

**CRAIG COUNTY BOARD OF SUPERVISORS
JULY 6th , 2023 – 6:00 P.M.
CRAIG COUNTY COURTHOUSE**

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

PRESENT:

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

Dan Collins – Clerk

Carl Bailey-Supervisor - Absent

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. As there were none, Mr. Spence continued the meeting.

CONSENT ITEMS

R23-50

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF CRAIG
COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY COURTHOUSE
ON THURSDAY, JULY 6th, 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 July 6th, 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 – June 1st, 2023
 2. Claims and Warrants
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 6th day of July 2023 adopted this Resolution.

Mr. Spence asked for a motion on Consent Items, R23-50 Mr. Dunbar made a motion, seconded by Mr. Zimmerman, to approve Resolution R23-50. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

BRIEFINGS

- A. Robin Keeler, VDOT - No Land Development and 1 private entrance and 1 Utility. No Traffic engineering work orders to report. Mowing and brush trimming for Sinking Creek area started. Ditching and pipe cleaning on southbound route 311. Craig Valley Drive/Paint Bank Road. Pipe replacement on Route 621, Upper Craig Creek Road. Patching on Route 311, Potts Mountain area and on route 621, Upper Craig Creek Road, started. Completed projects are mowing on route 42 in Sinking Creek area and route 311 Craig valley Drive/Paint Bank Road. Also, five miles of route 321 have been completed in preparation for upcoming surface treatment. Mr. Dunbar asked if they were resurfacing all of 621, Ms. Keeler said that they were doing five miles of 621 but would ask and report back. Mr. Collins asked about the road surface as you approach the bridge at Meadow Creek. Mr. Bevins was working on it. Ms. Keeler responded she would check on that.
- B. Trace Bellassai, Broadband- Mr. Bellassai reported that we did not get the VATI grant and presented some feedback he received. One, broadband adoption (working with the library), and lack of local contributions. We are regrouping and will try again this round. Mr. Bellassai will have a recommendation for the next meeting on Mr. Labiosa's resignation from the Board Band Committee.
- C. Bill Wolfe, Preserve Craig County, Mountain Valley Pipeline – Reported in an email, three filings have been made in the 4th Circuit Court on behalf of opponents of MVP. Two include opposing dismissal of the Forrest Service and Fish & Wildlife cases, on the grounds that the Manchin language in the debt ceiling bill is unconstitutional and denies citizen the right to access our courts. The third is a motion to stay any construction until these cases are heard. Also, attached are two filings in support of the argument that Congress violated the constitution, submitted by Virginia Members of Congress and another from legal scholars.
- D. Woody Lipps, Chairman, Craig Valley Railbed Scenic Trail Update-Mr. Lipps updated the board on the recent monthly meeting held on June 28th with a variety of guest attending. Kelly Dunn provided a VDOT update at our meeting. Had to reschedule a planned site visit due to the weather. We provided a briefing for the Craig GOP Committee. The committee web page is up with a link from county government site. This trail proposal and planning process has raised concern. This was expected. There are a number of specific concerns being expressed but underlying these concerns seems to be a broad concern about hosting visitors, or tourists, in our community. Extensive research suggests that about 50% of trail users will actually be friends and neighbors from the local community. Based on some comments received we need to clarify a few points.
 - The Forest Service is not leading this project. They are involved in that we keep them informed. They are adjacent landowners who neither supports or opposes the proposal. They are monitoring the planning process with info from us and VDOT.

- There has been no discussion about closing any roads, Forest Service or otherwise.
- "What about the high-water road?" Oriskany residents are fortunate that they have an alternate route for access when route 615 floods. Others of us across Craig County are not so fortunate and I call your attention to Broad Run, Meadows of Craig, the Camp Easter Seal area, and Rt. 621, among others. **Emergency access for Oriskany will be preserved.**
- There has been no discussion about using eminent domain to acquire land for this project.
- The Commonwealth hasn't sold off any random pieces of this tract over the years. They have issued some permits for various private uses and these, for the most part, will likely continue. If someone has what they believe to be a valid claim of title to part of this tract, now would be the time to bring forth evidence of that claim.
- Not everyone is opposed to this project. We have had contact with local residents, some along the rail bed, and folks from around the community and the region, who strongly support it.
- "There has never been a feasibility study done." Actually, three previous studies of this proposal have been completed with each indicating it's feasibility and recommending implementation. Numerous other, less specific studies across the state and within our region suggest the demand for outdoor recreation (trails in particular) is high and expected to remain high for at least another 15 years. These studies recommend expansion of outdoor recreation opportunities in general.

