lines of pipe on Rts. 159 and 1102.
- Brushcutting County-wide.
- Started fall mowing on primary and secondary routes. Interstate mowing should occur in the next week.
- Patching County-wide.
- Sweeping interstate bridges.
- A new signal cabinet will be installed for Exit 21 Wednesday night. It will include more phases to improve the flow of traffic through the interchange. Will also be adding "do not block intersection" signs.

Construction

- Rt. 696 bridge replacement project is recommended for award. AR Coffey was the low bidder.

Other

- Staunton District Fall Transportation meeting will be held on October 28th beginning at 3:00 p.m. at the Doubletree Hotel on Main Street in Harrisonburg. It will begin as a brief open house followed by public comment.

Mrs. Cox commented that the pipe replacement on Rt. 159 at Derrick Barr's is sinking and asked if it would be filled in. Ms. Hammond replied that it will be filled in and repatched.

Rev. Johnny Mize stated that four miles up Johnson Creek Road there was an embankment that was patched, but the hard surface on the far side of the road is only 6" off the road, is unstable, and there is a big drop off.

Mr. Bennett commented that there are two issues in Rich Patch approximately a mile apart on Upper Rich Patch Road and Sugartree Lane. He asked Ms. Hammond to give him a call so they can go look at them.

APPROVE AMENDMENT TO THE COUNTY OPERATING BUDGET FOR FY 2019-20 (CARRY FORWARDS, OUTSTANDING ENCUMBRANCES, AND WRIGHTSVILLE CDBG):

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

BE IT RESOLVED that the Alleghany County Board of Supervisors, after holding a public hearing on October 1, 2019 to amend the FY19-20 budget, hereby approve the carry forward and appropriation of the following from Fiscal Year 2018-19 to the Fiscal Year 2019-20 budget (including appropriate revenue line items):

General Operating	\$ 752,800
CDBG	21,851
Asset Forfeiture - CA	814
IPR Construction	46,661
CIP	3,080,101
Water/Sanitary Capital Outlay	349,432
Water/Sanitary Operating	<u>50,000</u>
TOTAL CARRY FORWARDS	\$4,301,659

BE IT FURTHER RESOLVED by the Board that the following funds be budgeted and appropriated in the FY 2019-20 budget to cover outstanding encumbrances at the end of FY 2018-19:

General Operating	\$ 116,619.23
CIP	317,420.00
Water/Sanitary Capital	9,500.00
AHEDC	<u>534,144.00</u>
TOTAL OUTSTANDING ENCUMBRANCES	\$ 977,683.23

BE IT FINALLY RESOLVED that the Board budget approve the following supplemental appropriation in FY 2019-20 due to the award of Community Development Block Grant funding from the Department of Housing and Community Development for the Wrightsville Community Revitalization Project:

Revenue
Fund 231 - CDBG Grant -Wrightville (231-4320404) \$1,400,000

Expenditures
Will be split between appropriate expenditure
line items in Fund 231 (CDBG-Wrightsville 9002) \$1,400,000

Unanimously adopted by the following roll call vote:

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

DR. STEPHANIE HARPER, VIRGINIA DEPARTMENT OF HEALTH - PRESENTATION ON COMMUNITY HEALTH INITIATIVE:

Dr. Stephanie Harper, Virginia Department of Health, handed out information on the Community Health Action Plan which contained the three goals with objectives and strategies on the Live Well Alleghany Highlands Program, as well as a flyer on the program. These items are a part of the records of this meeting. She did a PowerPoint presentation on the Live Well Alleghany Highlands Program mentioning:

- A committee has been working on this program since the fall of 2016 to work on enhancing the health of residents in the area (physical, mental, schools, transportation, crime data, etc.).
- The process included community engagement, collecting data, analyzing, prioritizing, planning, implementation (current phase), and monitoring.
- 908 individuals completed the initial community survey and 768 completed the community health survey.
- 50 topics surfaced from the community input and those were broken up into age groups with two topics prioritized for each category.
- A community health launch was held to see what topics were most important.
- Final topics included: increase knowledge of and access to community resources, reduce substance use in youth and adults, and increase kindergarten readiness and early literacy.
- She then reviewed response percentages, goals/objectives (included in the handout), and progress to date on each.

