

## **Board of Supervisors - September 5, 2019 Regular Meeting**

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The Wise County Board of Supervisors met in a Regular Meeting on Thursday, September 5, 2019 at 6:00 PM in the School Board Education Center located at 628 Lake Street in Wise. The following members were present:

Honorable Dana G. Kilgore – Chairman  
Honorable Robert E. Robbins, Jr. – Vice-Chairman  
Honorable Fred Luntsford  
Honorable Bobby Cassell  
Honorable Steve Bates  
Honorable Robert R. Adkins  
Honorable J. H. Rivers  
Honorable John Schoolcraft – members of said Board and  
Michael W. Hatfield – County Administrator  
Karen T. Mullins – County Attorney  
Annette Underwood – Executive Secretary

### PRAYER

Bob Adkins led in prayer.

### PLEDGE

All led in the pledge of allegiance to the flag.

### MINUTES

A motion was made by Bob Akins, seconded by Steve Bates, to approve the minutes of August 8, 2019 as presented. The motion was unanimously approved.

### AGENDA

A motion was made by John Schoolcraft, seconded by Fred Luntsford, to approve the agenda as presented to include items in red. The motion was unanimously approved.

### IN RE: CHANGE SEPTEMBER 2019 BOARD MEETING DATE

Supervisor Robbins entered the meeting at this time.

A motion was made by Bob Adkins, seconded by Robby Robbins, to ratify changing the Board of Supervisors September 2019 Board Meeting from September 12, 2019 to September 5, 2019. The motion was unanimously approved.

### IN RE: HONORING DELORES SMITH

A resolution was presented to Treasurer Delores Smith honoring her recognition by the Treasurers' Association of Virginia in receiving the Commonwealth Award, which is a most prestigious award of the Treasurers' Association of Virginia.

IN RE: HONORING BOB ADKINS

Board member Bob Adkins was presented an Award from VACo for his years of Services on the VACo Board.

IN RE: ECONOMIC DEVELOPMENT INITIATIVE

Duane Miller, Executive Director for LENOWISCO Planning District, provided the Board with an overview of the Invest SWVA Regional Marketing Initiative. He explained that this is an initiative that is driven by all the legislatures in Virginia. The purpose of the initiative is to work with economic developers in each town to provide new economic development and marketing to bring more jobs to the coalfields.

IN RE: MCA CABLE

Morris Hubbard came before the Board requesting a TV Cable Franchise to operate in Wise County. He stated that he would be providing TV and Internet services at a lower cost than Comcast. His goal is to reach those homes that are unable to get cable service, and provide an affordable package to the elderly.

Chairman Kilgore advised Mr. Hubbard to meet with the Administrative Staff in the County Administrator's Office for information on how to proceed with his plan to provide the cable service.

IN RE: LONESOME PINE REGIONAL LIBRARY

Julie Short, Lonesome Pine Regional Library Director and several staff members, came before the Board with a power point presentation on services that are being offered to our communities, which includes children's programs as well as programs for adults. Their goal is to provide an outreach to the community needs.

IN RE: APPALACHIA BOUNDARY ADJUSTMENT- POWERPOINT

Appalachia Mayor Ted Collins and Council Member Travis Anderson addressed the Board requesting support for getting a boundary adjustment for the Town of Appalachia, which would consist of an estimated 1000 acres. The boundary adjustment would take in land suitable for industrial development and tourism, with no homes or commercial buildings being affected. The Town of Appalachia is also working with the Forest Service on trail development and maintenance. Mr. Anderson also mentioned other trail activities that are being discussed for tourist attraction.

Supervisor Luntsford, speaking on behalf of the Town of Appalachia, stated that this boundary adjustment has been on the table for some time now. Town Officials are not asking for a vote at this time but only a nod of approval, which would allow the Town to work with the attorneys and move forward with this request. At some point, the Town will ask the County to set a public hearing for public comments, which will allow the Town to move forward to finalize the boundary adjustment.

County Attorney Karen Mullins explained that a boundary adjustment requires the parties to reach an agreement, notify all property owners, and hold a public hearing for public input. Upon approval by the Board of Supervisors, the circuit court would be petitioned for final approval.

Supervisor Rivers was concerned as to the number of property owners that would be involved. Mr. Luntsford said he thought there may be five.

Supervisor Cassell asked how this would affect the hunting clubs that are leasing some of that property.

Mr. Luntsford stated that the Town could negotiate with the clubs on leasing some of the property.