Frenzied opposition serves no useful purpose here, for either side. It tends to harden people in their positions, on both sides. It limits honest discussion and clouds our view of valid concerns. It detracts from the development of alternatives, and it stokes irrational fear. Our best course to achieve a positive outcome is calm, deliberate, evaluation of reasonable input and development of a comprehensive plan. Remind you that in September we will have our first open house meeting. Thank you for your time.

APPOINTMENTS

Mr. Spence, we have two vacancies that we need to fill with the Economic Development Authority. Mr. Collins commented that we need to discuss the nominees in closed session.

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. Dunbar made a motion, seconded by Mr. Matyas. Voting as follows:
Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

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

R23-51

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF
CRAIG COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY
COURTHOUSE ON THURSDAY, JULY 6th, 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, R23-51. Mr. Zimmerman made a motion, seconded by Mr. Matyas, to approve R23-51. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

ACTION AS A RESULT OF CLOSED MEETING

Mr. Spence, two appointments to make for the Economic Development Authority, the two names are Doug Williams and Roland Braelith.

R23-52

A Resolution Appointing Doug Williams and Roland Braelith To the Economic Development Authority

WHEREAS, the Board of Supervisors created an authority as allowed by statute known as the Economic Development Authority on June 21, 1994, and

WHEREAS, it is the responsibility of the Board of Supervisors to appoint members of the Economic Development Authority, and

WHEREAS, Darryl Humphreys and Trace Bellassai are County employees and are not eligible to serve on the Economic Development Authority as provided in § 15.2-4904 of the Code of Virginia, and

WHEREAS, the Economic Development Authority currently has two vacancies, the remaining year term of Darryl Humphreys, which expires on June 21, 2026, the remaining term of Trace Bellassai, which expires on June 21, 2025, and

WHEREAS, Doug Williams is nominated to fill Darryl Humphreys position for the remaining term expiring June 21, 2026, and Roland Braelith is nominated to fill Trace Bellassai position for the remaining term expiring June 21, 2025, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Craig County the appointment of Doug Williams, for the remaining term ending June 21, 2026 and the appointment of Roland Braelith for the remaining term ending June 21, 2025, to the Economic Development Authority.

The Board of Supervisors of Craig County, on 6th day of July 2023 adopted this Resolution.

Mr. Spence asked for a motion, R23-52. Mr. Matyas made a motion, seconded by Mr. Zimmerman, to approve R23-52. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

OLD BUSINESS

None

- A. Consider a Public Hearing For July 6th, 2023, Ordinance Amending Chapter 42-Traffic and Vehicles of the code of Ordinances for the County of Craig, Virginia.

Mr. Spence made a motion; Mr. Dunbar seconded the motion to have a Public Hearing for July 6th, 2023, Ordinance Amending Chapter 42-Traffic and Vehicles of the code of Ordinances for the County of Craig , Virginia. Voting was as follows: Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

NEW BUSINESS

None

PUBLIC HEARING

Mr. Collins informed the board the ordinance was reviewed by The Planning Commission and drafted by the County Attorney. It's been discussed over the last five or six months. The ordinance regulates parking throughout the county predominantly in the commercial areas to improve safety for the traveling public and pedestrian safety.

A. Parking Ordinance - **DRAFT Ordinance No. 2023-03** Ordinance Amending Chapter 42 – Traffic and Vehicles of the Code of Ordinances for the County of Craig, Virginia

Mr. Spence asked if there were any comments from the Board, as there were no comments, Mr. Spence Opened the Public Hearing.

Jacob Cooper is concerned about the parking ordinance being county wide and how it will affect residential neighborhoods and private property. Also, he is concerned about Hunting season and the open Forrest Roads where there is no designated parking for hunters. He commented that they are “hunters” courteous to each other and park on the

side of the road giving plenty of room to each other and other drivers. He is concerned about how this might affect them.

Phil Spence-Mr. Spence commented that the 24 parking spots with ten business, the new apartments that have been added, and court days the street is jammed. His customers are not able to gain access to his store. He is also concerned about EMS being able to access if there was an emergency and concerned about public safety. He feels Main Street is treated like a parking lot and not a place of business. He feels the parking ordinance big deal and will go a long way to help these issues.

Mr. Spence asked if there were any other comments, as there were no other comments, Mr. Spence closed the Public Hearing.

Mr. Zimmerman asked Mr. Collins to make a statement on why the parking ordinance is county wide and not just town wide.

Mr. Collins, in my discussions with the Sherriff, he felt that it would be best to make if county wide and not to have two different ordinances for county and town. Furthermore, the parking ordinance is to address the safety issues, for example, parking so many feet from a fire hydrant. Or, parking on the wrong side of the road, where you can't see oncoming traffic need to be county wide.

