

MINUTES

A regular meeting of the Buchanan County Board of Supervisors was held on the 3rd day of March 2025 starting at 6:00 o'clock p.m. in the Board of Supervisors Meeting Room, 3rd floor of the Buchanan County Government Center, 4447 Slate Creek Road, Grundy, Virginia 24614. **This meeting was conducted by electronic communication (Zoom). The media and public were invited to participate.**

PRESENT: Craig Stiltner, Chairman
Tim Hess, Vice-Chairman
Jeff Cooper
Trey Adkins
G. Roger Rife
David Rose
Lee Dotson

Robert Craig Horn, County Administrator
L. Lee Moise, County Attorney

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The meeting was called to order with Prayer and Pledge of Allegiance.

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IN RE: CONSIDER ENDING THE CONTINUED EMERGENCY MEETING ON FEBRUARY 19TH, 2025

After a general discussion by the board upon motion by Lee Dotson seconded by Tim Hess and with a roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0), this board did hereby approve to close the continued Emergency Meeting on February 19th, 2025.

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IN RE: APPROVAL OF MEETING AGENDA "AS IS"

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with a roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0), this board did adopt the following Resolution amending the agenda for the board of supervisors meeting on March 3rd, 2025 and any flood related issues.

RESOLUTION

IN RE: AMEND AGENDA FOR BOARD OF SUPERVISORS MEETING ON MARCH 3, 2025

BE IT RESOLVED, by the Buchanan County Board of Supervisors, that Buchanan County, Virginia hereby amends the Agenda for the Board of Supervisors' meeting of March 3, 2025 to add the following items to the Agenda for the Board's consideration:

- 1) Consider Ratifying the County Administrator adding three more contractors to the approved list of contractors to perform flood repair, recovery and relief work (these three contractors were contractors that did not attend the meeting with Marcus Stiltner following the Board of Supervisors' Emergency called meeting of February 19, 2025 and subsequently wished to be added to the list).
- 2) Consider amending the County Road and Bridge Policy, section G. Procedure for Drainage Easements to permit drainage work, including replacing a pipe, when any part of the drainage work or drainage pipe is within 10 feet of the outer boundary of the county road. This amendment would only apply during a state of emergency declared by the Governor. (Current rule is that the all the drainage work must be fully encompassed within 10 feet of the outer boundary of the county road.)
- 3) Consider approving Big Prater Christian Foundation, Inc., section 501 (c)(3) non-profit corporation as the entity designated to receive and disburse donations for the flood recovery and relief efforts.
- 4) Consider transferring cash and appropriation to establish a new fund called the 2025 Flood; additionally, transfer flood expenditures previously encumbered and/or paid to the new fund in order to facilitate flood cost monitoring.
- 5) Consider ending the declaration of a local emergency.
- 6) Consider rescinding motion made during the emergency meeting of February 19, 2025, to provide donated funds to Clinch Independent Living for flood relief.
- 7) Consider approving a change order for the roof contract with LaFerney, Inc. for the Russell Prater Community Center Project, adding \$56,620.00 to the Contract Price.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025 by a roll call vote of seven for and zero against.

Motion made by: Trey Adkins

Second: Lee Dotson

Yeas: Seven

Nays: Zero

Craig Stiltner, Chairman of the
Buchanan County Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER APPROVING CONSENT AGENDA

After a general discussion by the board upon motion by Jeff Cooper seconded by G. Roger Rife and with a roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0), this board did hereby approve the following Consent Agenda:

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IN RE: CONSENT AGENDA

After a general discussion by the board upon motion by G. Roger Rife seconded by Lee Dotson and with a roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board did hereby approve the following Consent Agenda:

- a. Consider approving minutes for February 3rd, 2025;
- b. Consider ratifying payroll after review;
- c. Consider ratifying the payment of bills by Resolution adopted on January 6th, 2025.

(Including the Buchanan County Head Start ratified bill list and bill list)

- d. Consider approving coyote claims in the amount of \$100.00 per claim and to issue a check for each claim. (Returns to \$50.00 per month on March 9th)

Anthony Blankenship	2 claims
Thomas Riddle	4 claims
Eddie Ryan Cook	4 claims
Billy Owens	3 claims
Jimmy Lester	3 claims
Dyan Hottenstein	1 claim
Jacob Kirk	2 claims
Ronnie Blankenship	1 claim

