

SCOTT

VIRGINIA

At a meeting of the Scott County Board of Supervisors begun and held in the Supervisors' meeting room located at the Community Services Building in Gate City, Virginia on Wednesday the 3rd day of May, 2023 at 8:30 a.m.

PRESENT: Darrel W. Jeter  
Marshall D. Tipton  
Jeremy P. Herron  
Danny P. Mann – Chairman  
Michael K. Brickey – Vice-Chairman  
Selma G. Hood  
Stefanie C. Addington

ABSENT: None.

Chairman Danny P. Mann called the meeting to order.

Supervisor Jeremy P. Herron gave the invocation and led the Pledge of Allegiance.

On a motion by Marshall D. Tipton, duly seconded by Selma G. Hood, this Board hereby amends the May 3, 2023 agenda by adding items 15b RIFA Resolution and 15c ARPA Projects.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann,  
Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Jeremy P. Herron, duly seconded by Marshall D. Tipton, this Board hereby approves the April 5, 2023 minutes.

Voting aye: Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey  
Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Abstain: Darrel W. Jeter.

Chairman Danny P. Mann opened Citizen Expression Period to receive public comments.

Sheriff Jeff Edds gave an update (Said update being attached to the minutes of this meeting; Minute Book 33 Attachment No: 114).

Peggy Tyus addressed the Board representing Snowflake Road. Ms. Tyus reported that she has been in contact with the office of Terry Kilgore about getting more funding for roads, but has not heard anything from that office. She went on to say that dirt roads are either dusty, muddy, rough, or bushy, and we would love to get some gravel. The main focus is to get Snowflake Road on the Six Year Plan.

Chairman Mann replied that the Six Year Plan is on the agenda.

Larry Vicars addressed the Board representing the senior citizens at Keith Memorial Park. He went on to say that the senior citizens had a meeting last night and authorized him to speak about the farmers market. Mr. Vicars spoke about the history of the park and pointed out that the park was built by volunteers and has been run by volunteers the past 22 years with the help of the county and tax payer money. He went on to say that the group of senior volunteers had great communication with the county and Board of Supervisors, but there has been a lack of communication recently. Mr. Vicars stated that he hopes to resolve some of that. He went on to say that it is not acceptable that the seniors were not invited to the meetings, and he is here to get things back under control from a communication point. In 2012, the park and county signed a memorandum agreement on how the county and park would operate. Mr. Vicars stated that he wrote the original draft, and the County Attorney finalized it. That draft says the seniors will run the park until there are not enough volunteers. It also says that the county will fund any major repairs and will provide two employees to clean the building and do the maintenance. The seniors agreed to do routine maintenance as they could. The county pays the electrical bill and picked up the water bill later on. The seniors voted on a location for the farmers market to be at the concession stand, and that was passed on to Jeff Kegley. He went on to say that the site near the parking lot was not suitable and would be costly due to the fill dirt needed. Another site near the playground is the most active area in the park, has sewer and water lines, and would be a problem for handicapped. Mr. Vicars reported that Greg Corder owns the field next to the concession stand and is willing to help the county. His only request is a sign stating that his parents donated the land. Mr. Vicars added that Jeff Kegley has visited the site that would require minimum preparations. Mr. Vicars stated that there is no road visibility coming from Gate City. People have to look to see the park. He pointed out that David Mann has a farm in a remote area but he sells a great product for a good price. There will be a parking problem if the building is rented. There are no restrooms, no electric service, and no water service. The concession stand area would require limited grade work. There is water, electricity, and restrooms at that site. The concession stand is available for school fundraisers. There is ample parking, and it would not be a conflict with baseball season. It could be used for Nickelsville Days, weddings, shelter for ballgames, and entertainment. The seniors have an agreement that gives them the right to operate as they see fit, and the seniors believe that the concession stand area is the right place for the farmers market.