After discussion, the Board indicated a favorable response for the proposed boundary adjustment, and directed Administration to prepare a proposed Boundary Agreement for the October meeting.

#### PUBLIC EXPRESSION

Walter Crouse, a resident of Hurricane, commented on the following:

- Need to recycle in the proper bins
- Make every effort possible to save landfill space
- The County and School Board need to eliminate waste
- Stop littering

Sharon Holyfield, a resident of Appalachia, expressed her concerns with the changes that Ballard has made in moving the Trauma Center to Johnson City.

There being no further public comments, the public expression period was closed.

#### IN RE: CONSENT AGENDA

A motion was made by Robby Robbins, seconded by J. H. Rivers, to approve the consent agenda as follows:

#### IN RE: TREASURER REQUEST– DESTROY PAID TAX TICKETS 2010 THRU 2013

Authorized the Treasurer to destroy paid tax tickets for personal property January 2010 thru December 2013, and real estate January 2010 thru December 2013

#### IN RE: PUMP AND HAUL – FRANK KILGORE

Approved the request from Frank Kilgore to be added to the County's Pump and Haul Permit

#### IN RE: RESOLUTION COAL & GAS ROAD ALLOCATION OF SURPLUS FUNDS

Adopted the resolution approving the Coal & Gas Road Improvement Advisory Committee's resolution for the allocation of surplus funds

#### **RESOLUTION # \_\_\_\_\_ -2019**

(Said resolution is on file in the County Administrator's Office)

#### IN RE: RESOLUTION HONORING DELORES W. SMITH

Approved the resolution honoring Wise County Treasurer Delores W. Smith for her services

#### **RESOLUTION # \_\_\_\_\_ - 2019**

(Said resolution is on file in the County Administrator's Office)

IN RE: APPROPRIATIONS

Approved the 2nd Quarter appropriations

The motion to approve the consent agenda was unanimously approved.

ARC-TV CONTRACT RENEWAL

Administrator Hatfield stated that he is still in the process of making arrangements for the County staff to video the Board meetings. ARC is in agreement to video the Board meetings until further notice.

A motion was made by Robby Robbins, seconded by Bob Adkins, to table any action on renewing the ARC-TV contract at this time. The motion was unanimously approved.

IN RE: T&L COMMUNITY SERVICES FACILITY PROJECT (FORMER J. J. KELLY PROPERTY)—  
MOU#2

A motion was made by Bobby Cassell, seconded by Steve Bates, to approve MOU #2 for a Preliminary Architecture Feasibility Report on the old J. J. Kelly High School facility per the Agreement between Wise County and T&L on the Community Services Facility Project. The motion was unanimously approved.

Supervisor Luntsford asked that the Appalachia High School be on the list of facilities that are available for marketing.

Supervisor Rivers voiced his concern that the old DSS building needs attention as to possible usage. With the building being vacant, it can quickly become an eye sore and a liability for the County. At this point, the building is not sound for occupancy.

Administrator Hatfield stated that the DSS building is being inspected for the possibility of using it for storage for the County Maintenance Department. Hopefully, this can be done with some minor repairs to make the building safe for storage.

IN RE: T&L WISE COUNTY SOLID WASTE MANAGEMENT FACILITIES AGREEMENT— MOU # 20

A motion was made by Fred Luntsford, seconded by J. H. Rivers, to approve MOU #20 to the Retainer Agreement between Wise County and T&L for preparation of the 2019 Semi-Annual Groundwater Report for the Blackwood Landfill for submission to DEQ. The motion was unanimously approved.

IN RE: RESOLUTION REFINANCING PUBLIC FACILITIES LEASE REVENUE REFUNDING BOND

Attorney Dan Siegel and R. T. Taylor, Vice President, Davenport Public Finance, addressed the Board with an overview of the Strategic Plan of Finance, which will allow the County to permanently finance its IDA Public Facilities Lease Revenue Refunding Bond Anticipation Note, Series 2016 as well as position itself to layer in approximately \$10M of anticipated County-related capital needs in the coming years.

On August 27 and 28, 2019, County Staff, Bond Counsel, and Davenport met with the national rating agencies in New York to discuss the County's Strategic Plan of Finance and request bond ratings on the County's upcoming issuance. Bond ratings provide potential investors with an idea of the County's financial level of comfort with respect to the probability that the County will meet its debt service obligations. Given the current (historically low) interest rate environment and the anticipated investment grade bond ratings, the County is poised to lock-in favorable long-term interest rates on its bonds.