Mr. Spence commented that we do have issues throughout the county, parking or blocking roads.

Mr. Collins commented that when/if the trail comes, they will have signs open at sunrise closed

Action As A RESULT of PUBLIC HEARING

Mr. Spence asked for a motion to adopt Ordinance No 2023-03, Amending Chapter 42 – Traffic and Vehicles of the Code of Ordinances for the County of Craig, Virginia. Mr. Spence asked for a motion, Mr. Dunbar made a motion, seconded by Mr. Spence. Mr. Zimmerman, yes, Mr. Matyas, no, Mr. Dunbar, yes, and Mr. Spence.

Chapter 42 – TRAFFIC AND VEHICLES

ARTICLE II. - PARKING

Sec. 42-2. - Parking on streets and highways; generally.

- a) All vehicles shall be parked parallel to any curb or roadway and with one (1) rear wheel no further than twelve (12) inches from the curb or edge of the paved roadway.
- b) All vehicles shall be parked within the lines of painted parking spaces.
- c) All vehicles shall be parked no less than four (4) feet apart when parked parallel to a curb or roadway that is not marked.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-3. - Parking in fire lanes unlawful.

- a) It shall be unlawful for any person to park in or otherwise obstruct a fire lane designated and marked by the fire marshal, the building code official, or the department of fire/EMS.
- b) Pursuant to the authority provided and within the limitations established by Code of Virginia 1950, §§ 46.2-113 and 46.2-1300(C) as amended, the penalty for violation of this section shall be such as provided by section 42-12.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-4. - Parking prohibited in specified places.

Except when necessary to comply with the directions of the sheriff, a police officer, or a traffic-control device, no person shall park or leave standing a motor vehicle in any of the following places:

- a) Within any intersection;
- b) Within twenty (20) feet of an intersection;
- c) Within five (5) feet of the entrance of any public or private driveway to any street, highway or other public way within the county;
- d) Within fifteen (15) feet of a fire hydrant on public or private property or of the entrance to any building housing fire equipment, rescue squad equipment or ambulances;
- e) On the wrong side of the street, so as to be facing oncoming traffic;
- f) Within twenty (20) feet or upon any bridge, or viaduct,;
- g) At any location where, at the time, parking, standing or stopping is prohibited and official signs or other markers to that effect have been erected or installed and are visible to an ordinarily observant person;

- h) Along any street, highway, of other public way within the county or part thereof constituting a part of the route of a parade for which a permit has been granted under chapter 8 of this Code. The sheriff shall have the authority to designate any parade route and to post signs to such effect and when such signs are so posted, no person shall park or leave unattended any motor vehicle in violation thereof;
- i) On any portion of any street, highway or other public way in the county for more than five (5) consecutive days;
- j) In any location lawfully marked as a "No Parking" zone;
- k) On a sidewalk;
- l) Unattended on any street, highway, or other public way or in any public place in the county with the ignition key left in the ignition lock, switch, or system of such car or with the ignition system of such car in an unlocked position;
- m) Backed up to a curb or street line except during the time actually engaged in loading or unloading materials therefrom, and then only if placed in such manner as not to impede the flow of traffic along such street, highway or other public way;
- n) On the roadway side of and parallel to any vehicle parked at the edge or curb of a street;
- o) Within five hundred (500) feet of a fire, vehicle or airplane accident or other area of emergency or in such a manner as to create a traffic hazard or interfere with the necessary procedures of law enforcement, firefighters, rescue workers or others whose duty it is to deal with such emergencies. Any vehicle found unlawfully parked in the vicinity of such fire, accident or area of emergency may be removed by order of a law enforcement officer on the scene at the risk and expense of the owner if such vehicle creates a traffic hazard or interferes with the necessary procedures of law enforcement, firefighters, rescue workers or others whose assigned duty it is to deal with such emergencies;
- p) For any truck tractor, semitrailer or combination thereof, or boat, whether trailered or not, or recreational vehicle, overnight on any public street;
- q) On any railroad track in such a manner as to hinder or endanger a moving train; and
- r) Any location upon a street or highway where the orderly and lawful passage of other traffic will be blocked or obstructed.
- s) Emergency vehicles or any personal vehicles operated by a law enforcement officer, firefighter, emergency medical services officer or county volunteer firefighter or rescue squad member responding to an emergency or a legitimate public safety need shall not be considered in violation of this section.

(Res. No. 19-03-10, 3-26-19)

State Law reference— Similar provisions, Code of Virginia, § 56-412.1.

Sec. 42-5. - Regulation of parking for persons with disabilities.