Mrs. Cox stated that she attended early meetings and all involved have worked hard on this.

Mr. Nicely mentioned that SOL's take away from teachers and students, students are not taught the basics, and all are pressured to pass. He commented that we do have a tremendous drug problem in the area.

Ms. Vannorsdall stated that one of the goals is to reduce the tobacco/nicotine use by 5% by 2022. She mentioned that a 5% reduction seems small. Dr. Harper commented that the action team came up with the target number, but if it is surpassed that would be great.

MS. ELIZABETH MCNICHOLS, DISTRICT RANGER - FOREST SERVICE UPDATE:

Ms. Elizabeth McNichols, District Ranger, reviewed information included in the agenda packet which includes an update on:

- Lower Cowpasture Landscape Restoration and Management Project - Awarded \$2,137,354 for FY2017-FY2019 for work on private lands and USFS lands. The annual LCRMP field trip is planned for October 17th. The James River and Warm Springs Open House will be on October 29th.
- Sustainable Recreation - Graph of visitor use (highest being hiking/walking).
- New projects for FY2020:
 - The USDA Forest Service is working with the Virginia Department of Conservation and Recreation to find a mutual solution to protect and conserve the Longdale Recreation Area.
 - The Eastern National Children's Forest is still working on interpretive signs this year.
 - The Evans Tract Cowpasture River access received an upgrade of the parking area and boat access.
- Roads rehabilitated in FY19 (Dolly Ann Road, Big Run Road, Sweet Road, White Oak Flats Road, Harmon Ridge Road, Tri-County Road, Clifton Dam Road, Oliver Mountain Road, Baldwin Road, Ambrose Road, Sharon Road, Low Moor Substation Road) and roads that were reconstructed due to storm damage using ERFO dollars in FY19 and continuing into FY20 (FR 277 Crows Run Rd., FR 354 Gas Pipe Road, FR 447 Top Drive, FR 108 White Rock Tower Road, and FR 351 Potts Mountain Road).
- Secure Rural Schools funds to be used for the Jackson River Scenic Trail lin Alleghany County and Bath County to increase access to Forest Service access points and assist in continuing efforts to restore and maintain the Chesapeake Bay (\$42,683.59 for Alleghany County and \$22,673.93 for Bath County).
- 2019 Prescribe Fires completed (Neal Run and Little Neal, Middle Mountain, Walton Tract, and Orebank Mechanical Treatment).
- Future Projects - Peters, Potts, and Dunlap Restoration and Management Project, and Grizzled Skipper Stewardship

Restoration

There was some discussion regarding which roads have been completed, currently in progress, or gates closed; whether the Forest Service has received any information regarding the EPA rollback of 2015 Clean Water Rules and its potential impact on wetlands and smaller waterways (not come down to the Forest Service yet); etc.

APPROVE WAIVER OF TIPPING FEES AT THE TRANSFER STATION FOR THE SHARON FIRE DEPARTMENT FOR SHINGLE REMOVAL AT THE DEPARTMENT:

Mr. Lanford stated that a request is in the agenda packet from the Sharon Fire Department which he reviewed. The request is as follows:

Sharon Volunteer Fire Department is having the roofing shingles replaced on our station by Phillips Roofing. The old shingles will be removed and hauled by them to the transfer station. We respectfully request that the disposal fee be waived in order to save the department some money. The project begins the week of September 16th and an account for Sharon Fire Department has been established. If this request is approved, the transfer station will simply clear the account. We cannot give an exact amount, but it is estimated it could save the department two to three hundred dollars. Thank you for your consideration.

*Dale Muterspaugh, Trustee/Vice-President
Sharon Fire Department*

He mentioned that it has been past practice to waive such fees for volunteer agencies.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors approve the waiver of tipping fees at the transfer station for Sharon Fire Department for shingle removal at the department.

