

**CRAIG COUNTY BOARD OF SUPERVISORS
MARCH 2nd , 2023 – 6:00 P.M.
CRAIG COUNTY COURTHOUSE**

AT A REGULAR MEETING of the Craig County Board of Supervisors conducted on the 2nd day of March at 6:00 p.m. in the Craig County Court House Courtroom.

PRESENT:

Jesse Spence – Chair
Rusty Zimmerman-Vice Chair
Carl Bailey-Supervisor
Keith Dunbar-Supervisor
Jason Matyas-Supervisor

Dan Collins - Clerk

OPEN MEETING

Meeting was called to order at 6:00 p.m. by Mr. Spence. The invocation was given by Mr. Matyas, followed with the Pledge of Allegiance.

**REQUESTS TO POSTPONE, ADD TO OR CHANGE THE ORDER OF
AGENDA ITEMS**

Mr. Spence asked if there were any changes to the agenda items. Mr. Collins moved VII. D. Transient Occupancy, moved to VIII. Following Public Hearing A.

CONSENT ITEMS

R23-13

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF CRAIG
COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY COURTHOUSE
ON THURSDAY, MARCH 2nd, 2023**

RESOLUTION APPROVING AND CONCURRING IN CERTAIN ITEMS SET FORTH ON THE BOARD OF SUPERVISORS AGENDA FOR THIS DATE DESIGNATED AS THE CONSENT ITEMS

BE IT RESOLVED by the Board of Supervisors of Craig County, Virginia, as follows:

1. That the certain section of the agenda of the Board of Supervisors for March 2nd, 2023 designated as the Consent Items be, and hereby is, approved and concurred in as to each item separately set forth in said section designated Items 1 through 2, inclusive, as follows:
 1. Approval of minutes – February 2nd, 2023
 2. Claims and Warrants
 3. Approving Gift to Retiring Commissioner
2. That the Clerk to the Board is hereby authorized and directed where required by law to set forth upon any of said items the separate vote tabulation for any such item pursuant to this resolution.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023 adopted this Resolution.

Mr. Spence asked for a motion on Consent Items, R23-13. Mr. Bailey made a motion, seconded by Mr. Dunbar, to approve Resolution R23-13. Voting was as follows: Mr. Zimmerman, abstain, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

BRIEFINGS

- A. Brandon King, Craig County Building Inspector- Introduction – Mr. Collins introduced Mr. King who has a degree in meteorology. Mr. King has all his certificates and will be taking the Building Inspector certification within the year. Mr. King is happy to be here and thanks the board.
- B. Robin Keeler, VDOT - No Land Development and one logging Permit Issued 1/20/23 to 02/13/23. No traffic Engineering work order was submitted. Mowing Sinking Creek area and brush cleaning. Ditching and Pipe cleaning, shoulder on route 311 southbound Craig Valley Drive/ Paint Bank Road southbound. Patching on Route 311 Salem Ave and Potts Mountain Road. Grading and stone as needed. County wide cleaning up after wind damage. Completed projects, cleaned up trees and open pipes on Route 311 in the Potts Mount and Paint Bank Areas. Cleared high elevation routes of ice storm hazards, Dead tree removal on Route 611, Peaceful Valley Road and added stone as needed. Bridge Projects Route 311 (New Castle) Bridge Replacement over Meadow Creek, temporary signal, single land traffic configuration, and reduced speed limit is in service. Phase 1 bridge and approaches are complete. Phase 2 southbound side of the bridge and approaches are underway. Abutment B north side concrete is complete. Road construction underway pending weather conditions. Abutment A, concrete completed. Beams installed and rebar for superstructure installed. Deck concrete placement schedule for 2-22-23, pending weather. Multiple challenges impacted the project schedule requiring the signal to remain in place until the March/April 2023 timeframe. Additional roadway approach grading was required, contractor equipment breakdowns have been impacted by supply chain challenges, and the late fall wet weather has flooded the work area and slowed productive work. Asphalt plants are expected to be reopened in March/April 2023 to allow the final approach paving and signal removal. The December date to remove the signal was just a milestone and not the completion date. The actual contract completion date is May 23, 2023 and they are on schedule. 626 Bethel Church Road, route 626 will be closed from 8 am on March 13, 2023 through March 16, 2023 at 4:00 pm to allow for the replacement of the existing bridge over Sinking Creek with a concrete slab. The structure is located 0.06 miles from Rte. 624, Little Mountain Road and 1.0 miles from Rte. 42, Cumberland Gap Road. Signs have been installed warning of the closure and the detour is approximately 6.5 miles. Every effort will be made to complete the project as quickly as possible.
- C. Trace Bellassai, Broadband- No Update
- D. Bill Wolfe, Preserve Craig County, Mountain Valley Pipeline – No update.
- E. Woody Lipps, Chairman, Craig Valley Railbed Scenic Trail Update-Mr. Lipps supplied a briefing regarding Virginia Tech Extension program looking at economic analysis. Provided parameters for the project as too complex for their program. We will still apply but submit application focusing on social concerns for

