

AGENDA

BEDFORD COUNTY BOARD OF SUPERVISORS

MAY 29, 2001

7:30 P.M.

WELCOME

- a. Call to Order
- b. Moment of Silence
- c. Pledge of Allegiance

(1) APPROVAL OF AGENDA

(2) APPROVAL OF CONSENT AGENDA

(3) APPROVAL OF MINUTES – May 14, 2001

(4) FIFTEEN MINUTE CITIZEN COMMENT PERIOD

(5) PUBLIC HEARINGS/PUBLIC APPEARANCES

- a. Dave English, Resident Engineer, Virginia Department Of Transportation---Update On Road Matters

- b. Public Hearing---Proposed Ordinance Reapportioning The Representation On The Board Of Supervisors Of Bedford County, Virginia, By Altering The Boundaries Of The Election Districts By Establishing Voting Precincts And Polling Places

?? Motion To Suspend The Bedford County Board of Supervisors Rules Of Procedure

?? Consideration Of An Ordinance Reapportioning The Representation On The Board Of Supervisors Of Bedford County, Virginia, By Altering The Boundaries Of The Election Districts By Establishing Voting Precincts And Polling Places

- c. Public Hearing---Proposed Ordinance To Amend Section 4 30 (b) Of The Bedford County Code In Order To Add Silk Road, Daybreak Drive, Rising Star Drive, Caravan Drive And Inspiration Drive To The Areas Of Bedford County Within Which Dogs May Not Run At Large

(6) ACTION ITEMS

- a. Consideration Of An Ordinance To Amend And Readopt Article XI, Real Estate Tax Exemption For Certain Seniors And Disabled Persons, Sections 17-127 And 17-133 Of The Code Of Bedford County, Virginia

- b. Authorization To Employ Legal Representation To Investigate Alleged Violation Of The Freedom Of Information Act

- c. Decision Regarding Purchase Option On Property Located On Route 221 At Little Otter River

- d. Request From Bedford County Industrial Development Authority To Proceed With The Development Of The Montvale Center For Commerce

- e. Request By A Citizen To Ask The State Corporation Commission (SCC) To Conduct A Hearing On Proposed Rate Increase By Southside Electric Cooperative

- f. Authorization To Renew Health Insurance Contract With VACo Health Insurance Trust Fund

- g. Authorization To Award Bid For Slope Mower

- h. Request For A Transfer From The Contingency Fund For The Medical Examiner
 - i. Request From The Bedford County Planning Department To Increase The Vehicle Fleet
- (7) BOARD COMMENTS, COMMITTEE REPORTS, REQUESTS AND RECOMMENDATIONS**
- a. Regional Meeting With Roanoke Valley Governments
- (8) APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES**
- a. Blue Ridge Regional Jail Authority
- (9) COUNTY ATTORNEY REPORTS, REQUESTS AND RECOMMENDATIONS**
- (10) COUNTY ADMINISTRATOR'S REPORTS, REQUESTS AND RECOMMENDATIONS**
- a. Bi-Weekly Departmental Update
 - b. Ten Year Financial Forecast
 - c. Update Of The State's CSA Office To Deny A Request For A Supplemental Appropriation
 - d. Compensation Board Spending Reduction Plan
 - e. Bedford Public Library System Board Of Trustees Minutes
- (11) PENDING MATTERS**
- a. Special Use Permit Applications – Crown Castle International
 - # 8-2000 (Abbott property)
 - # 9-2000 (Croft property)
 - # 10-2000 (Johnson property)
 - #SU010001 (Eagle Eyrie)
 - #SU010002 (Whorley property)
 - b. Special Use Permit Application – American Tower L.P.
 - # SU010010 (Cheek property)
 - c. Rezoning Application # RZ010005; Smith Mountain Land & Lumber, Inc.
- (12) UPCOMING MEETINGS**
- ?? June 4, 2001 – Joint Meeting With Bedford County Recreation Commission
 - ?? June 11, 2001 – Regular Meeting
 - ?? June 18, 2001 – Work Session On Board's Goals For FY 2001-2002

Board of Supervisors:

Lucille H. Boggess, Chair - Dist. 7, Kirby E. Richardson, Vice-Chair - Dist. 2, Dale C. Wheeler - Dist. 1, Roger W. Cheek - Dist. 3, Robert L. Bashore - Dist. 4, E. Anthony Ware, II, - Dist. 5 and Bobby G. Pollard - Dist. 6

Staff present: William C. Rolfe, Kathleen D. Guzi, Mike Dorsey, J. G. Overstreet, Sue Gilbert, Johnny Dooley, Bill Hoy and Pam Bohon

Chair Boggess called the meeting to order; a moment of silence was held and the Pledge of Allegiance was said.