Gary Baker spoke about issues on Boozy Creek Road, Federal Road, and Highway 58. He questioned if there has been any feedback since last month. The roads are getting bad. There are ditches and tiles filled up and trees along the road preventing a bush hog from operating. Mr. Baker reported that Sullivan County, Tennessee cleaned out their ditches; therefore, the Environmental Protection Agency in Tennessee, must not be the same as Virginia. Mr. Baker suggested that the County Attorney write a letter about these issues. Furthermore, Mr. Baker stated that he does not know why Tennessee does not have to contract their work and Virginia does. Everything used to be taken care of in Virginia.

Hearing no further comments, Chairman Danny Mann closed Citizen Expression.

Chairman Danny Mann thanked Sheriff Edds for his report. In addition, he thanked Peggy Tyus for attending and noted that a public hearing on the Six Year Plan will be held later in the meeting.

Supervisor Jeremy Herron stated that he was on the American Rescue Plan Act Committee. He went on to say that \$25,000 was received and matched for a farmers market. The committee felt that the site on the other side of the road across from the senior building would be a good location for a farmers market. Supervisor Herron noted that the committee spoke with Jeff Kegley and thought that was the line of communication. The committee did not realize that they needed to go through the seniors. There are two separate boards. Supervisor Herron apologized if the seniors felt like they were left out. He went on to say that he was not aware of a contract. Supervisor Herron went on to say that he along with John Kilgore and Jeff Kegley did come to one of the meetings; furthermore, he stated that he had a very long conversation with Mr. Vicars yesterday.

Mr. Vicars noted that Supervisor Herron stood up for what he believes, but we are not looking for an apology. Mr. Vicars stated that he is looking for a solution that is right for the park, and the seniors like the idea of a farmers market at the concession stand.

Supervisor Herron pointed out that the grant is not limited to the park. It is a grant for Nickelsville. There are other sites that have been considered. The town of Nickelsville owns a site beside the fire department that would require zero prep. There may be stipulations with the grant being county owned and town owned property. Another site is owned by the school and would involve grade work.

Mr. Vicars stated that the volunteers are willing to cooperate, but you can go somewhere else if you don't want to put it at the park, and he added that the seniors want it at the concession stand.

Supervisor Herron pointed out that the Town of Nickelsville has plans for a farmers market beside the fire hall. In the future, Nickelsville could apply for a grant if there is no way to switch this one to them.

Chairman Mann asked John Kilgore if that could be done.

Mr. Kilgore replied that he would have to ask the Department of Agriculture that question. He went on to say the grant is to the Scott County Economic Development Authority.

Chairman Danny Mann pointed out that the senior citizens input is important; however, the Board does not want to lose that grant. Transferring the grant to the Town of Nickelsville might be the best way to go.

Supervisor Jeter inquired about the amount of land Mr. Corder is willing to give.

Mr. Vicars replied enough for the building.

Supervisor Brickey expressed interest in the Corder property near the concession stand as a possible site for the farmers market since it would be a destination for people.

Supervisor Herron stated that he is fine with that location, but does not want to take that property off the tax records, a fence would have to be built, and there would be some costs involved with a deed change. It can be put wherever the Board wants it. The committee felt the lot next to the road would be the best for location.

Chairman Mann asked about the expiration date on the grant.

Supervisor Herron replied June 30, 2024.

Chairman Mann suggested looking at this again in June after reviewing the Memorandum of Understanding.

Supervisor Herron pointed out that it will cause controversy if the county determines that it can be put where they want it, and he does not think it is good to build up walls.

The matter was postponed until the June meeting.

Chairman Mann pointed out that a letter was sent to the Governor regarding road concerns as requested by Gary Baker at the April meeting.

Chairman Danny P. Mann Opened a Public Hearing on a Special Use Permit Application submitted by Edward Amos Robbins, III for tax map # 78-A-94 on Powell Mountain Road to use the parcel as Retail Sales.

Building/Zoning Official David Gilmer presented an application for Edward Robbins for retail sales on Powell Mountain Road (Said presentation being attached to the minutes of this meeting; Minute Book 33 Attachment No: 118).

Hearing no comments, Chairman Mann closed the Public Hearing.

On a motion by Selma G. Hood, duly seconded by Michael K. Brickey, this Board hereby issues a special use permit to Edward Robbins III for tax map #78-A-94 on Powell Mountain Road.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Chairman Danny Mann opened a public hearing on the possible adoption of an Ordinance to Amend and Reenact the Real Estate Tax Exemption Ordinance for Elderly and Disabled Persons to reflect changes in Section 5, the amounts of total combined financial worth, and in Section 10, the amount of exemption.