example crimes associated with such trails, types of crimes. Mr. Collins took a moment to thank Mr. Lipps on his work. Mr. Lipps updated the Board that the committee are growing and added EMS and Fire to our meetings. Mr. Lipps explained that the committee is an advisory group to the Board of Supervisors.

- F. Joanna Ryan, Registers Office- Presentation presented to the Board regarding Craig County Redistricting 2021-2022 proposed Precinct Changes. Ms. Ryan reviewed current Craig County Voting Precincts and area of discussion. First boundary change, Back Valley Rd, and Paint Bank VA, currently the precinct boundaries places two residences on this road in Craig Springs precinct. Updating the precinct boundary to us the ridge elevation contour would include these residences in the Paint Bank precinct. Mount Chestnut, currently the precinct boundary placed the two residences in Craig Springs precinct boundaries to use the existing intersections and drainage sections outlining the Craig Woods Subdivision, would include these residences in the Court House precinct along with all other residences in the Craig Woods Neighborhood. Proposed Potts Mountain District Precinct changes would impact ninety-nine voters. Current to the 401 precinct switching to the 403 precinct would add more mileage and time to travel to voter precincts. Proposed is to redraw the line from the intersection of Nimrod Rd and Taylor Branch, Nimrod Rd to Sweet Springs to existing precinct intersection. Craig Springs potion to become Barbours Creek. This will match what we are already doing. We do need the Board to approve so that we can move to next steps for public comment and then public hearing. Looking at May 4th for final approval. Mr. Spence asked the Board of Supervisors if there were any objections, as there were no objections, Ms. Ryan will proceed.
- G. Darryl Humphries, Emergency Management Director-Presented the board with a Medical Claims Assistant review of suggested rates due to rising medical and fuel costs. Mr. Dunbar asked if they were the same as other surrounding counties. Mr. Humphreys confirmed that the cost was the same. Mr. Humphreys did let the Board know that we collect about 80% of the cost, none for Medicaid. Mr. Zimmerman commented that it cost just as much to run the truck for ALS or BLS and would like the same cost for transportation to be the same. Mr. Spence asked for a motion to approve the rate changes. Mr. Dunbar made a motion, Mr. Bailey seconded the motion. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

APPOINTMENTS AND PROCLAMATIONS

PROCLAMATION

March of 2023 is Multiple Sclerosis Education and Awareness Month

WHEREAS multiple sclerosis (ms) is a chronic, often disabling disease of the central nervous system that affects approximately 900,000 people in the United States; and

WHEREAS it typically strikes young adults in the prime of life – in their 20's to 40's. Women are more likely to have multiple sclerosis by about 3:1. Symptoms can begin as simply as tingling and progress to near paralysis; and

WHEREAS, March of 2023 is Multiple Sclerosis Education and Awareness Month. It is important for better education and awareness of multiple sclerosis so that its victims can lead more productive and satisfying lives – to benefit themselves, their caregivers and families, and the overall community; and

WHEREAS, multiple sclerosis is a disease that not only affects the person with the condition, but also greatly impacts family, friends, and the community; and

WHEREAS, the exact cause of multiple sclerosis is still unknown, and there is no known cure; and

WHEREAS, the symptoms of multiple sclerosis may be mild such as numbness in the limbs, or severe, such as paralysis or loss of vision; and

WHEREAS, every hour of every day, someone is newly diagnosed with multiple sclerosis; and

WHEREAS, the Multiple Sclerosis Alliance Of Virginia (MSAV) provides programs and services for anyone in Virginia whose life has been affected by ms; and

NOW, THEREFORE, by the Craig County Board of Supervisors, do hereby recognize the month of March 2023, as Multiple Sclerosis Education and Awareness Month.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023 adopted this proclamation.

