



MINUTES

BEDFORD COUNTY BOARD OF SUPERVISORS

BEDFORD COUNTY ADMINISTRATION BUILDING

SEPTEMBER 25, 2017

7:00 P.M. REGULAR MEETING - BOARDROOM

- (1) Call to Order & Welcome**
- (2) Moment of Silence**
- (3) Pledge of Allegiance**
- (4) Approval of Agenda**
- (5) Citizen Comments (15 Minutes)**
- (6) Consent Agenda**
 - a. Consideration of a request from the Clerk of the Circuit Court Authorizing Acceptance and Supplemental Appropriation of an Item Conservation Grant in the amount of 10,910 (no local match is required). (*Resolution #R092517-01*)
 - b. Consideration of a request from the Department of Fire & Rescue to submit an application for the Rescue Squad Assistance Fund in the amount of \$50,677.25 (local 20% match of 10,135.45 will come from EMS for Future Funds. (*Resolution #092517-02*))
 - c. Consideration of a request from VDOT to add Madison Mountain Lane (Route 1356) and Willow Valley Lane (Route 1357) to the Secondary System of State Highways. (*Resolution #R092517-04*)
- (7) Approval of Minutes – July 10 and July 24, 2017**
- (8) Public Hearings & Presentations**
 - a. **Joint Presentation with the Planning Commission – Forest Urban Development Plan** (*no documentation for this item*)
 - *Staff Presentation by Community Development Director Gregg Zody*
 - b. Presentation regarding FFA and 4-H

- *Presentation by Joy Powers*
- c. Presentation by the Department of Social Services regarding Youth Services case loads. *(no documentation for this item)*
 - *Staff Presentation by Director of Social Services Andy Crawford, CSA Coordinator Paul Baldwin, and Family Services Manager Tomi Turner*

(9) Action & Discussion Items - none

(10) Board Committee Reports - none

(11) Board Member Comments

(12) Board Appointments

- a. Appointments are needed for the Department of Social Services Board *(applications will be sent to the Board under separate cover) (Resolution #R092517-03)*

(13) County Attorney Report

- a. Discussion regarding lifetime dog licenses

(14) County Administrator Report

- a. Summary Update – Short-term Rentals
- b. **Closed Session** pursuant to §2.2-3711 (7) – 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. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

(15) Board Information

- a. Bedford County Transportation Safety Commission meeting minutes from July 20, 2017
- b. Bedford County Planning Commission meeting minutes from April 18, May 16, and June 20, 2017

- c. Bedford Public Library System Board of Trustees meeting minutes from August 1, 2017
- d. Bedford Communications Report for August 2017
- e. Department of Social Services Board meeting minutes from July 13, 2017
- f. Bedford Regional Water Authority Board of Directors meeting minutes from July 18, 2017
- g. Department of Community Development Building Report for August 2017
- h. Information Item from the Treasurer's Office – Tax Collections for period ending June 20, 2017

(16) Board Calendar and Reminders

- October 10 – Joint Work Session with the Economic Development Authority at 5:00 pm in the Ground Floor Meeting Room
- October 23 – Regular Meeting at 7:00 pm

Adjourn

7:00 P.M.

Board of Supervisors: Curry Martin, Chairman, District 2; Bill Thomasson, Vice-Chairman, District 1; John Sharp, District 4; Tommy Scott, District 5; Andy Dooley, District 6; and Kevin Willis, District 7

Absent: Steve Wilkerson, District 3

Staff: County Administrator Carl Boggess, Deputy County Administrator Reid Wodicka, County Attorney Patrick Skelley, Community Development Director Gregg Zody, Planner Jordan Mitchell, Planner Mark Jordan, Social Services Director Andy Crawford, Treasurer Rebecca Jones, and Executive Assistant Brigitte Lockett

REGULAR MEETING

- (1) Chairman Martin called the meeting to order and welcomed those in attendance.
- (2) Chairman Martin asked the room to observe a moment of silence.
- (3) Chairman Martin led the room in the pledge of allegiance.

(4) Approval of Agenda

Supervisor Willis made a motion to approve the agenda as presented.

Voting yes: Mr. Martin, Mr. Thomasson, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(5) Citizen Comments

- Russell Eilbert, 2966 Horseshoe Bend Road, Moneta, addressed the Board regarding issues he has had with EMS services, not being taken to the veterans hospital as he requested (which resulted in large medical bills), being threatened by EMS personnel at the time of his accident, etc. He asked the Board for assistance in taking care of these issues.
- Amanda Brewster, Huddleston, addressed the Board requesting that they consider easing the noise ordinance restrictions at Smith Mountain Lake.