Hearing no comments, the public hearing was closed.

On a motion by Marshall D. Tipton, duly seconded by Stefanie C. Addington, this Board hereby approves the following:

Ordinance No: 2023 – 01

ORDINANCE TO AMEND AND REENACT THE  
REAL ESTATE TAX EXEMPTION ORDINANCE FOR  
ELDERLY AND DISABLED PERSONS

Be it ordained by the Board of Supervisors of Scott County, Virginia, that the Ordinance to Amend and Reenact the Real Estate Tax Exemption Ordinance for Elderly and Disabled Persons to reflect changes in Section 5, the amounts of total combined income and total combined financial worth, and in Section 10, the amount of exemption, and the entire ordinance as thus amended is reenacted and shall read as follows:

Section 1. Short Title.

This ordinance shall be known and may be cited as the “Real Estate Tax Exemption Ordinance for Elderly and Disabled Persons.”

Section 2. Definitions.

For the purposes of this ordinance, the following words and phrases shall have the meanings respectively ascribed to them by this section:

*Dwelling* shall mean the full-time residence of a person claiming an exemption.

*Exemption* shall mean exemption from the Scott County real estate tax according to the provisions of this ordinance.

*Permanently and totally disabled* shall mean unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity which can be expected to result in death or can be expected to last for the duration of such person’s life.

*Taxable year* shall mean the calendar year, from January 1 until December 31, for which exemption is claimed.

Section 3. Authorized.

Pursuant to the authority granted under § 58.1-3210 of the Code of Virginia (1950), as amended, this ordinance provides for the exemption from taxation of real property owned by, and occupied as the sole dwelling of, an “eligible person” who is at least sixty-five (65) years of age or who is permanently and totally disabled.

Real property owned and occupied as the sole dwelling of an eligible person includes real property (i) held by the eligible person alone or in conjunction with his spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the eligible person or the eligible person and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which an eligible person alone or in conjunction

with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. The term "eligible person" does not include any interest held under a leasehold or term of years.

#### Section 4. Administration; rules and regulations of commissioner of the revenue.

The exemption shall be administered by the Commissioner of the Revenue of Scott County according to the provisions of this ordinance. The Commissioner of the Revenue is hereby authorized and empowered to prescribe, adopt, promulgate and enforce such rules and regulations in conformance with the provisions of this ordinance, including the requirement of answers under oath, as may be reasonably necessary to determine qualifications for exemption as specified by this ordinance. The Commissioner of the Revenue may require the productions of certified tax returns and appraisal reports to establish income and financial worth.

#### Section 5. General prerequisites to grant.

Exemption shall be granted to persons subject to the following provisions:

- (1) The title of the property for which exemption is claimed is held, or if partially held, is held jointly by a husband and wife, at least one of whom must be a qualifying individual, on January 1 of the taxable year, by the person or persons claiming exemption.
- (2) The head of the household occupying the dwelling and owning title or partial title thereto is sixty-five (65) years or older or permanently and totally disabled on December 31 of the year immediately preceding the taxable year. Such dwelling must be occupied as the sole dwelling of the person claiming exemption.
- (3) The gross combined income of the owner during the year immediately preceding the taxable year shall be determined by the commissioner to be an amount not to exceed forty thousand dollars (\$40,000), without regard to whether a tax return is actually filed. Gross combined income shall include all income from all sources of the (i) owners of the dwelling who use it as their principal residence, (ii) spouse of any owner, and (iii) owners' relatives who live in the dwelling, except for those relatives living in the dwelling and providing bona fide caregiving services to the owner whether such relatives are compensated or not; provided that the first fifteen hundred dollars (\$1,500.00) of income of each relative, other than the spouse, of the owner who is living in the dwelling shall not be included in such total. Any form of public welfare assistance, other than medical care for the medically indigent, must be listed as income. Income shall not include life insurance benefits or receipts from borrowing or other debt.
- (4) The total combined financial worth of the owner as of December 31 of the year immediately preceding the taxable year shall be determined by the commissioner to be an amount not to exceed one hundred thousand dollars (\$100,000.00). Total financial worth shall include the value of all assets, including equitable interests of the owner and spouse of any owner, and shall exclude the fair market value of the dwelling and the land, not exceeding one acre, upon which it is situated and for which exemption is claimed.
- (5) The Scott County taxes on the property for which the exemption is claimed must be current and not delinquent.