Mr. Spence asked for a motion on Proclamation for Multiple Sclerosis Education and Awareness Month. Mr. Dunbar made a motion, seconded by Mr. Bailey, to approve the Proclamation for Multiple Sclerosis Education and Awareness Month. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

OLD BUSINESS

There was no old business.

NEW BUSINESS

R23-14

A RESOLUTION APPROVING AUDIT CONTRACTS FOR FY 23 THRU FY 26

WHEREAS, the County of Craig has completed the process for preaudit and auditing services through the procedure of advertising and receiving Request for Proposals and have accepted the contract for preaudit services with Brown Edwards, and accepted the contract for auditing services with Robinson Farmer and Cox, and

WHEREAS the contracts are presented to the Craig County Board of Supervisors for approval for the term of FY 23 thru and including the FY 26 audit, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the contracts for audit services be awarded to Brown Edwards for preaudit documents and Robinson Farmer and Cox for audit documents is approved, now

BE IT FURTHER RESOLVED that the Craig County Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023, adopted this resolution.

Mr. Spence asked for a motion on Resolution R23-14 Approving Audit Contracts. Mr. Zimmerman made a motion, seconded by Mr. Matyas, to approve Resolution R23-14. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

**RESOLUTION APPROVING
TIRE AMNESTY DAY AT THE
TRANSFER STATION ON April 1st , 2023**

WHEREAS, the County of Craig receives Litter Grant funds each year from the Department of Environmental Quality, and

WHEREAS, one of the suggested and approved uses of the grant funds is a tire amnesty program, and

WHEREAS, the Board of Supervisors voted to hold the county's first Tire Amnesty Day in 2010 with positive response from county citizens, and

WHEREAS, the event is held at the Craig County Transfer Station, from 8:00 am to 4:00 pm on Saturday April 1st , 2023 and open to Craig County residents only, no businesses, which will require a signed affidavit stating that the tires originated in Craig County and limited to 10 tires per household for passenger car tires, lawn mower tires, and small truck tires only, now

THEREFORE BE IT RESOLVED, by the Craig County Board of Supervisors that Tire Amnesty Day will be held at the Craig County Transfer Station on Saturday, April 1st , 2023 from 8:00 am to 4:00 pm.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023 adopted this resolution.

Mr. Spence asked for a motion on R23-15 to Resolution Approving Tire Amnesty Day at the Transfer Station. Mr. Bailey made a motion, seconded by Mr. Dunbar. Voting as follows, Mr. Zimmerman, yes, Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

**RESOLUTION TO APPROVE THE COUNTY OF CRAIG'S
PARTICIPATION IN THE PROPOSED SETTLEMENT
OF OPIOID-RELATED CLAIMS AGAINST TEVA,
ALLERGAN, WALMART, WALGREENS, CVS,
AND THEIR RELATED CORPORATE ENTITIES**

WHEREAS, the opioid epidemic that has cost thousands of human lives across the country also impacts the County of Craig, Virginia (the "County") by adversely impacting the delivery of emergency medical, law enforcement, criminal justice, mental health and substance abuse services, and other services by the County's various departments and agencies; and

WHEREAS, the County has been required and will continue to be required to allocate substantial taxpayer dollars, resources, staff energy and time to address the damage the opioid epidemic has caused and continues to cause the citizens of the County; and

WHEREAS, due to the impacts of the opioid epidemic, the County has claims probable of assertion against Teva, Allergan, Walmart, Walgreens, CVS, and certain of their related corporate entities, for their role in the distribution, manufacture, and sale of the pharmaceutical opioid products that have fueled the opioid epidemic that has harmed the County; and

WHEREAS, the County seeks recovery of the public funds previously expended and to be expended in the future to abate the consequences and harms of the opioid epidemic; and