Jeff O' Quinn	5 claims
William Looney	2 claims
Robert Sauer	1 claim
Raymond Webb	1 claim
Garman Lee Rice	2 claims
Ethan Kiser	10 claims
Michael Sparks	2 claims
Tony Viers	1 claim
Billy J. Yates	1 claim
Freddie Vires	1 claim
David Johnson	2 claims
Penny Tiller	1 claim
Chris Wolford	1 claim
Dennis R. McGlothlin	1 claim
Derick Stacy	1 claim
Ethan Phipps	2 claims
Reva McGlothlin	4 claims
Terry Booher	1 claim
Morgan Scarberry	1 claim
Toby Davis	5 claims
Lukas Shortt	1 claim
Randy Compton	2 claims

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**IN RE: KEN SMITH – CONSIDER ADOPTING RESOLUTION
DECLARING THAT APRIL 2025 BE DESIGNATED AS
CONFEDERATE HERITAGE AND HISTORY MONTH**

Ken Smith with Sons of Confederate Veterans thanked the board for their previous support. He requested the board to consider adopting the Resolution declaring the month of April 2025 be designated as Confederate Heritage and History Month.

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson with a roll call vote of seven (7) yeas Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board, this board did hereby adopt the following Resolution declaring that April 2025 be designated as Confederate Heritage and History Month.

Lt Col Vincent A. Witcher - Camp #1863
Sons of Confederate Veterans
Post Office Box 386
Grundy, Virginia 24614
Email: koalbucket@gmail.com
Web site: www.geocities.com/witcher_camp
Phone: 276-935-2018 Fax: 276-935-4101

Glenn Richardson – Commander ~ Ken Smith – Adjutant/Treasurer

CONFEDERATE HERITAGE AND HISTORY MONTH RESOLUTION

Be it hereby resolved that the Buchanan County Board of Supervisors in Commemoration of the Distinguished Service of the Confederate Veterans of Buchanan County declare that April 2025 be designated as Confederate Heritage and History Month.

The American Civil War was a difficult and trying time for this Nation and the Commonwealth of Virginia and this fledgling county.

The Recognition of the Service of these Buchanan County residents needs to be remembered and honored: As they fought and served to protect their homes and families.

Of over 500 men in 1860 from Buchanan County, nearly 400 served in the Confederate Army and another 100 served in the Federal Army and with this resolution the service of these men will be remembered and honored.

So, it is with great pride and honor that the Buchanan County Board of Supervisors do adopt this resolution sponsored by the Lt. Col. Vincent Addison Witcher Camp # 1863, Virginia Division, Army of Northern Virginia of the Sons of Confederate Veterans.

This resolution was adopted on the 3rd day of March, 2025.

Chairman of the Buchanan County
Board of Supervisors

ATTEST:

County Administrator

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IN RE: GARY STREET, RESIDENT - CONSIDER THE BUCHANAN COUNTY RAILCAR AND RELOCATING THE AMATEUR RADIO REPEATER STATION ANTENNA AND TRANSMISSION LINE.

Gary Street wasn't present for the meeting.

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IN RE: CHRIS LOCKHART, RESIDENT – TO DISCUSS COUNTRY MEADOWS ROAD, COUNTY ROAD NUMBER 2312 LOCATED IN THE ROCKLICK MAGISTERIAL DISTRICT

Chris Lockhart, resident in the Rocklick Magisterial District requested the board to abandon Country Meadows Road, county road number 2312, which goes the middle of his property.

Marcus Stiltner, Coal Haul Road Engineer stated this is part of a subdivision and wasn't sure what needed to be done.

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson with a roll call vote of seven (7) yeas Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board did hereby approve for the county administrator, county attorney and coal haul road engineer to do what was necessary to remove Country Meadows Road from the county road system.

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IN RE: ALLEN BAILEY, AGENT FOR ORC/REAL ESTATE SOLUTIONS FOR INFRASTRUCTURE – TO REQUEST THE COUNTY TO ABANDON A PUBLIC RIGHT-OF-WAY ON 460 NEAR THE FORMER MAGIC MART FOR THE DEVELOPMENT OF A NEW SUBSTATION THAT WILL SERVICE THE AIRPORT PROPERTY

Allen Bailey, Agent for ORC/Real Estate Solutions for Infrastructure requested the county to abandon a public right-of-way on route 460 near the former Magic Mart for the development of a new substation for AEP that will service the airport property. The roadway is part of an old subdivision.

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson with a roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board did hereby approve for the county administrator, county attorney and coal haul road engineer to do what was necessary to abandoned the old subdivision right-of-way along State Route 460, at Vansant, Virginia.

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IN RE: PUBLIC COMMENTS

Sandy Weekley, Extension Agent requested a contribution to assist in allowing one student from each district to attend the annual 4-H Camp in July 2025. The cost for each scholarship would be \$280.00 per student for the camp from each of the seven

supervisors.