(1) Supervisor Pollard made a motion to approve the agenda as presented.

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Adopted Unanimously.

CONSENT AGENDA

BEDFORD COUNTY BOARD OF SUPERVISORS

MAY 29, 2001

ITEM 1 DEPARTMENTAL REPORTS

- a. Animal Warden
- b. Bedford Communications & Warrant Division – Fire & EMS Call Reports

ACTION: Report(s) received

ITEM 2 RESOLUTIONS/MOTIONS

- a. Request from the Bedford County Nursing Home for authorization to advertise an RFP for architectural services
- b. Request from the Department of Planning for authorization to advertise a public hearing on the Zoning Ordinance Text and Map Changes
- c. Resolution from Virginia Department of Transportation to add Oakwood Knoll Drive to the secondary system of state highways

ACTION: Approve resolutions/motions as presented.

ITEM 3 REFUNDS

- a. Lawanda J. Ely
Refund: \$22.66
- b. Gardner Pallets
Refund: \$115.75
- c. Jeffrey D. Graybill
Refund: \$516.28
- d. Polly Hiler
Refund: \$7.28
- e. Mitsubishi Motor Credit of America
Refund: \$123.70
- f. Jimmy D. & Janna L. Queen
Refund: \$8.26
- g. United Leasing Corp.
Refund: \$127.34

- h. Proration Refunds
Refund: \$205.53

ACTION: Authorize and direct Fiscal Management to make refunds as presented.

Supervisor Wheeler commented that the Board was receiving call reports from the fire and rescue departments. He indicated that the report showed an overall number of calls and questioned if that figure was the number of calls responded to or the numbers of calls received. He said he thought it would be helpful to have both figures in order to see what is taking place.

(2) Supervisor Wheeler made a motion to approve the consent agenda as presented.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(3) APPROVAL OF MINUTES:

Supervisor Cheek made a motion to approve the minutes of May 14, 2001 as presented.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(4) FIFTEEN MINUTE CITIZEN COMMENT PERIOD:

The following citizens addressed the Board:

- ?? Jessie Richards – comments in favor of the development of the Montvale Center for Commerce
- ?? Tom Foster – comments regarding the property the Board is considering on Route 221 at Litter Otter River
- ?? John Sublett – comments regarding motion to suspend rules of procedure in order to take action on the redistricting ordinance; comments regarding item 6b. on the agenda
- ?? Talbert Huff – Complimented the Board and the Redistricting Committee on their redistricting efforts
- ?? Bob Ross – comments on item 6b. on the agenda
- ?? Rita Hackworth – comments regarding opposition to the changes in District 3 with regard to redistricting

(5) PUBLIC HEARINGS/PUBLIC APPEARANCES:

(5a.) Bob Sutton, Assistant Resident Engineer, Virginia Department of Transportation, appeared before the Board and reported the following:

- ?? On-going secondary projects – Route 755 and Route 651
- ?? Route 691 between Route 746 and Route 747 – bid proposal has been submitted to the Salem district for advertisement
- ?? Two turn lane projects off of Route 460 - Route 668 work is on-going and Route 680 currently in the engineering stage
- ?? Working with Walmart to extend the left turn lane
- ?? Annual plant mix is underway on Route 460, Route 221, Route 43, Route 24
- ?? Trenching on Route 221
- ?? Installing new guardrail on Route 460 around the by-pass area
- ?? Right-of-way clear on Route 501 for the spot improvements
- ?? Route 221 project – still in acquisition/ right-of-way stage; current advertisement date of November
- ?? Route 460 Corridor study has been completed; proposed draft has been submitted
- ?? Annual transportation planning meeting scheduled for July 11th

?? Route 634 bridge at Hardy was hit over the weekend several times in several places; currently evaluating the damage

?? Working with D-Day foundation getting ready for the dedication ceremony on June 6th to assist in traffic control

Supervisor Pollard questioned if VDOT had received any reports from the engineer regarding the turn lanes on Route 697 at Jaycee Camp Road and Mr. Sutton replied that he had not, but he would check on it.

(5b.) A public hearing was held on a proposed ordinance reapportioning the representation on the Board of Supervisors of Bedford County, Virginia, by altering the boundaries of the election districts by establishing voting precincts and polling places.