WHEREAS, settlement proposals have been negotiated that will cause Teva, Allergan, Walmart, Walgreens, and CVS to pay billions of dollars nationwide to resolve opioid-related claims against them; and

WHEREAS, the County desires and intends to participate in the settlements in order to recover its share of the funds that the settlements would provide; and

WHEREAS, the County has previously approved and adopted the Virginia Opioid Abatement Fund and Settlement Allocation Memorandum of Understanding (the "Virginia MOU"), and affirms that these pending settlements with Teva, Allergan, Walmart,

Walgreens, and CVS shall be considered "Settlements" that are subject to the Virginia MOU, and shall be administered and allocated in the same manner as the opioid settlements entered into previously with the Distributors and Janssen.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Craig, Virginia, that the County's participation in the proposed settlements of opioid-related claims against Teva, Allergan, Walmart, Walgreens, CVS, and their related corporate entities, is **APPROVED**.

And, **BE IT FURTHER RESOLVED** by the Board of Supervisors of the County of Craig, Virginia, that the County Administrator and County Attorney are authorized to execute the documents, and take such other actions, necessary to effectuate the County's participation in the settlements, including the required release of claims against settling entities.

Date of Adoption: MARCH 2nd, 2023

Recorded Roll Call Votes:

Mr. Spence, Chairperson:	YES
Mr. Bailey:	YES
Mr. Dunbar:	YES
Mr. Zimmerman, Vice-Chairperson:	YES
Mr. Matyas:	YES

ATTEST:

Robert R. Collins, County Administrator

Mr. Spence asked for a motion on R23-16 Approving of the County Participating in the Proposed Settlement of Opioid-Related Claims. Mr. Matyas made a motion on R23-16, seconded by Mr. Zimmerman. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

**A RESOLUTION OF RECOGNITION
FOR THE SERVICES OF THOMAS CANTRELL
TO THE COUNTY OF CRAIG**

WHEREAS, the Craig County Board of Supervisors and the citizens of Craig County wish to thank Thomas Cantrell for his service to Craig County by giving generously of his time and talents, and

WHEREAS, Thomas Cantrell was hired by the County of Craig as a Full Time Building Official from March 1st, 2019 until February, 28th, 2023, and

WHEREAS, Thomas Cantrell has served the citizens of Craig County diligently throughout his years of service enforcing the state Building Code laws and the local ordinances within the County of Craig as Building Official and serving as Fire Marshall, now,

THEREFORE BE IT RECOGNIZED, that the Craig County Board of Supervisors expresses its deepest appreciation and the appreciation of the citizens of Craig County to Thomas Cantrell for his years of capable, loyal and exemplary service to Craig County, and

BE IT FURTHER RECOGNIZED, the Craig County Board of Supervisors does express its best wishes for a happy and productive retirement.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023, adopted this resolution.

Mr. Spence asked for a motion on R23-17 a Resolution of Recognition for Thomas Cantrell, County Building Inspector. Mr. Dunbar made a motion, seconded by Mr. Zimmerman. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

**A RESOLUTION OF RECOGNITION
FOR THE SERVICES OF ELIZABETH HUFFMAN
TO THE COUNTY OF CRAIG**

WHEREAS, the Craig County Board of Supervisors and the citizens of Craig County wish to thank Elizabeth Huffman for her service to Craig County by giving generously of her time and talents, and

WHEREAS, Elizabeth Huffman was elected by the Citizens of Craig County for her first term starting January 1st, 2004, as our County Commissioner of Revenue, and

WHEREAS, Ms. Huffman has served as Commissioner of Revenue for the next five terms, a total of nineteen years and 2 months of service from her retirement date February 28th, 2023, and

WHEREAS, Elizabeth Huffman has served the citizens of Craig County diligently and with professionalism throughout her years of service. Ms. Huffman has proudly served her constituents in a tireless effort to fairly and accurately assess property and taxes for the County of Craig, now

THEREFORE BE IT RECOGNIZED, that the Craig County Board of Supervisors expresses its deepest appreciation and the appreciation of the citizens of Craig County to Elizabeth Huffman for her years exemplary service to Craig County, and

BE IT FURTHER RECOGNIZED, the Craig County Board of Supervisors does express its best wishes for a happy and productive retirement.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023, adopted this resolution.