Unanimously adopted by the following roll call vote:

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

APPROVE CHANGES TO THE ALLEGHANY HIGHLANDS ECONOMIC DEVELOPMENT CORPORATION BY-LAWS:

Mr. Lanford stated that there is a document in the agenda packet reflecting changes to the Alleghany Highlands Economic Development Corporation (AHEDC) by-laws which have been agreed upon by the AHEDC Board of Directors. He commented that discussions began during the budget process as Alleghany Foundation operational expenditures will no longer be available in the near future. He mentioned that the County and Covington plan to fill that funding gap. He reviewed pertinent changes to the by-laws which include: revised mission; change in the structure of the AHEDC Board of Directors (reduced to seven members with three from the County, three from Covington, and one rotating member); etc. He stated that the Board will have the first rotating member and the appointment of four individuals by the County will be on the November agenda. He commented that Covington Council is discussing the by-law changes tonight with action at their meeting next week. He mentioned that Mr. Griffith worked hard on the proposed changes with Mr. David Crosier and former Interim City Manager Clay Goodman.

Mr. Nicely asked if the County and City would share equal funding. Mr. Lanford replied that the funding would be 50/50.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors approve the amendments to the "By Laws of Alleghany Highlands Economic Development Corporation" as presented.

Unanimously adopted by the following roll call vote:

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

APPROVE RESOLUTION IN SUPPORT OF THE "COMMUNITY HEART & SOUL" PROJECT:

Mr. Josh Taylor, Chamber of Commerce representative, handed out to the Board a flyer explaining the "Community Heart & Soul" project and information regarding a community introduction meeting to be held on October 7th. Both are a part of the records of this meeting. He stated that the project's mission is to find out what matters most to the our residents and community to help identify the needs of our region through community input. He commented that the three main principles are to: (1) focus on what matters, (2) involve everyone, and (3) play the long game. He reviewed the four phases, which include: (1) lay the groundwork, (2) explore your community, (3) make decisions, and (4) take action. He mentioned that there will be additional meetings throughout the community and asked the Board to pass a resolution in support of the project.

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

**A RESOLUTION IN SUPPORT OF THE
CITY OF COVINGTON AND ALLEGHANY COUNTY
COMMUNITY HEART & SOUL PROJECT**

WHEREAS, the City of Covington and Alleghany County, while a desirable place to live with a long history of welcoming all, sees an opportunity for an even stronger future for its culture, economy and residents through participation in a Community Heart & Soul project; and

WHEREAS, Community Heart & Soul is a community-wide effort to understand what matters most to all residents of the City and County; and

WHEREAS, the three guiding principles of Community Heart & Soul mirror the desires of City and County leadership when considering future plans: Involve Everyone, Focus on What Matters, Play the Long Game; and

WHEREAS, after determining what matters most to residents, Community Heart & Soul distills this down into Heart & Soul Statements that provide guidance for future decisions; and

WHEREAS, the City and County is preparing to revise its Comprehensive Plan and Future Use Map, City and County leaders value involvement from a broad cross-section of residents that will result in a better blueprint for the City and County.

NOW, THEREFORE, BE IT RESOLVED by the Alleghany County Board of Supervisors that the City and County will provide support to the Community Heart & Soul project including, but not limited to, representation on the Heart & Soul Team by one City and County planner, and one City and County councilor/supervisor, providing meeting space at City Hall and the Alleghany County Governmental Complex, and assistance disseminating information about the project via the City and County websites, social media outlets, and other means of communication.

Unanimously adopted by the following roll call vote:

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

APPROVE ENDORSEMENT TO THE CIRCUIT COURT JUDGE OF THE APPOINTMENT OF MR. DERRICK BARR TO THE BOARD OF ZONING APPEALS:

Mr. Bennett stated that a recommendation needs to be made to the Circuit Court Judge for the appointment of Mr. Derrick E. Barr (Covington District) to the Board of Zoning Appeals for a term of five years beginning November 1, 2019. Mr.

Barr will replace Mr. Gray Whitman Ellis due to his resignation.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors endorses the appointment of Mr. Derrick E. Barr (Covington District), 6515 Dunlap Creek Road, Covington, VA 24426 to the Alleghany County Board of Zoning Appeals for a term of five years beginning November 1, 2019 and ending October 31, 2024. Mr. Barr would replace Gray Whitman Ellis who did not wish to be reappointed.

This resolution of endorsement is to be submitted to the Judge of the Circuit Court to make the appointment.

Unanimously adopted by the following roll call vote:

Shannon P. Cox	Yes
G. Matt Garten	Absent
James M. Griffith	Yes
Richard Lee Shull	Absent
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:

Joint Revenue Sharing

Mapping and draft ordinance have been prepared by County Attorney's Office. Will have on November agenda for review and consideration.