#### Section 6. Effect of residency in hospital, nursing home, etc.

The fact that persons who are otherwise qualified for tax exemption under this ordinance are residing in hospitals, nursing homes, convalescent homes or other facilities for physical or mental care for extended periods of time shall not be construed to mean that the real estate for which tax exemption is sought does not continue to be the sole dwelling of such persons during such extended periods of other residence, so long as such real estate is not used by or leased to others for consideration.

### Section 7. Manufactured home as real estate for purposes of ordinance.

For the purposes of this ordinance, real estate includes a manufactured home, if the owner's intention that it be permanently affixed is shown by the fact that:

- (1) It is located on land belonging in whole or in part to the owner of the manufactured home, his spouse, parent or child, and is connected to permanent water or sewage lines or facilities; or
- (2) Whether or not it is located on land belonging to persons described in (1) above, it rests on a permanent foundation and consists of two or more manufactured units which are connected in such a manner that they cannot be towed together on a highway, or consists of a manufactured unit and other connected rooms or additions which must be removed before the manufactured unit can be towed on a highway.

### Section 8. Applicant's affidavit and certificate of disability.

- (a) Annually, after February 1<sup>st</sup> and not later than May 1<sup>st</sup> of the taxable year, the person or persons claiming an exemption must file a real estate tax exemption affidavit with the Commissioner of the Revenue. First-time applicants deemed by the Commissioner of the Revenue to be hardship cases may file such affidavit up to December 5<sup>th</sup> of the taxable year.
- (b) The affidavit required by this ordinance shall set forth, in a manner prescribed by the Commissioner of the Revenue, the names of all persons occupying the dwelling for which exemption is claimed, their gross combined income and their total combined net worth.
- (c) If the person claiming exemption is under sixty-five (65) years of age, there shall be attached to such affidavit evidence that the person is permanently and totally disabled. Such evidence may take the form of either (i) a certification by the Social Security Administration, the Department of Veterans Affairs or the Railroad Retirement Board, or (ii) if such person is not eligible for certification by any of these agencies, sworn affidavits by two (2) medical doctors who are either licensed to practice medicine in the Commonwealth or are military officers on active duty who practice medicine with the United States Armed Forces, to the effect that such person is permanently and totally disabled. If the evidence is in the form of sworn affidavits, the affidavit of at least one (1) of the doctors shall be based upon a physical examination of the person by such doctor. The affidavit of one of the doctors may be based upon medical information contained in the records of the Civil Service Commission which is relevant to the standards for determining permanent and total disability.

### Section 9. Certification of eligibility; deduction of exemption.

If, after an audit and investigation, the Commissioner of the Revenue determines that the person is qualified for exemption, he or she shall so certify to the Scott County Treasurer, who shall deduct the amount of the exemption from the claimant's real estate tax liability.

### Section 10. Amount of exemption.

For qualified persons, the amount of exemption provided for in this ordinance shall be the first two hundred fifty dollars (\$250.00) of the tax bill. The difference between the original tax and the figure arrived at will be due the County as the assessed property tax for that year. In no case will the tax excused exceed two hundred dollars (\$250.00).

Section 11. Nullification upon change in status.

Changes in respect to income, financial worth, ownership of property or other factors occurring during the taxable year for which an affidavit is filed under this ordinance and having the effect of exceeding or violating the limitations and conditions provided in this ordinance shall nullify any exemption from taxation for the remainder of the current taxable year and the taxable year immediately following.

Section 12. False claims.

Any person falsely claiming an exemption under this ordinance shall be guilty of a Class 1 misdemeanor.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron,  
Danny P. Mann, Michael K. Brickey, Selma G. Hood,  
Stefanie C. Addington.