Sue Gilbert, Economic Development Coordinator, appeared before the Board and provided background information on the redistricting process, which included a summary of how we got to the point we are currently in the redistricting process. She noted that the Code of Virginia, the Constitution of Virginia, and the Voting Rights Act give the authority for this process. She also noted that there have been two areas of concern in the process which includes the Kelso area and the area of District 3.

The public hearing was opened, the following people spoke: Talbot Huff, Nancy Byerle, Rex Arrington, Rita Hackworth, James L. Campbell, John Sublett, Tom Foster, Robert L. Crouch, Bruce Reicherderfer, Debbie Catron, Richard Ruff, Marie Batten, Marie Creasey, Milton Cheek, Sara Saunders, Sandy Cranston, Steve Arrington. There being no one else desiring to speak; the public hearing was closed.

Chair Boggess requested staff to address the need for the Board to suspend its Rules of Procedure and take action tonight.

The County Administrator responded that the major reason was due to time constraints; he said candidates who wish to run in the November election are unable to circulate petitions to have their names placed on the ballot until an ordinance is adopted by the Board and a plan is submitted and approved by the Department of Justice. He said there was also a time constraint on the Registrar's Office in terms of her notifying people of changes in their districts, their precincts, and their polling place locations; there is also a time constraint with the Department of Justice in getting their approval on a plan, which normally takes 60 days.

The County Administrator commented in regard to the voting precincts, he didn't think it was necessary for the Board to vote on that matter tonight, because in the proposed redistricting ordinance, the precincts and the polling places would not be effective until July 1st; he said the Board could hold another public hearing on the precincts and polling places.

Supervisor Wheeler commented that it appears the districts and the precincts are two separate issues and the Board would have time to consider restoring the Kelso precinct; he questioned the latest date the Board could take action.

Marie Batten, Registrar, responded if there was a Democratic or Republican Primary it would be scheduled for August 21st. She said she was required by law to submit any changes to voting precincts and/or districts 15 days prior to a Primary. She noted that the Board also needs to keep in mind if the Justice Department finds any problems with the Plan which is submitted, the time will start over again.

The question was asked of how we got in such a time bind. The County Administrator commented that the U. S. Census Bureau did not get the information out as quickly as hoped to the local governments in order that they could start on redistricting; he said this delayed the entire process.

A discussion ensued among Board members regarding how the districts shifted. It was noted that the process was not an easy process due to shifting people around from district to

district in order to meet the +/- 5% criteria. It was noted that some districts lost people where other districts picked up people. The comment was made that the process was similar to a domino effect.

Chair Boggess requested Marie Batten, Registrar, to explain how the changes on the state level affected the county level.

Ms. Batten appeared and discussed the changes in the state's redistricting plan which split Bedford County almost in half with the line separating the 22nd House district (Byron) and the 19th House district (Putney). The state's redistricting plan caused the plan which Bedford County had proposed (Plan 9), to have eight split precincts. The Bedford County Electoral Board felt this would cause a huge problem for the registered voters, as well as the election officials, so they devised "Plan 14".

Ruby Dooley, citizen in the audience spoke out regarding her opposition to the Wheatland Road precinct being divided.

Supervisor Cheek commented that he was still not pleased with Plan 14 and commented there were quite a few people here tonight that feel the same way he does, and that there were also quite a few people he has spoken with, who were unable to make it to the meeting, that are not pleased with this as well.

Supervisor Richardson made a motion to suspend the Bedford County Board of Supervisors Rules of Procedure.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: Mr. Cheek

Adopted.

Supervisor Richardson made a motion to adopt the proposed Bedford County Redistricting Plan 2001 and Ordinance Reapportioning the Representation on the Board of Supervisors. The portion of the Ordinance designated as Article II, Election Districts, shall be effective immediately; the portion of the Ordinance designated as Article III, Precincts and Polling Places, shall be effective at 12:01 a.m., July 1, 2001.

The question was asked if this motion would include restoring the voting precinct in the Kelso area. The County Attorney replied no; he said the Board could vote on the districts tonight and not vote on the precincts if they needed time to consider restoring the precinct in the Kelso area. A discussion ensued regarding the procedure that would need to be followed to restore the precinct in the Kelso area. The County Attorney noted that another public hearing would have to be held to restore the Kelso precinct.

The County Attorney requested a five minute recess in order to review the precinct issue; the Board reconvened.