Rosedale Sanitary Sewer Re-Bid

Project is currently bid, with schedule noted below:

- Advertise and issue plans & specifications to bid
- Pre-bid conference: October 8, 2019
- Deadline for questions: October 15, 2019
- Issue final addenda: October 22, 2019
- Bids due: October 31, 2019
- Notice of intent to award by County: November 12, 2019
- Contract preparation: November 2019
- Board of Supervisor approval of contract: December 3, 2019 (Tuesday) or January 2020
- Construction notice to proceed: March 2020 (Monday)

Regional Drug Court

I would like to thank Commonwealth Attorney Ann Gardner for her efforts coordinating effort to discuss a regional Drug Court. We met again on Friday morning. Next meeting is scheduled for November 13th at 4:30 p.m. Goal is to submit an application to Supreme Court of Virginia in Spring of 2020.

Opportunity Zone

A joint planning grant was submitted to the Department of Housing and Community Development, in an amount up to \$20,000, to assist with development of a prospectus.

Rockbridge and Botetourt

Mr. Bennett, Mr. Nicely, and I will be hosting Chair, Vice-Chair, and County Administrator's from Botetourt and Rockbridge County next Wednesday evening in Clifton Forge at Jack Mason's Tavern.

Opioid Class Action Update

He asked Mr. Guynn to give an update.

Mr. Guynn stated that the County filed a suit in the Circuit Court which then went to Federal Court as a multi-district

litigation. He commented that Purdue filed bankruptcy to put off a trial and make it easier to settle. He mentioned that a recent case in Oklahoma with Johnson & Johnson has taken on more momentum and will be added to that case. He stated that the attorney's will make a recommendation on class settlement or it will go back to State courts.

Additional items mentioned by Mr. Lanford:

November Meeting

The first Tuesday in November is Election Day; therefore, according to the Board's by-laws the meeting will be held on Wednesday.

Secure Rural Schools Funding

As mentioned by Ms. McNichols, the County has been awarded (in conjunction with Bath County) a little over \$65,000 in Secure Rural Schools funding for Phase 5 of the Jackson River Scenic Trail (trailhead) and this amount has been included in the FY20 budget.

Housing Study

Good feedback has been received from developers in relation to the housing study.

Main Street Organizations

Recently a meeting was held with local Main Street organizations and the Department of Housing and Community Development. He mentioned there is a good opportunity for funding.

BOARD MEMBER COMMENTS (INQUIRIES/REPORTS):

Miscellaneous

The Board thanked everyone for coming to the meeting and representatives in attendance from the school system, AHEDC, Chamber of Commerce, Clifton Forge and Iron Gate, and the Wrightsville community.

Mrs. Cox also thanked Dr. Harper for her hard work with the community health initiative and that the data she has seen is amazing.

Ms. Vannorsdall commented that she is very happy with the award of funding for the Wrightsville community. She also thanked Ms. Sara Zeek for her comments. She mentioned that her letter has appropriate questions and that there should be public input.

Ms. Deloris Quarles stated that she forgot to mention during public comment that there will be a mini-celebration of the award of funding for Wrightsville on October 12th from noon to 6:00 p.m. which will include a tailgate with food in Wrightsville at the Golden Arrow. She also thanked the Sheriff's Office for having an increased presence in the Wrightsville community as people now think they have money to hand out.

CLOSED MEETING:

On motion of Mr. Nicely, seconded by Mr. Griffith, that the Board go into a Closed Meeting under Code of Virginia Sections 2.2-3711(A)(1) and (5) for the purpose of: (1) personnel; and (2) discussion on prospective business or industry. 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/Cletus W. Nicely Yes
/s/M. Joan Vannorsdall Yes

/s/Stephen A. Bennett	Yes
/s/James M. Griffith	Yes
/s/Shannon P. Cox	Yes
G. Matt Garten	Absent
Richard L. Shull	Absent

ADJOURNMENT:

On motion of Mr. Nicely, seconded by Mrs. Cox, that the meeting be adjourned at 9:00 p.m. Motion carried.

Stephen A. Bennett
Chairman