Voting nay: None.

Chairman Danny P. Mann opened a joint public hearing with the Virginia Department of Transportation and the Scott County Board of Supervisors on the proposed Secondary Six Year Plan for Fiscal Years 2023/24 through 2028/29 in Scott County and on the Secondary System Construction Budget for Fiscal Year 2023/24.

Virginia Department of Transportation Assistant Residency Engineer Joey Mullins reported that the plan from last year is unchanged with two additions being 1.5 miles on Route 671 Snowflake Road and one mile on Route 669 Mineral Hill Lane. Mr. Mullins pointed out that there is usually money remaining from completed projects, and that will go toward future phases of those two routes.

Supervisor Brickey inquired about the end point of Mineral Hill Lane.

Mr. Mullins replied that it would be paved to Big Moccasin. Bridge replacement is being considered as well.

Supervisor Herron confirmed that one half mile of Snowflake Road would be completed with one mile remaining on Snowflake Road. He inquired about splitting Snowflake Road since there are no homes until the Addington Frame area. Supervisor Herron suggested paving to the bridge at Copper Creek, moving to the other end of Snowflake Road, and pave back to include the homes on that road.

Mr. Mullins replied that the Virginia Department of Transportation does not split those up. Virginia Department of Transportation recommends doing phase I and phase II of Snowflake Road.

Supervisor Herron noted that the entire Snowflake Road needs to be paved.

Supervisor Marshall Tipton spoke about adding Bluebell Drive as a rural addition.



Supervisor Michael Brickey pointed out that the intersection at the US 23/Kane Street red light is dangerous.

Mr. Mullins replied that Virginia Department of Transportation has reached out about getting lines marked at that intersection.

Supervisor Brickey requested an update about a detour at the Big Branch Bridge located on Highway 65.

Mr. Mullins replied that he would get that information to Mr. Brickey.

Supervisor Darrel Jeter inquired about plans to clean ditches.

Mr. Mullins replied that is ongoing maintenance. Ditches and bushes are high priority.

Supervisor Tipton reported that M.A. Lundsford contacted him about opening a section of Blockhouse Road that has been closed.

Mr. Mullins stated that he would look into that.

Chairman Danny Mann noted that the traffic lights in Weber City need to be better sequenced.

County Administrator Freda Starnes replied that has been worked on and has helped the flow of traffic that was backing up.

Supervisor Tipton expressed appreciation to Wade Belcher with the Virginia Department of Transportation for taking care of speed limit signs on Filter Plant Road that had been taken down.

Supervisor Jeremy Herron stated that he has been working with Mr. Vicars on a right of entrance off Highway 71, and there is some paperwork that Mr. Vicars needs to sign in order to proceed.

Mr. Mullins replied that someone with the Virginia Department of Transportation can mail that paperwork to Mr. Vicars.

There were no public comments on the Six Year Plan; therefore, Chairman Danny Mann closed the public hearing.

On a motion by Michael K. Brickey, duly seconded by Jeremy P. Herron, this Board hereby adopts the Secondary Roads Six Year Plan for FY 2023/24-2028/29 and construction budget for FY 2023/2024 (Said plan being attached to the minutes of this meeting; Minute Book 33 Attachment No: 111).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Department of Social Services Director Lana Mullins presented an update (Said update being attached to the minutes of this meeting; Minute Book 33 Attachment No: 119).

Break: 9:55 a.m.

Reconvene: 10:11 a.m.

ReVIDA Program Coordinator Cortney Lawson and Site Medical Director Adrian Thacker gave a report (Said report being attached to the minutes of this meeting; Minute Book 33 Attachment No: 115). Joey Cantrell, Dan Southers, and Jamie Fields with the Virginia Department of Health were also in attendance.

The Board asked about self-medication, the number of patients seen weekly, drug testing, and appointments.

Mr. Thacker replied that the whole picture needs to be looked at involving self-medication, the number of patients seen weekly varies with there being transportation issues for some, drug testing is performed, and no one needing an appointment is turned away.

The Board expressed appreciation for the report.