The County Attorney then concluded that if no action were taken on the Kelso precinct it would remain in existence and that he had developed the language needed in order to accomplish this. He noted that Supervisor Richardson's motion should be amended to add..."except that that portion of the Kelso precinct within the new district 5 would continue to exist and the current polling place would continue to exist".

Supervisor Cheek asked for clarification on the motion; the County Attorney offered clarification.

Supervisor Cheek commented that he appreciates the fact of restoring the Kelso precinct back but he thinks the Board needs to look at the boundaries of District 3 as well.

Supervisor Pollard questioned what solution has been offered for District 3. Supervisor Cheek commented, "return the Huddleston area back to District 3".

A discussion ensued regarding returning the Huddleston area back to District 3. It was noted that returning the Huddleston area to district 3 would make that district exceed the required +/- 5% criteria. It was noted that the White House precinct had a population of 2,015.

Chair Boggess requested the amended motion be read aloud.

Supervisor Richardson made a motion to adopt the proposed Bedford County Redistricting Plan 2001 and Ordinance Reapportioning the Representation on the Board of Supervisors. The portion of the Ordinance designated as Article II, Election Districts, shall be effective immediately; {with regard to the precincts, the exception would be that that portion of the Kelso Precinct within the new district 5 will continue to exist and its present polling place will continue to exist} {read by the County Attorney}.

The County Attorney requested Supervisor Richardson make a statement to incorporate what he read as part of his motion.

Supervisor Richardson stated that he incorporates Mr. Overstreet's (County Attorney) comments as part of his motion pertaining to the precincts.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: Mr. Cheek

Adopted.

Note: The portion of the Ordinance designated as Article III, Precincts and Polling Places, will be effective at 12:01 a.m., July 1, 2001 as noted in the original motion above.

(5c.) A public hearing was held on a proposed ordinance to amend Section 430 (b) of the Bedford County Code in order to add Silk Road, Daybreak Drive, Rising Star Drive, Caravan Drive and Inspiration Drive to the areas of Bedford County within which dogs may not run at large.

The County Administrator noted that all appropriate requirements have been met in order to conduct the public hearing.

The public hearing was opened; the following people registered to speak: Charles Friedman, Anne Hwang, Loren Brown, Helen Wimberly and a gentleman who did not state his name; there being no one else desiring to speak, the public hearing was closed.

The Board will consider the proposed ordinance at their next regular meeting.

(6) ACTION ITEMS:

(6a.) At the last regular meeting a public hearing was held on a proposed ordinance to amend and readopt Article XI, Real Estate Tax Exemption for certain seniors and disabled persons; it would now be in order for the Board to consider the proposed ordinance.

Supervisor Bashore made a motion to adopt the ordinance to amend and readopt Article XI, Real Estate Tax Exemption for certain seniors and disabled persons, Section 17-127 and 17-133 of the Code of Bedford County, Virginia.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(6b.) J. G. Overstreet, County Attorney, reported in regard to a complaint filed on an alleged violation of the Freedom of Information Act, the matter has been referred by the Bedford County Commonwealth Attorney (due to his relationship with the Board) to the Commonwealth Attorney in Patrick County. He stated as County Attorney he represents the Board as an entity, which he feels is similar to representing corporate counsel. He said in this particular situation he does not feel

comfortable representing individual Board members and commented that he felt it would be best if the Board obtained outside counsel.

Mr. Overstreet indicated that he had spoken with Roger Wiley with the law firm of Hefty and Wiley in Richmond. He said Mr. Wiley indicated he would be in the Bedford area next Monday and could speak with those Board members involved. Mr. Overstreet indicated the cost for Mr. Wiley's visit would be approximately \$1,000.

Supervisor Pollard questioned if the costs associated with this matter could be charged back to the complainants.

The County Attorney replied that there was a possibility, but that it would be very difficult to pursue.

Supervisor Pollard commented that he would like the Board to consider charging this cost back to the complainants because things like this cost the taxpayers thousands of dollars.

Supervisor Cheek commented that due to the fact he was a witness in the investigation, he would abstain from voting.

Supervisor Wheeler made a motion to employ the law firm of Hefty and Wiley to represent the Board members involved in the investigation of the alleged violation of the Virginia Freedom of Information Act with the intention of pursuing reimbursement to the taxpayers of Bedford County upon winning the case.

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Abstain: Mr. Cheek

Adopted.