A motion was made by Bobby Cassell, seconded by J. H. Rivers, to approve the Resolution with a plan of financing for, and deems it to be in the best interests of the County to provide funds to refinance, on a long term basis, the Public Facilities Lease Revenue Refunding Bond Anticipation Note, Series 2016.

The motion was unanimously approved.

**RESOLUTION # -2019**

(Said resolution is on file in the County Administrator's Office)

**IN RE: BUDGET AMENDMENTS**

A motion was made by Bob Adkins, seconded by Fred Luntsford, to approve the following budget amendments:

#4.. St. Paul Downtown CDBG Grant	\$527,805.60
#5.. Drone Innovation CDBG Grant	\$227,194.17
#6.. Guest River Brownfields EPA Grant	\$542,765.56
#7.. Drug Court Fund Expense (Non-Grant)	\$ 18,065.00

The motion was unanimously approved.

**IN RE: APPOINTMENT – IDA**

A motion was made by Fred Luntsford, seconded by Bobby Cassell, to re-appoint Jim Scalf to the Industrial Development Authority for a term of 4 years. The motion was unanimously approved.

**IN RE: APPOINTMENT – LONESOME PINE YOUTH SERVICES BOARD**

Robby Robbins nominated Evan Blanton and Kara Mullins to the Lonesome Pine Youth Services Board for a term to end upon graduation.

Fred Luntsford made a motion that nominations cease and Evan Blanton and Kara Mullins be appointed by accumulation. J. H. Rivers seconded the motion. The motion was unanimously approved.

**IN RE: CLOSE SESSION**

A motion was made by Robby Robbins, seconded by J. H. Rivers, to go into close session as permitted by the Code of Virginia per the following Code Sections:

- Section 2.2-3711(A)(6) Investing of public funds
- (A)(7) Consultation with legal counsel
- (A)(1) Personnel

The motion was unanimously approved.

After a brief close session, a motion was made by Bob Adkins, seconded by John Schoolcraft, to reconvene the regular meeting. The motion was unanimously approved.

**IN RE: RESOLUTION CERTIFICATION FOR CLOSE MEETING**

Supervisor Luntsford read certification for close meeting.

A motion was made by Fred Luntsford, seconded by J. H. Rivers, to approve the resolution certifying that only public business matters lawfully exempted from open meeting requirements as were identified in the motion convening the close meeting were discussed or heard by the Wise County Board of Supervisors. The motion was unanimously approved by roll call vote.

**RESOLUTION # -2019**

(Said resolution is on file in the County Administrator's Office)

IN RE: ADDITION TO THE AGENDA

A motion was made by Robby Robbins, seconded by Bob Adkins, to add to the agenda setting a public hearing for private/public sale of property. The motion was unanimously approved.

IN RE: SALE OF PROPERTY

A motion was made by Fred Luntsford, seconded by John Schoolcraft, to set a public hearing for October 10, 2019 to receive citizens' comments regarding the private/public sale of property located at 208 Spring Avenue, Wise, VA. The motion was unanimously approved.

ADMINISTRATOR'S REPORT

County Administrator Hatfield gave an update on the following:

- Forming a Budget Committee with School Board, which will include 2 (two) Board of Supervisor Members and 2 (two) School Board Members, the County Administrator and the School Superintendent.
- The Appalachia High School facility is being promoted by Economic Development for potential use.
- The old DSS facility is being inspected to ascertain whether or not it can be repaired for use by the County's Maintenance Department for storage.
- The old jail house building is scheduled for advertisement in January or February of next year to be demolished.

IN RE: APPOINTMENT BUDGET COMMITTEE (2019-2020 Budget)

Chairman Kilgore appointed Supervisor Robbins and Supervisor Cassell to serve on the upcoming 2019-2020 Budget Committee.

BOARD COMMENTS

Board members voiced their concerns for more jobs to help grow our economy.

Supervisor Luntsford asked that a representative from Comcast be invited to come before the Board with an update on future goals for Wise County.

ADJOURN

A motion was made by Fred Luntsford, seconded by Steve Bates, to adjourn the meeting at 8:52 PM. The motion was unanimously approved.

ATTEST:

WISE COUNTY BOARD OF SUPERVISORS

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Michael W. Hatfield, Clerk

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Dana G. Kilgore, Chairman