After a general discussion by the board upon motion by Trey Adkins seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board did hereby approve a contribution in the amount of \$1,960.00 to be divided equally among the seven district accounts for one scholarship per district to attend 4-H camp in July 2025.

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**IN RE: CONSIDER REQUEST FOR A CONTRIBUTION TO
 APPALACHIAN COLLEGE OF PHARMACY EARMARKED FOR
 THE ANNUAL GARDEN DAYS**

Wanda Vance with Appalachian College of Pharmacy requested a contribution to assist with Annual Garden Days. She stated the contribution would be used to pay for renting chairs/tables and pay for entertainment.

After a general discussion by the board upon motion by Trey Adkins seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Craig Stiltner, Trey Adkins, Jeff Cooper, Tim Hess, David Rose, Lee Dotson, G. Roger Rife and zero (0) nays, this board did hereby approve a contribution in the amount of \$6,000.00 to the Appalachian College of Pharmacy (Garden Days) to be divided among the seven district accounts. Also, to include this contribution in the yearly budget for the county.

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**IN RE: SHARON DIXON, DISASTER PROGRAM MANAGER WITH
 AMERICAN RED CROSS**

Sharon Dixon, Disaster Program Manager with American Red Cross stated the American Red Cross is trying to do all we can to assist Buchanan County with the recent flooding in February. If any residences and/or individual families received significant damage due to the flooding, they may call 1-800-733-2767.

There are other organization assisting residents like “God’s Pit Crew” since the flood, she commented. The more resources you can get to assist residents, the better.

Trey Adkins, Knox District Supervisor asked if the Red Cross was going to assist in building bridges for residents?

No, just residential home damage, stated Ms. Dixon.

We need some non-profit organizations that is willing to assist residents by going under their homes and clean-out the mud and debris, so something could be sprayed to keep molding out, stated Mr. Adkins.

Has Southern Baptist come to assist, asked Ms. Dixon?

No, they're in McDowell County, stated Jeff Cooper, Garden District Supervisor.

The board thanked Ms. Dixon for all she does to assist Buchanan County.

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IN RE: WADE ENDICOTT, RESIDENT IN THE KNOX MAGISTERIAL DISTRICT

Wade Endicott, resident in the Knox Magisterial District stated he lost his bridge during the recent flood.

Trey Adkins, Knox District Supervisor stated Mr. Endicott is trying to save his bridge. There's debris in the creek on top of it. The Virginia Department of Transportation (VDOT) needs to put the retaining wall back next to the roadway like it was before.

Chad Cole, with VDOT stated we can get the road back open to two (2) lanes. We are working with the Federal Highway Administration (FHWA) to see if we can get reimbursed for the work that VDOT does, he stated.

Our first response is to get the road back open to two lanes, stated Mr. Cole.

Mr. Endicott stated he could build his bridge back. I just want to raise the bridge up and move it about three feet, he stated.

We'll get the road open as soon as possible, we're still waiting on FHWA, stated Mr. Cole.

Jeff Buchanan, with VDOT stated our crew is working on State Route 650 currently. We have already completed over 200 flooded areas in the county. We're working to get all roads open as quickly as we can, he commented.

Lee Dotson, North Grundy District Supervisor requested VDOT to look at Straight Fork in Hurley.

Tim Hess, Hurricane District Supervisor asked VDOT to check on Robinson Fork Road route 1697 where there's a drainage issue. The drainpipe was replaced a year or so ago by VDOT.

Jeff Cooper, Garden District Supervisor requested VDOT to check State Route 680 off of State Route 460 where the potholes are really bad. Also, State Route 638 near Family Circle Hill Road and Horn Mountain there's a major pothole that you can't miss, he stated. Also, Family Circle Hill Road the ditch lines are filled up forcing water onto property owners.

Mr. Adkins stated VDOT roads in Hurley and Slate Creek are really bad from the flooding.

Craig Stiltner, Chairman stated I'm very disappointed in how VDOT handled the clearing of the state roads during the February 15th flooding. I have several questions for VDOT, which isn't going to be pleasant. Why did it take several hours for a contractor to open the roadway to allow the swift water team to get to Hurley? I don't know why it was delayed so long, he stated.

There were six people stranded across from Legacy Bank in Hurley, stated Mr. Stiltner The Swiftwater Team from Smithville had enough time to drive to Buchanan County and still had to wait for VDOT to open the roads. I have begged VDOT to authorize a reputable contractor with 40 years' experience to make the roads passable, allowing first responders to access the areas in need, he stated.