- a) It shall be unlawful for a vehicle not displaying disabled parking license plates, an organizational removable windshield placard, a permanent removable windshield placard, or a temporary removable windshield placard issued under Code of Virginia 1950, § 46.2-1241, as amended, or department of motor vehicles disabled parking license plates issued under Code of Virginia 1950, § 46.2-739(B), as amended, to be parked in a parking space reserved for persons with disabilities that limit or impair their ability to walk or for a person who is not limited or impaired in his ability to walk to park a vehicle in a parking space so designated except when transporting a person with such disability in the vehicle.

- b) This section may be enforced by the issuance of a summons or parking ticket for violation of the ordinance by a law-enforcement officer, trained auxiliary sheriff's deputies serving in a unit established for parking enforcement, or by other uniformed personnel employed by the county to enforce parking regulation without the necessity of a warrant being obtained by the owner of any private parking area.
- c) In any prosecution charging a violation of this section, no violation of this section shall be dismissed on the basis of the property owner's failure to comply strictly with the requirements for disabled parking signs set forth in Code of Virginia, § 36-99.11, provided the space is clearly distinguishable as a parking space reserved for persons with disabilities that limit or impair their ability to walk.
- d) The provisions of Code of Virginia 1950, §§ 46.2-1247, 46.2-1248, 46.2-1249, 46.2-1250, 46.2-1251, 46.2-1252 and 46.2-1253, as amended, are each incorporated by reference into this section and made a part thereof as if set out in full.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-6. - Parking tickets generally.

The sheriff shall prepare an appropriate ticket and ticket stub for use in enforcing the provisions of this article. Any law enforcement officer charged with enforcing this article shall attach, in plain view, to any vehicle parked in violation of this article, a ticket notifying the owner or operator of such vehicle of the violation and instructing such owner or operator when and where to report with reference to the violation. The time of the violation shall be noted on the ticket and stub. The ticket stub shall be turned in to the office of the Treasurer of Craig County. The ticket and stub shall have corresponding numbers. The ticket shall contain the following statement:

"NOTICE: You may pay this by appearing at the Office of the County Treasurer of Craig County, 182 Main Street, New Castle, Virginia, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday. If you prefer, you may mail the ticket and fine to the aforementioned office at P.O. Box 57, New Castle, Virginia 24127. Checks should be made payable to the Treasurer of Craig County. If you fail to take care of this ticket within ten (10) days, then further action will be taken which could result in your having to appear in court and paying additional costs."

(Res. No. 19-03-10, 3-26-19)

Sec. 42-7. - Voluntary payment or contest of parking ticket.

- a) Within ten (10) days of the time when a ticket is attached to a vehicle pursuant to section 42-6, the owner or operator of such vehicle may appear in the treasurer's office, during regular working hours, and waive his right to be formally tried for the violation indicated on the ticket, by paying the fine prescribed by section 42-12 as penalty for, and in full satisfaction of, such violation.
- b) In lieu of payment of the fine in accord with subsection (a) above, such owner or operator may contest the parking ticket, within the time prescribed in subsection (a), by presenting it to the Treasurer of Craig County, who shall certify such contest, in writing, on an appropriate form, to the General District Court.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-8. - Procedure for delinquent parking tickets.

- a) If the owner or operator of the motor vehicle to which a ticket is attached pursuant to this article does not appear in the county treasurer's office and pay the fine or present the ticket for certification within

the time prescribed in section 42-6, the treasurer shall, in order to secure the collection of county funds, notify the owner or operator of the vehicle in question, by mail directed to his last known address or his address as shown on the records of the department of motor vehicles, that he may pay the fine provided by section 42-12 for such violation, plus a penalty in the sum of five dollars (\$5.00), within ten (10) working days of the receipt of the notice, at the treasurer's office. Such notice shall be contained in an envelope with the words "Law-Enforcement Notice" stamped or printed on the face thereof in type at least one-half inch in height.

- b) If a person to whom the notice provided for in subsection (a) above is given fails to pay the fine and penalty within the time prescribed in the notice, the treasurer shall notify the officer who issued the original ticket and the officer shall then cause to be issued a complaint, summons, or warrant for the delinquent parking ticket. The owner or operator of the vehicle in question may pay the fine to the treasurer prior to the date he is to appear in court, provided he also pays necessary costs and the penalty referred to in subsection (a) above. The treasurer's receipt therefor shall be conclusive evidence of such payment.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-9. - Record of, and accounting for, payments received under sections 42-7 and 42-8.

The Treasurer of Craig County shall keep appropriate records of, and account for, all fines and penalties paid to him pursuant to sections 42-7 and 42-8.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-10. - Presumption in prosecutions for parking violations.