(6) Consent Agenda

Mr. Boggess read aloud the following items on the consent agenda for the benefit of those in attendance:

- a. Consideration of a request from the Clerk of the Circuit Court Authorizing Acceptance and Supplemental Appropriation of an Item Conservation Grant in the amount of 10, 910 (no local match is required). (*Resolution #R092517-01*)
- b. Consideration of a request from the Department of Fire & Rescue to submit an application for the Rescue Squad Assistance Fund in the amount of \$50,677.25 (local 20% match of 10,135.45 will come from EMS for Future Funds). (*Resolution #092517-02*)
- c. Consideration of a request from VDOT to add Madison Mountain Lane (Route 1356) and Willow Valley Lane (Route 1357) to the Secondary System of State Highways. (*Resolution #R092517-04*)

Supervisor Thomasson made a motion to approve the consent agenda.

Voting yes: Mr. Martin, Mr. Thomasson, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(7) Approval of Minutes

Supervisor Dooley made a motion to approve the minutes of July 10 and July 24, 2017 as presented.

Voting yes: Mr. Martin, Mr. Thomasson, Mr. Sharp, Mr. Scott, Mr. Dooley and

Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(8) Public Hearings & Presentations

(8a) Planning Commission Chairman Josiah Tillet called the Planning Commission to order for a joint presentation of the Forest Urban Development Plan. Planning Commissioners present were Lewis Huff, District 1; Jeff Burdett, District 2; Josiah Tillet, Chairman, District 4; David Mays, District 6; and Tom Woodford, Vice-Chairman, District 7. Absent were Harold Brown, District 3, and John Dawson, District 5.

Community Development Director Gregg Zody introduced consultants Sam Shreder and Max Pastore from Rhodeside & Harwell.

Mr. Shreder stated this project had been ongoing for approximately nine months, and that they were addressing the Board this evening in order to obtain their feedback before progressing with this study. *(The full presentation from this meeting is on file in the County Administration Office for public review.)* He briefly explained the purpose of an Urban Development Area (UDA), and the requirements needed to meet such a designation. He noted that the streets and neighborhoods are not currently well connected, and the area needs to be more pedestrian and bike friendly.

Mr. Pastore then took over the presentation, noting that this plan will help guide developers in the future. He explained where they believe the UDA boundaries should be, design suggestions, where the focus areas (potential development areas) should be, etc. Mr. Pastore noted that the Thomas Jefferson Road corridor would be established as the UDAs developmental spine. He also clarified that they are looking to preserve the natural beauty and green spaces of the area while coordinating new development as a cohesive network of neighborhoods. He spent considerable time explaining their design rational and gave several examples of where they have successfully applied similar design concepts in other areas. Mr. Pastore ended his presentation with a variety of concept plans for neighborhood and street connections.

Mr. Shreder explained they will be meeting again on October 5th with the Steering Committee, and reiterated that this plan is still very much in the “concept” phase. He and Mr. Pastore then took questions from the Board.

Supervisor Sharp noted that the speed limit through that area will need to be carefully considered, as it serves as a commercial corridor; slower speeds will create traffic issues.

Mr. Pastore and Mr Shreder agreed this is a valid point, and they will work with VDOT to determine the appropriate speed. They noted that rerouting the traffic through the proposed grid systems

should lighten the traffic on Route 460. Supervisor Sharp noted that the expense of the utilities in that area could also be prohibitive to development. Chairman Tillett stated that he concurred with Supervisor Sharp's traffic concerns. Commissioner Woodford mentioned that parallel and thru-routes might also work well. Mr. Pastore noted that the future business fronts could also be situated differently than is shown in the concept plan so everything is not feeding directly off of Route 460.

There followed a discussion with a number of clarifying questions from the Supervisors and the Commissioners.

Chairman Tillett called for a motion to adjourn the Planning Commission; the motion was made by Commissioner Burdett and seconded Commissioner Woodford; the motion passed unanimously; the Planning Commission adjourned.

(8b) Agricultural Economic Development Advisory Board member Joy Powers addressed the Board with a presentation regarding FFA and 4-H. Miss Powers introduced Ethan Jackson (son of Jonathan and Amy Jackson), Josh Powers (son of Jeff and Karen Powers), and Andrew Tucks (son of Keith and Holly Tuck). She noted that Chad Hicks (son of Joe and Melissa Hicks) is also a member of this group but could not attend as he is in his first semester at Virginia Tech. She stated that they will be representing the County at the Keystone Competition next week, and presented them with special belt buckles recognizing their recent accomplishments.

(8c) Social Services Director Andy Crawford, CSA Coordinator Paul Baldwin, and Family Services Manager Tomi Turner addressed the Board regarding Youth Services case loads. Mr. Crawford noted that, since July 1, 2017, his department has received 19 new children in foster care. He said this makes a total of 74 children in foster care, which is the highest number of cases they have ever handled. Mr. Crawford stated that this will have a fiscal impact during the upcoming budget season.