Someone passed away during the flooding and it took 10 hours for the deceased body to be picked up, he voiced. After VDOT gave the approval to open the roads, it took around five minutes for them to pick up the deceased. Someone dropped the ball on this, stated Mr. Stiltner. I don't know who failed at VDOT, but I will find out who did, he voiced. The final decision was made in Lebanon or Bristol and I promise you, I'm not going to stop until I find out who made that decision. Several lives were at risk.

There needs to be a local emergency contact list of local contractors from Buchanan County preapproved for Kenneth Ratliff and Tony Layne, VDOT employees to call during a State of Emergency, stated Mr. Stiltner.

It took VDOT seven days after the flood to put bids out for repair work to begin, commented Mr. Stiltner. Then it would take another two weeks before a contract would get signed and for the repair work to start in the county. There's needs to be a preapproved list of contractors during an emergency situation, he stated. The county could've had two weeks of repairs already done, instead of waiting. VDOT makes it to complicated to get things done, he stated.

Another problem, is that we, the county is not allowed to clean the creeks out, commented Mr. Stiltner. This is another reason for all the flooding. These creeks have to be dipped out and cleaned out, he voiced. If Kentucky can do it, we should be able to.

Mr. Stiltner stated Home Creek in the Rocklick District is a mess and the left-hand fork of Belcher's Fork is impassable. Buses cannot get through this area where three sections of the roadway are broken off.

Mr. Stiltner asked VDOT how many contractors does Buchanan County have to do work on state roads?

Jeff Buchanan, VDOT Representative stated 12 contractors in Buchanan County.

Mr. Stiltner asked how many VDOT crews working in the county?

Nine crews, stated Mr. Buchanan.

IN RE: PUBLIC HEARING – 6:10 P.M. TO HEAR PUBLIC COMMENTS CONCERNING THE PROPOSED SALE OF PROPERTIES THAT HAVE BEEN CONVEYED UNTO BUCHANAN COUNTY, VIRGINIA FROM THE U.S. ARMY CORP OF ENGINEERS FOR THE MINIMUM PROPERTY VALUE SET BY THE ARMY CORP.

Craig Stiltner, Chairman opened the public hearing for comments.

L. Lee Moise, County Attorney stated we've talked about this issue and selling these properties conveyed to the county from the U.S. Army Corp of Engineers. At last month's meeting, Jay Rife, Appraiser stated the properties were not worth much, state Mr. Moise. He was correct. Three of these properties are in the floodway, he stated.

We advertised for bids on these properties, based upon what the army corps listed the property values at, stated Mr. Moise. Only one bid was received.

The county can post on the county website for the sale of these properties that have been fully released to the County by USACE and let the public make proposal for the purchase of the properties by private sale. Once the board approves a purchase proposal, then a public hearing would need to be scheduled for the approval of the conveyance of said property by private sale, along with the County Attorney being directed to prepare the appropriate deed, stated Mr. Moise. We do need to allow Todd VanMeter, Flood Plain Coordinator to indicate what the properties could be used for, he commented.

G. Roger Rife, South Grundy District Supervisor stated if we don't sell the properties, we'll have to keep them mowed, etc.

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with a roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to close the public hearing.

IN RE: CONSIDER ADOPTING THE RESOLUTION REGARDING THE ACCEPTANCE OR REJECTION OF BIDS FOR THE SALE OF PROPERTIES THAT HAVE BEEN RELEASED BY THE U.S. ARMY CORP OF ENGINEERS TO BUCHANAN COUNTY, VIRGINIA

After a general discussion by the board Upon motion by Trey Adkins seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby adopt the following Resolution regarding rejection of bids for

the sale of properties that have been released by the U.S. Army Corp of Engineers to Buchanan County, Virginia.

RESOLUTION

IN RE: ACCEPTANCE OR REJECTION OF BIDS FOR THE SALE OF PROPERTY THAT HAVE BEEN RELEASED BY THE U.S. ARMY CORP OF ENGINEERS TO BUCHANAN COUNTY, VIRGINIA

WHEREAS, the following properties were conveyed to Buchanan County, Virginia from the U.S. Army Corp of Engineers regarding the Buchanan County 202 Flood Proofing Project; and

- Tract No. 2804, former owners Rickey and Juree Ann Hackney;
- Tract No. 2803, former owners Kayla LeAnn Phillips and James Hill;
- Tract No. 2800, former owners Aaron and Kadie Skeens;
- Tract No. 3212, former owners Gary and Wilma Thomas.