In any prosecution charging a violation of any provision of this article or any regulation or rule established pursuant hereto, proof that the vehicle described in the complaint, summons, parking ticket or warrant was parked in violation of such provision, together with proof that the defendant was, at the time of such parking violation, the registered owner of the vehicle, as required by Code of Virginia 1950, title 46.2, chapter 6 (§ 46.2-600 et seq.), as amended, shall constitute in evidence a prima facie presumption that such registered owner of the vehicle was the person who parked the vehicle at the place where, and for the time during which, such violation occurred.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-11. - Removal or immobilization of motor vehicles against which there are outstanding parking violations.

- a) Any motor vehicle parked on the public highways or public grounds against which there are three (3) or more unpaid or otherwise unsettled parking violations may be removed to a place within Craig County or in an adjacent locality designated by the Sheriff of Craig County for the temporary storage of the vehicle, or, in the alternative, such vehicle may be immobilized in a manner which will prevent its removal or operation except by authorized law enforcement personnel. Any such removal or immobilization as authorized by this section shall only be conducted by or under the direction of the sheriff.
- b) It shall be the duty of the sheriff in removing or immobilizing any motor vehicle or under whose direction such vehicle is removed or immobilized, to inform as soon as practicable the owner of the removed or immobilized vehicle of the nature and circumstances of the prior unsettled parking violation notices for

which the vehicle was removed or immobilized. In any case in which a vehicle is immobilized pursuant to this section, a notice warning that the vehicle has been immobilized and that any attempt to move the vehicle might damage it shall be placed on the vehicle in a conspicuous manner.

- c) The owner of any immobilized vehicle, or other person acting on his behalf, shall be allowed at least twenty-four (24) hours from the time of immobilization to repossess or secure the release of such vehicle. Failure to repossess or secure the release of the vehicle within that time period may result in the removal of the vehicle to an authorized storage area for safekeeping under the direction of the sheriff.
- d) The owner of the removed or immobilized motor vehicle, or other person acting on his behalf, shall be permitted to repossess or to secure the release of the vehicle by payment of all outstanding parking violation notice for which the vehicle was removed or immobilized and by payment of all costs incidental to the immobilization, removal and storage and the efforts to locate the owner of the vehicle. In the event the owner shall fail or refuse to pay such fines and costs within fifteen (15) days of the date of notice, by registered or certified mail, return receipt requested, or should the identity or whereabouts of the owner be unknown and unascertainable, the motor vehicle may be sold in accordance with the procedures set forth in Code of Virginia, § 46.2-1213.

(Res. No. 19-03-10, 3-26-19)

Sec. 42-12. - Penalties for parking violations.

Any person violating any of the provisions of this article shall be deemed guilty of a traffic infraction and, upon conviction thereof, shall be fined according to the following schedule:

Double parking in violation of subsection 42-4(n)\$20.00

Parking over allowed time set by a lawful sign\$20.00

Parking on wrong side of street, so as to be facing oncoming traffic....\$20.00

Parking improperly in violation of section 42-2 or 42-3\$20.00

Unattended motor in operation in violation of subsection 42-4(l)\$20.00

Parking in reserved space set by a lawful sign\$20.00

Blocking traffic in violation of section 42-4(r)\$20.00

Blocking traffic in violation of section 42-4(r), commercial vehicle\$45.00

Parking in a designated handicapped spot without permit in violation of section 42-5\$100.00

Parking within 500 feet of accident or area of emergency (section 42-4(o))\$25.00

Parking in fire lane, in front of fire hydrant, or fire or rescue building in violation of sections 42-3 and 42-4(d)\$20.00

Parking in designated space on county property pursuant to section 2-8\$20.00

Parking a tractor-trailer truck, semi-trailer, recreational vehicle, or boat on any public street in violation of subsection 42-4(p)\$20.00

Parking on a sidewalk in violation of subsection 13-43(k)\$20.00

Any other violation in this article not set out above\$20.00

In addition to the imposition of such fines, any motor vehicle parked in violation of this section may be moved to a garage or parking lot for storage at the expense of the owner of such motor vehicle.

(Res. No. 19-03-10, 3-26-19)

Recorded Roll Call Votes:

Jesse Spence, Chair:	Yes
Rusty Zimmerman, Vice Chair:	Yes
Carl Bailey:	Absent
Keith Dunbar:	Yes
Jason Matyas:	No

ATTEST:

Dan Collins, County Administrator
and Clerk of the Board of Supervisors

B. A Public Hearing on Budget Amendments for FY 2022-2023 and FY 2023-2024

Mr. Collins updated the board on the Proposed Budget Amendments for FY 2022-2023 and FY 2023-2024.

Mr. Spence opened the public hearing to receive public comment on Proposed Budget Amendments for FY 2022-2023 and FY 2023-2024.