Mr. Spence asked for a motion on R23-18 a Resolution of Recognition for Elizabeth Huffman, County Commissioner of Revenue. Mr. Bailey made a motion, seconded by Mr. Matyas. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

**A RESOLUTION RECOGNIZING DANIELLE SNIDER
AS COMMISSIONER OF REVENUE IN INTERIM**

WHEREAS, State Code §24.2-228.1 states that “If a vacancy in any elected constitutional office occurs within the 12 months immediately preceding the end of the term of that office the governing body may petition the circuit court to request that no special election be ordered, and

WHEREAS, upon receipt of such petition, the court shall grant such request. The highest-ranking deputy officer who is qualified to vote for and hold that office, shall be vested with the powers and shall perform all of the duties of the office, and shall be entitled to all the privileges and protections afforded by law to elected or appointed constitutional officers, for the remainder of the unexpired term”, AND

WHEREAS, Commissioner Elizabeth Huffman is retiring on February 28th, 2023, before her term ends, and we appreciate her service to our county, and Deputy Danielle Snider is the highest-ranking deputy officer who is qualified to vote for and hold that office, and

WHEREAS, the Craig County Board of Supervisors petitions the circuit court to request that no special election be ordered and be granted that request following the Coda of Virginia, §24.2-228.1, and

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Craig County, our petition and request to the circuit court be granted and that no special election be held. That Deputy Commissioner Danielle Snider will be considered Commissioner of Revenue interim to the end of Commissioner Elizabeth Huffman’s term, December 31st, 2023.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March, 2023 did adopt this Resolution.

Mr. Spence asked for a motion on R23-19 a Resolution of Recognizing Daniel Snider as Commissioner of Revenue in Interim. Mr. Bailey made a motion, seconded by Mr. Dunbar. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

**A RESOLUTION APPROVING CRAIG COUNTY
EMERGENCY OPERATIONS PLAN
Update for 2023**

WHEREAS, Section 44-146.19E of the Code of Virginia requires localities to maintain a “current” Emergency Operations Plan (EOP), and

WHEREAS, the code requires that the Board of Supervisors adopts revisions to the Emergency Operations Plan, and

WHEREAS, the contact and phone numbers for the Emergency Operations Plan have been updated to current, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Craig County that this updated Emergency Operations Plan is hereby approved and adopted.

The Board of Supervisors of Craig County, in a regular meeting on the 2nd day of March 2023, adopted this Resolution.

Mr. Spence asked for a motion on R23-20 a Resolution Approving Craig County Emergency Operations Plan Update 2023. Mr. Dunbar made a motion, seconded by Mr. Bailey. Voting as follows, Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

PUBLIC HEARING

- A. Mr. Spence opened the public hearing for comment on the public hearing for comment on proposed **Ordinance to Amend - Transient Occupancy** Sections 38-300, 38-303, 38-305, AND 38-307 Of Chapter 38, Article IX- Transient Occupancy Tax

As there was no comment, Mr. Spence closed the Public Hearing.

Action As A RESULT of PUBLIC HEARING

ORDINANCE NO. 2023-01

**ORDINANCE TO AMEND SECTIONS 38-300, 38-303, 38-305, AND 38-307
OF CHAPTER 38, ARTICLE IX—TRANSIENT OCCUPANCY TAX,
OF THE CODE OF ORDINANCES OF THE COUNTY OF CRAIG, VIRGINIA**

WHEREAS, Virginia Code § 58.1-3819 authorizes the County of Craig, Virginia (the "County") to levy a transient occupancy tax on hotels, motels, boarding houses, travel campgrounds, and other facilities offering guest rooms rented out for continuous occupancy for fewer than 30 consecutive days in such amounts and on such terms as prescribed by the Craig County Board of Supervisors (the "Board of Supervisors") by ordinance; and,

WHEREAS, by Ordinance No. 2021-06 ("Ordinance 2021-06"), adopted on December 2, 2021, the Board of Supervisors repealed, replaced, and reordained the County's transient occupancy tax, due to changes in state law; and