WHEREAS, these properties (land) have now been fully released by the U.S. Army Corp of Engineers to Buchanan County, Virginia to be sold “AS IS”; and

WHEREAS, that the Buchanan County Board of Supervisors by resolution adopted during the September 9, 2024 Board of Supervisors’ meeting did approve that such properties, which were conveyed unto Buchanan County, Virginia from the U.S. Army Corp of Engineers, which had also been fully released by U.S. Army Corps of Engineers to the County, be advertised for sale “As Is” to be conveyed by quit claim deed to the person or persons meeting at least the minimum property value set by the army corp. to be submitted to the County Administrator’s Office by 5:00 o’clock p.m. on Monday, February 3rd, 2025 with such bids to be opened at the 6:10 p.m. at the Board of Supervisors February 3rd, 2025; and

WHEREAS, that the Board of Supervisors reserved the right to reject all such bids that are not equal to or greater than the value of the land as set by the U.S. Army Corps of Engineers at the time of release of the property to the County; and

WHEREAS, the bids having been opened in open session of the Board’s October 7, 2024 meeting said bids are hereby accepted or rejected as set forth below:

- Tract No. 2804, former owners Rickey and Juree Ann Hackney:
Bid in the amount of N/A from _____ is hereby _____;
- Tract No. 2803, former owners Kayla LeAnn Phillips and James Hill:
Bid in the amount of N/A from _____ is hereby _____;
- Tract No. 2800, former owners Aaron and Kadie Skeens:
Bid in the amount of N/A from _____ is hereby _____; and
- Tract No. 3212, former owners Gary and Wilma Thomas:
Bid in the amount of \$3,000.00 from James Estep is hereby rejected.

NOW THEREFORE BE IT RESOLVED, by the Buchanan County, Va. Board of Supervisors, that aforementioned bids as either accepted or rejected is hereby confirmed; where bids were accepted, the County Attorney is directed to prepare the appropriate quit claim deeds for the conveyance of the properties to the bidder(s) whose bids were

accepted. **FURTHERMORE, BE IT RESOLVED**, that the Chairman of the Board of Supervisors and the County Administrator are authorized to executed such quit claim deeds as approved to form by the County Attorney.

This Resolution was adopted on the 3rd day of March, 2025.

Recorded Vote:

Moved by: Trey Adkins
Seconded by: Tim Hess
Yeas: Seven
Nays: Zero

Craig Stiltner, Chairman, Board of Supervisors
of Buchanan County, Virginia

ATTEST:

Robert Craig Horn, County Administrator

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**IN RE: CONSIDER READVERTISING FOR BIDS FOR THE SALE OF
PROPERTY THAT HAVE BEEN RELEASED BY THE U.S. ARMY
CORP OF ENGINEERS TO BUCHANAN COUNTY, VIRGINIA**

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to readvertise for bids for the sale of properties that have been released by the U.S. Army Corps of Engineers to Buchanan County, Virginia.

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**IN RE: CONSIDER APPROVING A LETTER TO U.S. ARMY CORPS OF
ENGINEERS REQUESTING THEM TO EXPEDITE
ACQUISITION OF PROPERTIES IN CONNECTION WITH THE
BUCHANAN COUNTY 202 FLOOD PROOFING PROJECT**

After a general discussion by the board upon motion by Trey Adkins seconded by David Rose and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to request the U.S. Army Corps of Engineers to expedite acquisition of properties in connection with the Buchanan County 202 Flood Proofing Project in Buchanan County, Virginia.

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IN RE: MARCUS STILTNER, COAL ROAD ENGINEER

Marcus Stiltner, Coal Road Engineer stated the invoice from VDOT is for work on route 643. This invoice is okay to pay.

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve the Virginia Department of Transportation's invoice COAL 000133 in the amount of \$417.26 from VDOT for CST projects 122111 for curving widening and to issue a check for the invoice from account number CST 05-41080-7012.

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IN RE: CONSIDER APPROVING REQUEST #4 FROM BUCHANAN COUNTY PUBLIC SERVICE AUTHORITY IN THE AMOUNT OF \$190,376.73 FROM THE COAL HAUL ROAD FY 2024-2025 (VARIOUS INVOICES) TO BE PAID FROM ACCOUNT #05-41080-7015

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of five (5) yeas, Jeff Cooper, Lee Dotson, Trey Adkins, Craig Stiltner, G. Roger Rife zero (0) nays and two (2) abstained, Tim Hess and David Rose, stating they are employed by the Buchanan County Public Service Authority, this board did hereby approve request #4 from Buchanan County Public Service Authority in the amount of \$190,376.73 from the Coal Haul Road FY 2024-2025 (various invoices) to be paid from account #05-41080-7015.