Mr. Terry Cox spoke about applying for Smart Scale project funding for improvements to Powell Mountain Road consisting of a passing lane from Duffield to the top of the mountain. He went on to say that there is a high volume of slow-moving traffic that includes supply trucks traveling that road. He urged the Board to consider a Powell Mountain Road application for Smart Scale funding in August.

Supervisor Selma Hood agreed that passing lanes are needed on Powell Mountain.

On a motion by Darrel W. Jeter, duly seconded by Michael K. Brickey, this Board hereby authorizes the County Administrator to sign the S.C.O.T.T. Service lease due to the demolition of the former jail and annex building and allocates \$3,000 from Board Contingency for two month's rent along with a security deposit (Said agreement being attached to the minutes of this meeting; Minute Book 33 Attachment No: 112).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Selma G. Hood, duly seconded by Marshall D. Tipton, this Board hereby directs that a check be issued to Tempur Sealy in the amount of \$19,551.34 as 2021 Enterprise Zone Incentives (2021 Enterprise Zone Incentives Request for Payment attached to the minutes of this meeting; Minute Book 33 Attachment No: 109).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Selma G. Hood, duly seconded by Marshall D. Tipton, this Board hereby directs that a check be issued to VFP, Inc. in the amount of \$39,906.32 as 2021 Enterprise Zone Incentives (2021 Enterprise Zone Incentives Request for Payment attached to the minutes of this meeting; Minute Book 33 Attachment No: 110).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Selma G. Hood, duly seconded by Marshall D. Tipton, this Board hereby directs that a check be issued to Photogenius in the amount of \$1,112.96 as 2021 Enterprise Zone Incentives (2021 Enterprise Zone Incentives Request for Payment attached to the minutes of this meeting; Minute Book 33 Attachment No: 108).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Community Services Board Executive Director Sandy O'Dell and Frontier Health Chief Executive Officer Christy Hammonds gave a presentation.

Ms. O'Dell addressed a joint application project between four localities that include Lee, Scott, Wise, and the City of Norton for a cooperative partnership to adopt an intensive out-patient program for children at high risk for substance abuse disorders to prevent those kids from becoming addicted or in the same situation as their parents or grandparents. A local match from the opioid abatement funds was requested. The total project would be up to five years of the state opioid abatement funding. Each locality would give based on a ratio of their funding. Ms. O'Dell requested \$10,254.00 from Scott County, and she added that the other three localities have approved it.

Christy Hammonds reported that the program is an intensive adolescent treatment program offered Monday through Friday from 8:30 a.m. to 2:30 p.m. for ages 13 to 18. The focus is on kids struggling in school, truancy issues, or court involved. They could be referred by our community partners or the school system. Ms. Hammonds went on to say that they would be working with juvenile courts to identify at-risk kids. If they are behind in school, we would work with them on the education component. In addition, there would be individual therapy, group therapy, and family therapy offered. Kids are usually in this program for three to six months. Ms. Hammonds explained that the application is due Friday. If funding is received, we would like to get the program ready by early fall. Big Stone Gap would be the location. Additional programs may be available in other communities based on need.

Supervisor Selma Hood questioned the \$10,254 being required each year.

Ms. O'Dell replied that we are asking for the first year, then we will have to submit a budget.

Ms. Hammonds added that they will be able to bill Medicaid for those who have it for intensive out-patient services.

County Administrator Freda Starnes reported that Scott County has received \$125,000 in opioid funds; therefore, the funds are available for the match.

On a motion by Michael K. Brickey, duly seconded by Selma G. Hood, this Board hereby approves the Virginia Opioid Abatement Authority Cooperative Agreement (Said agreement being attached to the minutes of this meeting; Minute Book 33 Attachment No: 113).