WHEREAS, since the adoption of Ordinance 2021-06, there have been additional changes to state law relating to the administration of transient occupancy taxes; and

WHEREAS, after notice and public hearing as required by law, the Board of Supervisors has determined it to be appropriate and in the best interests of the County to amend Ordinance 2021-06 to conform with state law and local practice.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of the County of Craig, Virginia, that Sections 38-300, 38-303, 38-305, and 38-307 of Chapter 38, Article IX—Transient Occupancy Tax, of the Code of Ordinances of the County of Craig, Virginia are amended as follows:

Under Section 38-300, the definition of "Total price paid" is amended to state:

Total price paid: the total price charged to the customer. It will include the room charge and any fee charged to the customer and retained as compensation, whether described as an accommodations fee, facilitation fee, or any other name.

Section 38-303 is amended to state:

Sec. 38-303. – Exceptions.

No tax shall be payable under this article on room rental paid to any hospital, medical clinic, convalescent home, or home for aged people.

Current Section 38-305 is repealed and replaced with the following:

Sec. 38-305. – Reports and remittance.

(a) *For any retail sale of accommodations facilitated by an accommodations intermediary, the accommodations intermediary must remit the tax imposed pursuant to this article to the Commissioner and, except as provided in subsection (c), shall be liable for the same.*

(b) *For any retail sale of accommodations not facilitated by an accommodations intermediary, the accommodations provider must remit the tax imposed pursuant to this article to the Commissioner and, except as provided in subsection (c), shall be liable for the same.*

(c) *For any transaction for the retail sale of accommodations involving two or more parties that meet the definition of accommodations intermediary, nothing in this article prohibits such parties from making an agreement regarding which party will be responsible for collecting and remitting the tax, so long as the party so responsible is registered with the Commissioner for purposes of remitting the tax. In such event, the party that agrees to collect and remit the tax will be the sole party liable for the tax, and the other parties to such agreement will not be liable for such tax.*

(d) *The person collecting any such tax required pursuant to this article must make out a report on such forms and setting forth such information as the Commissioner may prescribe and require, showing the amount of total room charges collected, and the tax required to be collected, and must sign and deliver the same to the commissioner with a remittance of such tax.*

(e) *Such reports and remittances must be made monthly on or before the 20th day of the month and covering the amount of tax collected during the preceding month. If the remittance is by check or money order; it must be payable to the County and all remittances received hereunder by the Commissioner must be promptly delivered to the Treasurer.*

(f) *Each accommodations intermediary must submit to the Commissioner the property addresses and gross receipts for all accommodations facilitated by the accommodations intermediary in Craig County on a monthly basis.*

Current Section 38-307 is repealed and replaced with the following:

Sec. 38-307. Penalty and interest for nonpayment of tax; failure to report.

If any person shall fail or refuse to remit to the Treasurer any of the taxes required to be collected and paid under this article by the due date, the Treasurer shall collect a late payment penalty of ten percent (10%) of the tax due or \$10, whichever is greater. In addition, there shall be added to such unpaid tax interest at the rate of ten percent (10%) per annum on the

amount of tax delinquent, such interest to commence on the first day of the month following the month in which such taxes are due. If any person shall fail or refuse to submit to the Commissioner the reports required by this article by the due date, the Commissioner shall assess and the Treasurer shall collect a late filing penalty of ten percent (10%) of the tax due or \$10, whichever is greater. Notwithstanding the foregoing, neither the late payment penalty nor the late filing penalty shall exceed the amount of the tax.

And, **BE IT FURTHER ORDAINED** by the Board of Supervisors of the County of Craig, Virginia, that Chapter 38, Article IX—Transient Occupancy Tax, of the Code of Ordinances of the County of Craig, Virginia, shall remain in full, force, and effect as originally set out and adopted in Ordinance No. 2021-06, except as specifically amended, repealed, or replaced by this Ordinance.

This Ordinance shall take effect immediately upon adoption.