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IN RE: CONSIDER APPROVING REQUEST #2 AND TO ISSUE A CHECK IN THE AMOUNT OF \$111,521.97 FROM THE BUCHANAN COUNTY PUBLIC SERVICE AUTHORITY (PSA) ACCOUNT NUMBER 01-82090-5604-01 FOR THE NEW BUILDING SITE

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of five (5) yeas, Jeff Cooper, Lee Dotson, Trey Adkins, Craig Stiltner, G. Roger Rife zero (0) nays and two (2) abstained, Tim Hess and David Rose, stating they are employed by the Buchanan County Public Service Authority, this board did hereby approve request #2 and to issue a check in the amount of \$111,521.97 from the Buchanan County Public Service Authority (PSA) account number 01-82090-5604-01 for the new building site.

**IN RE: CONSIDER APPROVING THE CONTRACTOR’S LIST
 REGARDING THE BUCHANAN COUNTY FLOOD 2025**

After a general discussion by the board upon motion by David Rose seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve the following contractor’s list regarding the 2025 Buchanan County Flood:

- K & K Construction
- Septic Inc.
- Cline Construction
- Cochran’s Masonry
- D. Deel Construction
- Shortt & Sn Paving
- B & Construction
- Bob’s Body Shop
- Clevinger Enterprises
- Torque Enterprises
- GM Refrigeration
- K & K Contracting

**IN RE: MARCUS STILTNER, COAL ROAD ENGINEER – UPDATE ON
 COUNTY ROAD REPAIRS**

Marcus Stiltner, Coal Road Engineer stated the coal road engineering construction groups has completed 31 county road projects out of 180 county roads that was damaged during the February flooding. Twenty-five of those projects are in the Hurley and Whitewood areas of the county. Tomorrow we’ll have 17 different crews working on county road, he stated.

IN RE: CONSIDER APPROVING TO PAY FULL-TIME COUNTY EMPLOYEES THEIR OVERTIME REGARDING ANY FLOOD RELATED ISSUES

After a general discussion by the board upon motion by Trey Adkins seconded by David Rose and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to pay full-time county employees their overtime regarding any flood related issues.

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IN RE: PUBLIC HEARING- 6:15 P.M. TO HEAR PUBLIC COMMENTS REGARDING THE ABANDONMENT OF BLUE STONE ROAD, COUNTY ROAD NUMBER 2352 LOCATED IN THE ROCKCLICK MAGISTERIAL DISTRICT FROM THE COUNTY ROAD SYSTEM

Craig Stiltner, Chairman opened the public hearing for comments.

With no comments from the public, upon motion by Lee Dotson seconded by Trey Adkins and with a roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to close the public hearing.

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IN RE: CONSIDER ADOPTING THE ORDER REGARDING THE ABANDONMENT OF BLUE STONE ROAD, COUNTY ROAD NUMBER 2352 LOCATED IN THE ROCKCLICK MAGISTERIAL DISTRICT FROM THE COUNTY ROAD SYSTEM

After a general discussion the board upon motion by G. Roger Rife seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby adopt the following Order regarding the abandonment of Blue Stone Road, County Road number 2352 located in the Rocklick Magisterial District from the county road system.

**BUCHANAN COUNTY, VIRGINIA BOARD OF SUPERVISORS
ORDER**

Whereas, the Buchanan County, Virginia Board of Supervisors conducted a public hearing on Monday, March 3rd, 2025 to consider the abandonment of Blue Stone Road, county road number 2352 located in the Rocklick Magisterial District in Buchanan County; and
Whereas, said public hearing was conducted after compliance with the notice provisions required by Va. Code sections 33.2-914 through 33.2-926; and

Whereas, after the public hearing, the Buchanan County, Va. Board of Supervisors voted to abandon these roads; and

Whereas, the Buchanan County, Va. Board of Supervisors having found that no public necessity exists for the continuance of these county roads/bridges that the public would be served by, and therefore it is now ordered by the Board of Supervisors:

That the roads/bridges are hereby abandoned pursuant to Virginia Code sections 33.2-914 through 33.2-926; and

That the Clerk of the Board is hereby directed to place this order in the minutes of the Board of Supervisors for its regular monthly meeting of March 3rd, 2025.