Mr. Baldwin noted that it is difficult to determine what the costs will be as it depends on a number of issues specific to each child, but his best estimate is \$256,000 (total, not local, cost) if the children stay in foster care for 12 months. There are also now over 30 children in private day school. He reviewed a number of other anticipated costs and needs, noting it is very difficult to predict what those final amounts will be.

There followed a brief discussion between Mr. Crawford, Mr. Baldwin, and members of the Board.

(9) Action & Discussion Items - none

(10) Board Committee Reports - none

(11) Board Member Comments

Supervisor Sharp asked for, and received, the Board's consensus to have staff develop an ordinance regarding the residential installation of solar power.

Supervisor Sharp also asked for, and received, consensus from the Board to add to the Legislative Priorities a request to designate Route 221 (from Carol's Place in Forest to the Town limits in Bedford) as Lacey E. Putney Memorial Highway.

(12) Board Appointments

Mr. Crawford explained two members are leaving the DSS Board in December; by appointing these new members now, they will be able to attend the local training, which will in turn save them costs in traveling expenses. He then briefly gave a background history on each of the proposed appointees.

Supervisor Willis made a motion to appoint Kate Ellis and Laura Carey to the Department of Social Services Board. Both terms will end on December 31, 2021.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(13) County Attorney Report

Attorney Skelley stated there has been a request from the County's Treasurer to create a lifetime dog license. He reviewed the various issues involved, and Treasurer Becky Jones commented from the audience that a lifetime license would significantly reduced the amount of administrative work in her department. After a brief discussion, the Board reached a consensus to leave the current license system in place for now.

Attorney Skelley asked for, and received, the Board's consensus to revise the noise ordinance with regard to hours (modifying it to 11pm to 6am) and the distance limit to 250'.

Attorney Skelley asked for, and received, the Board's consensus to modify the Tax Ordinance to include an exemption for the widow/widowers of first responders and military personnel killed in the line of duty.

(14) County Administrator Report

(14a) Mr. Boggess stated that the revision to short-term rentals will be on the November 27th meeting for a public hearing. Supervisor Sharp reiterated his opinion that it will be too much trouble for the

people renting out space on AirBNB, which he feels will create a shortage of available rooms for tourism. Chairman Martin said people make a living off these rentals and will continue to do so whether we extend this ordinance to include AirBNB or not. A brief discussion followed regarding the potential impacts of this suggested revision.

(14b) Supervisor Dooley made a motion to go into Closed Session §2.2-3711 (7) – 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. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

Supervisor Willis made a motion to go back into regular session.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

WHEREAS, the Bedford County Board of Supervisors has convened a Closed Meeting, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Bedford County Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law.

NOW, THEREFORE BE IT RESOLVED, that the Bedford County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the

motion convening the closed meeting was heard, discussed or considered by the Bedford County Board of Supervisors.

| <u>MEMBERS:</u> | <u>VOTE:</u> |
|-------------------------------|---------------------|
| Curry Martin, Chairman | Yes |
| Bill Thomasson, Vice Chairman | Yes |
| Steve Wilkerson | Absent |
| John Sharp | Yes |
| Tommy Scott | Yes |
| Andy Dooley | Yes |
| Kevin Willis | Yes |

(15) Board Information

(15a) The Board was given a copy of the Bedford County Transportation Safety Commission meeting minutes from July 20, 2017 for review.

(15b) The Board was given a copy of the Bedford County Planning Commission meeting minutes from April 18, May 16, and June 20, 2017 for review.

(15c) The Board was given a copy of the Bedford Public Library System Board of Trustees meeting minutes from August 1, 2017 for review.

(15d) The Board was given a copy of the Bedford Communications Report for August 2017 for review.

(15e) The Board was given a copy of the Department of Social Services Board meeting minutes from July 13, 2017 for review.

(15f) The Board was given a copy of the Bedford Regional Water Authority Board of Directors meeting minutes from July 18, 2017 for review.

(15g) The Board was given a copy of the Department of Community Development Building Report for August 2017 for review.

(15h) The Board was given an Information Item from the Treasurer's Office – Tax Collections for period ending June 30, 2017 for review.

(16) Board Calendar & Reminders

Mr. Boggess noted the following upcoming meetings on the Board's calendar: October 10 – Joint Work Session with the Economic Development Authority at 5:00 pm in the Ground Floor Meeting Room; October 23 – Regular Meeting at 7:00 pm

(17) Adjourn

Supervisor Scott made a motion to adjourn the meeting at 9:06 pm.

**Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and
Mr. Willis**

Voting no: None

Absent: Mr. Wilkerson

Motion passed.