Date of Adoption: MARCH 2nd, 2023

Recorded Roll Call Votes:

Jesse Spence, Chair:	YES
Rusty Zimmerman, Vice Chair:	YES
Carl Bailey:	YES
Keith Dunbar:	YES
Jason Matyas:	YES

ATTEST:
Robert R. Collins, County Administrator
and Clerk of the Board of Supervisors

Mr. Spence asked for a motion approving the amendments to the Transient Occupancy Tax, Ordinance 2023-01. Mr. Spence made a motion, seconded by Mr. Bailey, voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

REPORTS AND INQUIRIES FROM THE BOARD

Mr. Spence asked if there were any reports or inquiries from the board. Mr. Spence asked for any inquiries on the Parking Ordinance from Mr. Collins. Mr. Collins answered he has not heard any inquiries and waiting for the Town Council to review the ordinance in their upcoming meeting. Mr. Zimmerman asked if it was possible to add another Tire amnesty day as he has seen dumping of tires at a local site. Mr. Collins answered we can put it in the budget. The tire amnesty day is covered by a grant that covers the cost of labor, trucks and transportation. The grant covers the cost lost by the county per tire. Mr. Zimmerman would like an update on feasibility to add another tire amnesty day.

HEAR THE PUBLIC

Mr. Spence opened to Hear the Public. Mr. Woody Lipps thanked the Board of Supervisors for the recent passing of Resolution 23-12 Expressing Free and Open Public Waters. Mr. Lipps explained that the laws from the 1700's were to protect water quality. Mr. Lipps expressed that in today's time, people who are on the water report problems such as dead fish, water quality or wildlife concerns. They are our best hope of defense.

RECESS TO CLOSED SESSION FOR PERSONNEL MATTERS

A. Motion to go into closed session to discuss XII, Personnel §2.2-3711 A.1 Closed Session

Mr. Spence asked for a motion to recess to CLOSED SESSION FOR PERSONNEL §2.2-3711 A.1. Mr. Matyas made a motion, seconded by Mr. Dunbar. Voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

RESOLUTION CERTIFYING THE CLOSED MEETING WAS HELD IN CONFORMITY WITH THE CODE OF VIRGINIA

R23-21

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF
CRAIG COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY
COURTHOUSE ON THURSDAY, MARCH 2ND , 2023**

**RESOLUTION CERTIFYING THE CLOSED MEETING WAS HELD IN
CONFORMITY WITH THE CODE OF VIRGINIA**

WHEREAS, The Board of Supervisors of Craig County, Virginia has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Craig County, hereby certifies that, to the best of each member's knowledge;

1. Only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting which this certification resolution applies; and
2. Only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Board of Supervisors of Craig County, Virginia

Mr. Spence asked for a motion on R23-21 Mr. Matyas made a motion, seconded by Mr. Dunbar Certifying that the closed meeting was held in conformity with the Code for Virginia. Voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Bailey, yes, Mr. Spence, yes.

ACTION AS A RESULT OF CLOSED MEETING

Mr. Spence and the board approved purchase contract for Camp Mitchell.

**A RESOLUTION
APPROVING THE SALE OF
CAMP MITCHELL PROPERTY**

WHEREAS, the Craig County Board of Supervisors held a duly advertised Public Hearing on Thursday August 4th, 2022 to consider the disposition (Sale) of property, Tax Parcel 47-A-38, known as the Mitchell Property, located off of State Route 689 Camp Mitchell Road. Consisting of 9.6900 acres on 495 Camp Mitchell Road, New Castle, Virginia, and

WHEREAS, the Craig County Board of Supervisors has received an offer from Steve and Regina Fidler of ONE HUNDRED FIFTY-FIVE THOUSAND, SEVEN HUNDRED AND FIFTY DOLLARS (\$155,750) to purchase the property, Tax Parcel 47-A-38, known as the Camp Mitchell Property, and

WHEREAS, Steve and Regina Fidler recognize, and agree, that the County of Craig reserves the right to change the Zoning from Agricultural Limited (A-1) to Rural Rustic (R-R), and

WHEREAS, the Fidler's may use existing buildings as a home automobile garage for personal use, and that no commercial automotive activities or permitted, and

NOW, THEREFORE BE IT, the Board of Supervisors of Craig County, accepts the offer of \$155,750 for the purchase of the Camp Mitchell Property, Tax, Tax Parcel 47-A-38, located off State Route 689 Camp Mitchell Road, and

AND BE IT FURTHER RESOLVED, that the Board of Supervisors authorizes R. R. Dan Collins, County Administrator, to sign all necessary documents on behalf of the Board of Supervisors to complete the sale of this property.