Date	Craig, Stiltner, Chairman Buchanan County, Va. Board of Supervisors
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ATTEST:

Robert Craig Horn, County Administrator

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**IN RE: CONSIDER ADOPTING THE RESOLUTIONS FOR THE
RATIFICATION OF THE ACCEPTANCE OF THE FOLLOWING
DEEDS FOR THE ACQUISITION OF PROPERTY AS PART OF
THE U.S. ARMY CORPS OF ENGINEERS NON-STRUCTURAL
PROJECT**

After a general discussion by the board upon motion by Jeff Cooper seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby adopt the following Resolutions for the ratification of the Acceptance of the following Deeds for the acquisition of property as part of the U.S. Army Corps of Engineers Non-Structural Project:

- Acceptance of Deed by and between Laurie Conrad, Special Commissioner and Guardian Ad Litem for Jacob Bentley a/k/a Jacob E. Bentley (Grantors) and Buchanan County, Virginia (Grantee);
- Acceptance of Deed by and between Kenneth Joseph Stephens and Tania Denise Stephens, husband and wife (Grantors) to Buchanan County, Virginia (Grantee);
- Acceptance of Deed by and between NorthStar Enterprises, LLC of Grundy (Grantor) and Buchanan County, Virginia (Grantee).

RESOLUTION

**IN RE: ACCEPTANCE OF DEED BY AND BETWEEN LAURIE CONRAD,
SPECIAL COMMISSIONER AND GUARDIAN AD LITEM FOR JACOB
BENTLEY A/K/A JACOB E. BENTLEY BUCHANAN COUNTY, VIRGINIA**

BE IT RESOLVED, by the Buchanan County Board of Supervisors that we approve acceptance of the property described in that Deed recorded in the Buchanan County Circuit Court Clerk's Office, Instrument Number 240001026 between Laurie Conrad, Special Commissioner and guardian Ad Litem for Jacob Bentley a/k/a Jacob E. Bentley and Buchanan County, Virginia. This deed is a General Warranty Deed with the U.S. Army Corps of Engineers. Levisa Fork River Valley, Buchanan County Non-Structural Project Tract NO. 3018

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025 by a roll call vote of seven for and zero against.

Craig Stiltner, Chairman of the
Buchanan County Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

RESOLUTION

**IN RE: ACCEPTANCE OF DEED BY AND BETWEEN KENNETH JOSEPH
STEPHENS AND TANIA DENISE STEPHENS, HUSBAND AND WIFE AND
BUCHANAN COUNTY, VIRGINIA**

BE IT RESOLVED, by the Buchanan County Board of Supervisors that we approve acceptance of the property described in that Deed recorded in the Buchanan County Circuit Court Clerk's Office, Instrument Number 240001185 between Kenneth Joseph Stephens and Tania Denise Stephens, husband and wife and Buchanan County, Virginia. This deed is a General Warranty Deed with the U.S. Army Corps of Engineers. Levisa Fork River Valley, Buchanan County Non-Structural Project Tract NO. 3231-2.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025 by a roll call vote of seven for and zero against.

Craig Stiltner, Chairman of the
Buchanan County Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

RESOLUTION

IN RE: ACCEPTANCE OF DEED BY AND BETWEEN NORTHSTAR ENTERPRISES, LLC OF GRUNDY AND BUCHANAN COUNTY, VIRGINIA

BE IT RESOLVED, by the Buchanan County Board of Supervisors that we approve acceptance of the property described in that Deed recorded in the Buchanan County Circuit Court Clerk’s Office, Instrument Number 25000041 between NorthStar Enterprises, LLC of Grundy and Buchanan County, Virginia. This deed is a General Warranty Deed with the U.S. Army Corps of Engineers. Levisa Fork River Valley, Buchanan County Non-Structural Project Tract NO. 4106.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025 by a roll call vote of seven for and zero against.

Craig Stiltner, Chairman of the Buchanan County Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER AUTHORIZING THE CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE ALL DOCUMENTS REGARDING THE ARC KY RD/ELK CREEK WATERLINE EXTENSION PROJECT, WHICH INCLUDES FEDERAL STANDARD 424,424D AND THE MEMORANDUM OF UNDERSTANDING. (LOCAL FUNDING IS COAL ROAD FUNDS IN THE AMOUNT OF \$500,000

After a general discussion by the board Upon motion by Trey Adkins seconded by G. Roger Rife and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby authorized the chairman and county administrator to execute all documents regarding the ARC KY Rd/Elk Creek Waterline Extension Project, which includes Federal Standard 424,424D and the Memorandum of Understanding.

(Contingent upon the local funding is in coal roads upcoming budget in the amount of \$500,000).