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Darrel W. Jeter, duly seconded by Marshall D. Tipton, this Board hereby authorizes the County Administrator to sign the Virginia Opioid Abatement Authority Grant application.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Marshall D. Tipton, duly seconded by Darrel W. Jeter, this Board hereby adopts the following:

RESOLUTION NO: 2023-04

### **Resolution in Support of Data Centers Locating in Southwest Virginia**

WHEREAS, the growth and development of technology is essential to the continued economic prosperity of our region; and

WHEREAS, data centers have been proven to be a key component of the technology industry, providing significant job creation and economic benefits; and

WHEREAS, Southwest Virginia is an ideal location for data centers due to its access to reliable and affordable energy, fiber-optic broadband infrastructure; and

WHEREAS, the establishment of data centers in Southwest Virginia would provide significant benefits to our local economy, including increased tax revenue, job creation, and infrastructure improvements;

NOW, THEREFORE, BE IT RESOLVED, that Scott County enthusiastically supports the establishment of data centers in our area and welcomes companies that seek to invest in our community; and

BE IT FURTHER RESOLVED, that Scott County, as a member of the Lonesome Pine Regional Industrial Facilities Authority (RIFA), pledges to work collaboratively with companies seeking to establish data centers in our area to identify and address any concerns or issues that may arise during the development process; and

BE IT FURTHER RESOLVED, that the Lonesome Pine RIFA member localities including Scott County have adopted a unified and competitive data center tax rate as a recruitment incentive to companies seeking to establish data centers in our area, in order to further promote economic growth and development.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Michael K. Brickey, duly seconded by Marshall D. Tipton, this Board hereby approves the following ARPA projects:

\$84,000 for Volunteer Fire Departments (\$12,000 each for FY 24 Budget)  
\$200,000 for EMS Payroll Support FY 24 Budget

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Darrel W. Jeter, duly seconded by Stefanie C. Addington, this Board hereby appropriates the following:

Tourism

\$15,000 to 72600-5637 Tourism ARPA Grant

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Darrel W. Jeter, duly seconded by Stefanie C. Addington, this Board hereby appropriates the following:

Sheriff

\$477.00 to 31200-6009 Sheriff's Office – Repairs/Maintenance of Vehicles

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Darrel W. Jeter, duly seconded by Stefanie C. Addington, this Board hereby appropriates the following:

Sheriff

\$20,821.41 to Sheriff's Office – DCJS CESF Grant # 8866

31220-1100 Salaries	\$14,396.16
31220-2100 Employers FICA	\$1,040.61
31220-2210 Employers Cost VRS	\$1,984.37
31220-2300 Employers Share Health Ins.	\$3,205.62
31220-2400 Group Life Ins.	\$173.25
31220-2600 Unemployment Ins.	\$21.40

\$20,821.41

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Appointment – Recreation Advisory Board – District three

Jeremy P. Herron nominated Keith Warner

On a motion by Marshall D. Tipton, duly seconded by Stefanie C. Addington, this Board hereby ceases nominations and, by acclamation, appoints Keith Warner to serve a three-year term on the Recreation Advisory Board.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

The District One Recreation Advisory Board position was postponed until June.

County Administrator Freda Starnes presented the claims and related reports (Said reports being attached to the minutes of this meeting; Minute Book 33 Attachment No: 116).

On a motion by Stefanie C. Addington, duly seconded by Selma G. Hood, this Board orders that:

- (a) Social Services be allowed the sum of \$411,314.14 for voucher numbers 4081143 - 4081294 and payroll electronic tax payment.
- (b) General Fund be allowed the sum of \$1,104,778.59 for voucher numbers 2099211 -2099212, 2099214 – 2099253, 2099255 – 2099279, 2099281 – 2099302, 2099304 – 2099307, 2099309 – 2099310, 2099312 – 2099315, 2099317 – 2099326, 2099327 – 2099345, 2099347 – 2099358, 2099360, 2099361 – 2099371, 2099373 – 2099390, 2099391 – 2099401, 2099403, 1099405, 2099406 – 2099417, 2099418 – 2099431, 2099432 – 2099437, 2099439 – 2099452 and payroll electronic tax.
- (c) Fund 11 be allowed the sum of \$3,739.02 for voucher number 2099254 and payroll electronic tax payment.
- (d) Fund 42 be allowed the sum of \$131.36 for voucher numbers 2099213, 2099225, and 2099432 for payroll electronic tax.
- (e) Fund 35 be allowed the sum of \$59,388.07 for voucher numbers 2099303, 2099311, 2099316, 2099359, 2099372, 2099402, 2099404, 2099438 with payroll and electronic tax payment.
- (f) Fund 45 be allowed the sum of \$15,833.52 for voucher number 2099308 and 2099346 and payroll electronic tax.
- (g) Fund 16 be allowed the sum of \$588.44 for voucher numbers 2099280, 2099284, and 2099447.
- (h) Fund 27 be allowed the sum of \$19.72 for voucher number 2099369.
- (i) Fund 46 be allowed the sum of \$554.84 payroll electronic tax.
- (j) Fund 55 be allowed the sum of 64,144.12 for voucher numbers 5511412 and 5511429.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