As there were no comments, Mr. Spence closed the public hearing on Proposed Budget Amendments for FY 2022-2023 and FY 2023-2024.

Action As A RESULT of PUBLIC HEARING

R23-53

**A RESOLUTION AMENDING
THE FISCAL YEAR
2022-2023 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2022-2023 Budget on May 5, 2022 for planning purposes, and

WHEREAS, the Craig Co Public Schools, has received additional funds for CARES Act-ESSER in the amount of \$130,054

WHEREAS, it is the request of the CCPS to place this in the school operating budget for building services, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2022-2023 budget is hereby amended as follows:

REVENUE

Federal

3-205-033080-0055

CARES Act ESSER

130,054

EXPENSES

CCPS

4-205-064200-8200-9-1 Capital Outlay Building serv 130,054

BE IT FURTHER RESOLVED, that the sum of **\$130,054** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this

BE IT FURTHER RESOLVED, that the sum of **\$18,214** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-53. Mr. Zimmerman made a motion, seconded by Mr. Matyas, to approve R23-53. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

R23-54

**A RESOLUTION AMENDING
THE FISCAL YEAR
2022-2023 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2022-2023 Budget on May 5, 2022 for planning purposes, and

WHEREAS, the Craig Co Public Schools, has received or will receive additional funds for the Fiscal year 2022/2023 in the amount of \$751,970, and

WHEREAS, it is the request of the CCPS to place these funds in the school operating budget as below, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2022-2023 budget is hereby amended as follows:

REVENUE

LOCAL

3-205-019010-0003	misc rev other	40,000
3-205-019010-0007	erate	29,825

STATE

3-205-024100-0001	Sales Tax	114,871
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FEDERAL

3-205-033080-0037	Forest Reserve	101,969
3-205-033080-0046	Title VI B	32,977
3-205-033080-0052	Other Federal	65,735
3-205-033080-0055	ESSER	<u>366,593</u>
	Total	751,970

EXPENSES

CCPS Fund 205

Instructional

4-205-061100-3000-2-1	Purchased Services	50,000
4-205-061100-6000-2-1	Materials & Supplies	160,000

Administration

4-205-062110-3000-9-1	Purchased Services	28,000
4-205-062120-1130-9-1	Salaries & Wages	15,000
4-205-062120-6000-9-1	Materials & Supplies	15,000

Transportation

4-205-063100-1160-9-1	Trades Salary & Wages	2,155
4-205-063100-2220-9-1	VRS Hybrid	3,140
4-205-063200-2300-9-1	Health Insurance	9,600
4-205-063200-2800-9-1	Other Benefits	5,000
4-205-063400-1160-9-1	Salaries & Wages	4,500
4-205-063500-8100-6-1	Capital Outlay	62,109

Operations & Maintenance

4-205-064200-8200-6-1	Capital Outlay	190,563
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Technology

4-205-068100-8110-9-1	Capital Outlay	145,000
4-205-068300-1140-9-1	Salary & Wages	51,625

Contingency

4-205-069000-3000-9-1	Contingency	<u>10,278</u>
	Total	751,970

BE IT FURTHER RESOLVED, that the sum of **\$751,970** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-54. Mr. Dunbar made a motion, seconded by Mr. Zimmerman, to approve R23-54. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

R23-55

**A RESOLUTION AMENDING
THE FISCAL YEAR
2022-2023 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2022-2023 Budget on May 5, 2022 for planning purposes, and

WHEREAS, the Craig Co Public Schools, has received or will receive additional funds for the Fiscal year 2022/2023 in the amount of \$1,126,696, and

WHEREAS, it is the request of the CCPS to place these funds in the school operating budget as below, and

WHEREAS, these funds are to be used for eligible expenditure non-recurring in nature and may include construction, additions,

infrastructure, acquisition, renovation, technology, and other expenses related to modernizing classroom equipment, safety equipment or safety renovations and debt service payments on school project within the last 10 years, and

WHEREAS, any unspent Construction Grant Program Entitlement balances as of June 30, 2023 and June 30, 2024 shall be appropriated to the school the following year, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2022-2023 budget is hereby amended as follows:

REVENUE

STATE

3-205-024100-0103	Construction-Stimulas	1,126,696
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EXPENSES

Operations & Maintenance

4-205-064200-8200-9-1	Capital Outlay-Building Services	1,126,696
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BE IT FURTHER RESOLVED, that the sum of **\$1,126,696** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-55. Mr. Zimmerman made a motion, seconded by Mr. Dunbar, to approve R23-55. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

R23-56

**A RESOLUTION AMENDING
THE FISCAL YEAR
2022-2023 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2022-2023 Budget on May 5, 2022 for planning purposes, and