(6c.) The County Administrator reported at the March 26th Board meeting a motion was made to extend a purchase option on a 317 acre tract of land on Route 221 at Little Otter River; the purchase option was extended through May 31, 2001. That action was taken in order to allow time for further consideration of the matter and to allow for possible discussions with the City of Bedford.

Supervisor Wheeler made a motion that Bedford County decline to exercise the option to purchase a 317 acre tract of land located on Route 221 at Little Otter River in Bedford County and owned by F.L. Ankers and Maria Elizabeth Freire.

Supervisor Wheeler commented that since this project started as a regional concept he would like to request Board members talk to their Planning Commission members to make sure the property remains zoned industrial since there is very little industrial property in Bedford County. He said even though we do not own the property, he would like to request the Board move along with running public utilities to this property because he feels if this property had public utilities it would sell, which in turn would bring in jobs and an additional tax base.

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Adopted Unanimously.

(6d.) A memo was received from Sue Gilbert, Economic Development Coordinator, indicating the Bedford County Industrial Development Authority adopted a motion for staff to proceed with steps required to develop the Montvale Center for Commerce, contingent on the concurrence of the Board of Supervisors.

Supervisor Pollard commented that the Board has discussed this issue several times and he feels the Board should move forward with this. He said we own the property, the property is

zoned, we have a partial grant to put part of the road in, the funds are available in the CIP to put in sewage, and the Montvale Water Company has agreed to furnish water.

Supervisor Pollard made a motion encouraging the Bedford County IDA proceed with development of the Montvale Center for Commerce.

There followed a discussion among members of the Board and staff. Several concerns expressed by members of the Board included the lack of ability to recoup money from the property, and concern over water and sewer matters.

Voting yes: Mr. Wheeler, Mr. Bashore, Mr. Pollard and Mrs. Boggess

Voting no: Mr. Richardson, Mr. Cheek and Mr. Ware

Adopted.

(6e.) A request was received from Clifford Smith of Moneta asking the Board to request the State Corporation Commission (SCC) conduct a hearing on a proposed rate increase by Southside Electric Cooperative in our area as opposed to holding a hearing in Richmond.

Supervisor Bashore made a motion directing the County Administrator to send a letter to the SCC requesting that the public hearing scheduled on Southside Electric Cooperative's rate increase be held in the Southside service area as opposed to Richmond.

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Adopted Unanimously.

(6f.) The Board received a memo from Kathleen Guzi, Deputy County Administrator, on behalf of the Health Insurance Committee, requesting renewal of the Health Insurance Contract for the county.

Supervisor Pollard made a motion authorizing the renewal of the Health Insurance Contract with VACo Health Insurance Trust Fund with MAMSI as the insurance carrier with a 12% increase in rates as shown below; and further to add a 5th tier category to allow an employee with two children to pay a rate that is more reflective of the potential cost of services rather than requiring them to pay for a family plan; and further to establish that the employer contribution for this plan be established in the amounts shown below and to pay for the increased cost of the health insurance program this year with funds from the Health Insurance Funds.

RENEWAL FY 2001-2002	PREMIUM	COUNTY SHARE	EMPLOYEE SHARE
EMPLOYEE ONLY	\$290	\$227	\$ 63
EMPLOYEE + 1 CHILD	\$463	\$326	\$137
EMPLOYEE + CHILDREN	\$525	\$262	\$263
EMPLOYEE + SPOUSE	\$583	\$271	\$312
EMPLOYEE + FAMILY	\$670	\$354	\$316

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Adopted Unanimously.

(6g.) The County Administrator reported in response to an Invitation to Bid for a slope mower, one bid was received for a cost of \$26,102.00. The bid was for a DewEze model ATM 72 and was from Gloucester Equipment, Inc. in White Marsh, Virginia, which is the sole Virginia dealer for this brand, and is the dealer who demonstrated the mower.

Supervisor Bashore made a motion to approve the bid for one DewEze Model ATM 72 slope mower from Gloucester Equipment, Inc. in the amount of \$26,102.00, and to authorize the purchase of same.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(6h.) Bedford County appropriated \$1,200 for the services of the medical examiner for FY 2000-01; as of April 30, 2001, the county had expended \$1,250. It was anticipated that an additional \$750 will cover remaining expenditures during the fiscal year; a transfer from the contingency fund was requested.

Supervisor Wheeler made a motion to approve a TRANSFER from the Contingency Fund in the amount of \$800 to Department 3530, Medical Examiner.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(6i.) A request was received from the Planning Department to increase the vehicle fleet to add a third vehicle. The purchase of a new vehicle was budgeted for this fiscal year; the vehicle was recently purchased and delivered to the county.