County Administrator Freda Starnes announced that Mountain Empire Older Citizens will have a walkathon May 7, 2023 at 2:00 p.m. at Bullet Park.

On a motion by Jeremy P. Herron, duly seconded by Darrel W. Jeter, this Board hereby authorizes \$5,500 from Board Contingency to lease a loader for one month.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

On a motion by Michael K. Brickey, duly seconded by Marshall D. Tipton, this Board hereby approves the purchase of a Ford Explorer for the Economic Development Authority in the amount of \$38,434.85 through state contract paid by Local Assistance and Tribal Consistency Fund.

Voting aye: Darrel W. Jeter, Marshall D. Tipton, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey, Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Economic Development Authority John Kilgore presented a report (Said report being attached to the minutes of this meeting; Minute Book 33 Attachment No: 117).

Supervisor Darrel Jeter thanked everyone for the prayers and cards.

Supervisor Marshall Tipton thanked the Board and staff for all they do. He addressed funding for the Veterans Memorial and went on to say that the tank is in need of restoration. Supervisor Tipton reported that \$3,000 has been raised and promise of additional donations. Supervisor Tipton pointed out that the Veterans Honor Guard does an awesome service, and he noted that he left a request for funding with the budget committee.

Supervisor Jeremy Herron expressed appreciation to the Board and staff and addressed Snowflake Road being added to the Six Year Plan. Supervisor Herron pointed out that he has to do some training in August, and



members of the Board do a whole lot more than the monthly meetings; therefore, Supervisor Herron stated that he has decided to resign. He went on to say that his last meeting will be in August.

Chairman Danny Mann replied that he hopes District Three knows that you have done well, and you served your county well.

Supervisor Marshall Tipton stated that he appreciates what Supervisor Herron has done.

Supervisor Addington stated that it has truly been an honor to serve with Supervisor Herron. It has been a rough three years, and Supervisor Herron has handled it with integrity and grace.

Supervisor Brickey wished Supervisor Herron best of luck with his endeavor.

Supervisor Hood pointed out that Supervisor Herron has been a real asset, worked hard for his residents, and added a lot to his community. Supervisors Hood added that he will be missed.

Chairman Mann pointed out that the meetings are the easiest part of what the Board of Supervisors do. Jeremy Herron had an impact here.

Supervisor Brickey recalled Steve Pike with Spearhead Trails addressing the Board last month. Later, some of the Board members met with him on High Knob which is a gold mine. He pointed out the three miles of Road being paved from Bark Camp Lake to the Devils Bathtub with Federal dollars.

Supervisor Hood stated that she is pleased to see Supervisor Darrel Jeter back. She went on to say that she is pleased with the Economic Development Authority. Duffield was mentioned several times, and it is growing.

Supervisor Addington thanked the staff. She went on to say that she is really going to miss Supervisor Herron. It is good to see Supervisor Darrel Jeter back.

County Attorney Sally Kegley gave the Board a copy of the Memorandum of Understanding with the seniors at Keith Memorial Park.

On a motion by Darrel W. Jeter, duly seconded by Michael K. Brickey, this Board hereby authorizes \$1,000 from Board Contingency to refurbish the Veterans Memorial.

Voting aye: Darrel W. Jeter, Jeremy P. Herron, Danny P. Mann, Michael K. Brickey  
Selma G. Hood, Stefanie C. Addington.

Voting nay: None.

Abstain: Marshall D. Tipton

Chairman Danny P. Mann adjourned the meeting to a budget workshop.

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Chairman

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Clerk