WHEREAS, the County of Craig has received payments totaling the amount of \$18,019 from the opioid settlement fund in the 2022-2023 year, and

WHEREAS, this amount will be placed in the designation fund that will be used for the prevention and treatment of opioid use, and

WHEREAS, the Craig Co Sheriff office has also received additional funding from DCJS for seizure funds in the amount of 195, this will be placed in the sheriff seizure fund, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2022-2023 budget is hereby amended as follows:

REVENUE

State

3-115-024010-0005	Sheriff Seizure	195
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Federal

3-217-033080-0001	Opioid Settlement	18,019
	Total	18,214

EXPENSES

Opioid Fund

4-217-011010-0001	Opioid prevention/treatment	18,019
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Sheriff Seizure Fund

4-115-031200-5898	State Seizure	<u>195</u>
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Total	18,214
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BE IT FURTHER RESOLVED, that the sum of **\$18,214** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-56. Mr. Dunbar made a motion, seconded by Mr. Zimmerman, to approve R23-56. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

R23-57

**A RESOLUTION AMENDING
THE FISCAL YEAR
2023-2024 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2023-2024 Budget on May 4th, 2023, for planning purposes, and

WHEREAS, it is the request of the various departments below that have unspent funding that these amounts be carried over to the FY 24 year, and

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2023-2024 budget is hereby amended as follows:

REVENUE**Local**

General Fund 100	3-100-041999-0000	110,071
Sheriff Seizure Fund 115	3-115-041999-0000	4,129
Comm Attorney Seizure Fund 116	3-116-041999-0000	2,952
American Rescue Rel. Fund 216	3-216-041999-0000	987,037
Opioid Fund 217	3-217-041999-0000	20,866
County Capital Improv 300	3-300-041999-0000	188,545
CCPS Capital Improv 301	3-301-041999-0000	711,585

Total **\$ 2,025,185**

EXPENSES**General Fund 100****Sheriff**

4-100-031200-9906	Hooked on Fishing	7,520
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Public Safety EMS

4-100-032420-3313	State Tower rent	4,244
4-100-032420-9506	Search & Rescue	1,843

Tourism

4-100-081230-5605	Marketing	40,703
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Grants

4-100-091500-9529	PSAP 911	54,538
4-100-091500-9534	HRSA prov Relief EMS	891
4-100-091500-6535	HHS HRSA stimulus EMS	332

Seizure Fund Sheriff

4-115-031200-5898	State seizure	4,129
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Seizure Fund CA

4-116-022100-5898	State seizure	2,952
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American Rescue Rec Fund

4-216-11010-0001	ARPA Tower	987,037
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Opioid Fund

4-217-011010-0001	Opioid Treatment	20,866
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County Capital Improv.

4-300-094200-0003	LATCF funds for Tower	188,545
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CCPS Capital Improv.

4-301-094500-0001	undesignated School	711,585
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Total	\$2,025,185
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BE IT FURTHER RESOLVED, that the sum of **\$2,025,185** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-57. Mr. Matyas made a motion, seconded by Mr. Dunbar, to approve R23-57. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

R23-58

**A RESOLUTION AMENDING
THE FISCAL YEAR
2023-2024 BUDGET**

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2023-2024 Budget on May 4th, 2023, for planning purposes, and

WHEREAS, the Craig County Sheriff office and Craig County EMS has received a Dept of Criminal Justice ARPA law enforcement equipment grant in the amount \$195,000, and

WHEREAS, this grant will be for the use of radio equipment and Microwave connectivity between the Craig County Sheriff Office Dispatch and the Craig County Emergency Operations Center, and

WHEREAS, it was the decision of the CCBoS to provide 2 new patrol vehicles for the Craig County Sheriff Office, one car will be purchased with a USDA grant and the second will be purchased from funds out the County's fund balance, processing of the grant is still pending but with continuous needed repairs to the remaining fleet it is requested we purchase the 2nd car at this time, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2023-2024 budget is hereby amended as follows:

REVENUE

Local

3-100-041999-0000	Use of Fund Balance	55,000
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Federal

3-100-033010-0018	Sheriff ARPA DCJS	<u>195,000</u>
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Total	250,000
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EXPENSES

Sheriff Office

4-100-031200-8205	Vehicle Expense	55,000
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Grants

4-100-091500-9537	ARPA Grant DCJS	<u>195,000</u>
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Total	250,000
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BE IT FURTHER RESOLVED, that the sum of **\$250,000** appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 6th day of July 2023, adopted this resolution.

Mr. Spence asked for a motion, R23-58. Mr. Zimmerman made a motion, seconded by Mr. Matyas, to approve R23-58. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, and Mr. Spence, yes.