Supervisor Richardson made a motion to authorize the increase of one vehicle to the vehicle fleet, with this vehicle to be assigned to the Planning Department.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

(7) BOARD COMMENTS, COMMITTEE REPORTS, REQUESTS AND RECOMMENDATIONS:

(7a.) Supervisor Richardson reported that Bedford will be hosting a regional meeting on July 12th with Roanoke Valley Governments which include the City of Roanoke, Roanoke County, Botetourt County, Franklin County, the City of Salem, the Town of Vinton and Bedford County.

The group is requesting that each governing body appoint an elected official, an administrative official and a citizen to a sub-committee that will work on establishing a regional identity for economic development and tourism purposes.

The County Administrator pointed out that the county needs to notify Roanoke County by June 18th of the appointment; it was suggested that Sue Gilbert be appointed as staff member and Supervisor Richardson as the elected official.

The Board will consider this matter at their next regular meeting.

(8) APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES:

The following resolution was presented:

WHEREAS, the Blue Ridge Regional Jail Authority Service Agreement dated November 10, 1994, as amended, states that members of the Authority Board shall be elected for three-year terms and that the terms of the initial Board expire June 30, 1998; and

WHEREAS, the governing body of each participating jurisdiction has appointed a member and an alternate whose current terms expire June 30, 2001; and

WHEREAS, the governing body of each jurisdiction has been requested by the Authority to appoint a member and an alternate for a term commencing July 1, 2001, and ending June 30, 2004.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that E. Anthony Ware, II is hereby appointed as a member of the Blue Ridge Regional Jail Authority and William C. Rolfe is appointed as the alternate for such member, each for a term commencing July 1, 2001 and ending June 30, 2004.

Supervisor Richardson made a motion to approve the resolution.

Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware, Mr. Pollard and Mrs. Boggess

Voting no: None

Adopted Unanimously.

(9) COUNTY ATTORNEY REPORTS, REQUESTS AND RECOMMENDATIONS:

J. G. Overstreet, County Attorney, reported that he has been receiving correspondence from an individual (Dwight Lawson) for about two years. He indicated that Mr. Lawson was in prison and has sued about 1/3 of the counties in the State of Virginia along with some other individuals. He said he was served papers about a month ago indicating that Mr. Lawson was suing Bedford County for \$10 million. He said he passed the paper work along to Risk Management who in turn sent it to an attorney, Robert Ryder, in Roanoke, who has been representing other counties throughout the state and was familiar with the matter; Mr. Ryder has filed pleadings to dismiss the matter on the county's behalf.

(10) COUNTY ADMINISTRATOR'S REPORTS, REQUESTS AND RECOMMENDATIONS:

(10a.) The Board received a copy of the bi-weekly departmental update from Bill Hoy, Public Information Officer.

(10b.) The County Administrator pointed out a copy of a memo from Kathleen Guzi, Deputy County Administrator, regarding a ten year financial forecast and noted that the county's financial advisors are tentatively scheduled to come to the Board's July 9th meeting to do a presentation.

(10c.) The Board received a copy of a memo from Kathleen Guzi, Deputy County Administrator, regarding an update of the state's CSA Office denying a request for a supplemental appropriation.

(10d.) The Board received a copy of a memo from Kathleen Guzi, Deputy County Administrator, regarding the Compensation Board Spending Reduction Plan.

(10e.) The Board received a copy of the Bedford Public Library System Board of Trustees minutes for April 10, 2001.

(11) PENDING MATTERS:

a. Special Use Permit Applications – Crown Castle International

8-2000 (Abbott property)

9-2000 (Croft property)

10-2000 (Johnson property)

#SU010001 (Eagle Eyrie)

#SU010002 (Whorley property)

b. Special Use Permit Application – American Tower L.P.

SU010010 (Cheek property)

c. Rezoning Application # RZ010005; Smith Mountain Land & Lumber, Inc.

Chair Boggess reminded Board members of the meeting with the Bedford County Recreation Commission scheduled on June 4th.

Supervisor Ware made a motion to adjourn the meeting at 10:12 p.m.

**Voting yes: Mr. Wheeler, Mr. Richardson, Mr. Cheek, Mr. Bashore, Mr. Ware,
Mr. Pollard and Mrs. Boggess**

Voting no: None

Adopted Unanimously.

Chairman

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