The Board of Supervisors of Craig County, in a regular meeting on 2nd day of March, 2023 did adopt this Resolution.

Work Session

Mr. Collins presented a review of the budget.

ADJOURN TO MARCH 16th, 2023 BUDGET WORK SESSION AT 5:30 PM

Mr. Spence adjourned the meeting at 7:01 pm.

_____,
CHAIRMAN
CRAIG COUNTY BOARD OF SUPERVISORS

_____, CLERK
CRAIG COUNTY BOARD OF SUPERVISORS

**CRAIG COUNTY BOARD OF SUPERVISORS
MARCH 16th ,2023 – 5:30 P.M.
CONTINUATION MEETING
(Continued from March 2nd, 2023)
CRAIG COUNTY COURTHOUSE**

AT A CONTINUED MEETING of the Craig County Board of Supervisors conducted on the 16th day of March 2023 at 5:30 p.m. in the Craig County Court House Courtroom.

PRESENT: Jesse Spence – Chair
Rusty Zimmerman-Vice Chair
Carl Bailey-Supervisor
Keith Dunbar-Supervisor
Jason Matyas-Supervisor
Dan Collins – Clerk

OPEN MEETING

Continued Meeting was called to order at 5:03 p.m. by Mr. Spence and continued to work session.

WORK SESSION

Mr. Collins updated the board on the fiscal year 2023-2024 budget schedule. April 6th at 6:00 Board of Supervisors will discuss the school budget with the School Board.

Mr. Collins gave a summery on cost of insurance and family insurance from recent survey. Ms. Kathy Jones collected information from surrounding counties with similar populations, showing the cost of insurance from 50% to 90% coverage. Alleghany county had a unique policy at 80% for coverage for any single employee, dual, or family plan. Mr. Collins reviewed the cost with the Board of Supervisors. Mr. Collins explained that our current plan is up for renewal April 1st however we can change plans and will need commit by April 1st.

Mr. Zimmerman made a motion to adopt plan C, 80% for single, spouse, and family. Mr. Matyas, 2nd the motion. Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes. Motion passed.

Mr. Collins reviewed with the Board the Personal Property Tax Relief. As a result, of unusually high used car values, the Board of Supervisors last August, provide addition Tax Relief to the Citizens of Craig County. Used car values increase about 40% last year, to ease the tax burden the Board approved an additional 15% of Personal Tax Relief added to the State Tax Relief. As

reported by several new agencies the Used Car Values have dropped approximately 20% since last year. Roughly half of the values report last year.

Mr. Spence suggested to cut the relief by half or do away with relief as it was a onetime relief. Discussion with the Board consensus was no relief and more conservative. The Board decided not relief.

Mr. Collins informed the Board, the School Board will be here at the next meeting to discuss their budget, delayed this year due to the State. Mr. Matyas requested an update on student numbers before the next meeting.

Mr. Collins reviewed the 2023-2024 Preliminary Budget with the Board of Supervisors, reviewed new funding requests from departments.

Mr. Spence asked if there were any additional funding requests from departments. Ms. Snider, Commissioner of Revenue Interim, thanked the Board for the allocating monies for addition help before Ms. Huffman retired. Ms. Snider gave a brief background to duties and responsibilities of her office. Ms. Snider requested another full-time staff person and increase in salary for her Deputy of Commissioner.

Mr. Spence asked if there were any other requests or budget questions.

Mr. Matyas asked if there was COLA available for Library Staff increase in salaries. Mr. Collins responded the Craig County Library Board would be able to answer.

Review of Budget Calendar, April 6th, meeting with School Board at 6:30 and begin at 6 pm.

ADJOURN

Mr. Spence adjourned the meeting till 6:00 pm, April 6th, 2023.

_____,
CHAIRMAN

CRAIG COUNTY BOARD OF SUPERVISORS

_____, CLERK
CRAIG COUNTY BOARD OF SUPERVISORS