REPORTS AND INQUIRIES FROM THE BOARD

Mr. Collins updated the board regarding the AFID Infrastructure Grant that we have been approved but have not received the money. Because of budget restraints they (AFID) have not released the monies. In the meantime the contractor is ready to go, and I will need a motion yes to underwrite that risk.

Mr. Spence asked the Board of Supervisors for a motion to underwrite the AFID grant should it not be awarded the grant money. Mr. Zimmerman made a motion, seconded by Mr. Matyas

1. **EDA** – Submitted the AFID Infrastructure Grant Program (\$50,000) and the T-Mobil Grant (\$50,000) grant for the Farmers Market AWARDED. AFID Grant award (\$50,000) should be announced this month. Funding from local sources has been approved. Using the State of Virginia contract services, we have a Construction Quote of \$149,701.02 for Phase One of the Farmers Market Project. Construction should start the Last week of July. Since the State met the procurement requirements, we don't have to seek bids for the project.
2. **EDA** – There are two (2) vacancies on the EDA. Following the November Election there will be an additional vacancy. Currently seeking Nominations for the Board to consider at the July meeting. Nominations on the July Agenda.
3. **Courthouse Gazebo** – DAR, VA250 Craig Committee and the Tourism Commission are developing plans for a commemorative Gazebo as part of the VA250 Anniversary Celebration in 2026. Identifying fund participants and fund-raising activities.
4. **The Planning Commission** will conduct a Public Hearing to receive comments on the Updated Comprehensive Plan, will be held on Tuesday July 25th in the Courthouse.
5. **ARAP Funds** (Approximately \$996,637+/-) are eligible for Radio project. In addition, Delegate Terry Austin reports that there is \$1,000,000 proposed funding in the State Budget. We have also submitted a BRIC grant request for \$3,900,000.
6. **Opioid Settlement** – Notified that the County will receive \$371,000. An eligible expense is assisting with the funding of the Catawba Hospital expansion currently being considered by the State Legislature. Mailed, a letter of support for the Grant Application by the Roanoke Valley Response Cooperative to the Commonwealth of Virginia Opioid Abatement Authority,
7. **2024 Reassessment** –Wampler Eanes Appraisal Group LTD has been working on the reassessments for the last few months roughly 85% of all parcels have been assessed.– All assessments are scheduled to be completed by October 1, 2023. The Assessors are to have signs on both sides of their vehicle, and an ID to present to Landowners while on their property.
8. **Rails To Trails** – IN PROGRESS - VDOT has completed the first review. The next step is the Preliminary Engineering work. CTB provided \$1,000,000 for PE work at their October Meeting. The Board appointed a 7-member committee at the June 2022 Meeting to oversee the development and ensure citizen involvement. An update will be presented to the Board of Supervisors at the September Meeting. Funding from the state totals \$12,500,000 for this project.

9. **Health Department Lease** – The current lease expired June 30, 2022. Notified the Health Department they are month to month until a new lease is negotiated. The Health Department continues to work on a new Lease.

10. **Johns Creek Dam No.1** - Received notification that federal funding, along with the State (Local) matching funds has been approved. No County funds needed. No Updates **Available**.

HEAR THE PUBLIC

Mr. Spence opened Hear the Public.

Ms. Rita Stebar asked if there was any update regarding the DMV coming back to New Castle. Mr. Spence commented that the Board has set aside funds for the DMV. Mr. MacDonald, Mayor of The Town of New Castle, added that in December made it their last visit, when asked why, they said that we didn't have the numbers to warrant the service. However, every appointment was filled. Mr. Dooley, from the DMV said there was an expense associated with the visit. The Board of Supervisors is willing to share that expense, however the Town was not. The New Castle Fire Department has now offered their location and will pay for the cost. We have not heard from Mr. Dooley with the DMV.

Andrea Foster commented on To Hear the Public Policy specifically the briefing policy. She contacted the office wanting to speak about the "Rails To Trails" going through her property. She was told she could speak during the period To Hear the Public. She insisted on wanting to speak in the briefings section. She was told to present all the information or presentation to the board at least one week prior to the meeting for review. She was contacted by email and phone that the Board of Supervisors reserves briefings for appointed Committee heads. She was asked to present her information and materials at the time of To Hear the Public. She was then told again that the Board of Supervisors has appointed a committee for her to share her concerns with. She was given contact section of the agenda. appoints Committee's to

ADJOURN

Mr. Spence adjourned the meeting at 7:06 pm.

_____,
CHAIRMAN
CRAIG COUNTY BOARD OF SUPERVISORS

_____, CLERK
CRAIG COUNTY BOARD OF SUPERVISORS