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IN RE: CONSIDER ADOPTING THE RESOLUTION OF THE REQUEST FOR PROPOSALS (RFP) FOR AN AGENT OF RECORD/BROKER TO NEGOTIATE AND OBTAIN HEALTH AND DENTAL INSURANCE FOR THE CONSOLIDATED GROUP (BUCHANAN COUNTY PUBLIC SCHOOLS, BUCHANAN COUNTY PUBLIC SERVICE AUTHORITY, BUCHANAN COUNTY DEPARTMENT OF SOCIAL SERVICES AND BUCHANAN COUNTY BOARD OF SUPERVISORS)

After a general discussion by the board upon motion by Jeff Cooper seconded by Trey Adkins and with the following roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby adopt the following Resolution of the Request for Proposals (RFP) for an Agent of Record/Broker to negotiate and obtain Health and Dental Insurance for the Consolidated Group (Buchanan County Public Schools, Buchanan County Public Service Authority, Buchanan County Department of Social Services and Buchanan County Board of Supervisors.)

RESOLUTION

IN RE: ISSUANCE OF RFP FOR LICENSED AGENT OR BROKER TO OBTAIN HEALTH AND DENTAL INSURANCE

WHEREAS, pursuant to a Request for Proposals issued in September 2004, Acordia Insurance was selected to act as the agent of record for the Buchanan County, Va. Board of Supervisors 2004 and the Buchanan County Public School Board to obtain and negotiate for health insurance for the period of October 01, 2004 through September 30, 2008; and

WHEREAS, the Buchanan County Public Service Authority joined the Buchanan County Consolidated Group for Health Insurance in 2005 and the Buchanan County, Va. Department of Social Services joined the Consolidated Group in 2011; and

WHEREAS, Wells Fargo was selected in 2008 to act as the agent or broker of record for the Consolidated Group in 2008 for a period of years that ends following the period of Oct 1, 2012 through September 30, 2013; and

WHEREAS, USI as the successor to Wells Fargo was selected in 2013-2014 to act as the agent of record for the Consolidated Group for period of years that ends following the period of Oct 1, 2016 through September 30, 2017; and

WHEREAS, USI was again selected in 2017-2018 to act as the agent of record for the Consolidated Group for period of years that ends following the period of Oct 1, 2019 through September 30, 2020 (the County has elected not to renew for the 4th optional one-year term of May 2020 to May 2021); and

WHEREAS, Innovative Insurance Group was selected as the Agent of Record/Broker for obtaining the Health and Dental Insurance for the Buchanan County Consolidated Group for the policy periods beginning Oct 1, 2020 through Sept 30, 2021, with two additional renewal terms plus an option for a fourth renewal year upon mutual agreement of the parties; and

WHEREAS, subsequently the Buchanan County Consolidated Group and Innovative Insurance Group, modified the contract entered in May of 2020 to provide for a fifth renewal term on the same original terms and conditions for the policy period of Oct 1, 2024 through Sept 30, 2025; and

WHEREAS, it is now necessary to select an agent of record or broker to provide and negotiate for health insurance and dental insurance for the three-year periods beginning October 1st, 2025 through September 30th, 2026 (with an optional 4th year period as well); and

WHEREAS, that both competitive seal bidding and competitive negotiation are not practicable nor fiscally advantageous for the procurement of the health insurance and/or dental insurance; and

WHEREAS, the Buchanan County Consolidated Group through the Buchanan County, Va. Board of Supervisors wishes to pursue the procurement of health insurance and dental insurance through procurement of a licensed agent or broker pursuant to the methods permitted pursuant to Virginia Code sections 2.2-4303 (C) and 2.2-4302.2 (A)(3); and

NOW THEREFORE, BE IT RESOLVED, by the Buchanan County Board of Supervisors that the County Administrator and County Attorney are directed to prepare and issue a Request for Proposals for the selection of a licensed agent or broker to obtain and negotiate for health insurance and dental insurance for the Buchanan County Consolidated Group (Buchanan County, Va. Board of Supervisors; Buchanan County Public School Board; Buchanan County Public Service Authority; and the Buchanan County Department of Social Services) for the periods of October 1st, 2025 through September 30, 2028 (with the option for a 4th year period of October 1, 2028 to September 30, 2029) pursuant to Virginia Code sections 2.2-4303 (C) and 2.2-4302.2(A)(3).

This Resolution was adopted by the Buchanan County Board of Supervisors on the 3rd of March 2025.

Recorded vote:

Moved: Jeff Cooper

Seconded: Trey Adkins

Yeas: seven

Nays: zero

Craig Stiltner, Chairman

Buchanan County Board of Supervisors.

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER RATIFYING THE ISSUANCE OF THE REQUEST FOR PROPOSALS FOR THE BUCHANAN COUNTY GENERAL REASSESSMENT OF LOCALLY TAXABLE AND TAX-EXEMPT REAL PROPERTY AND APPOINT A COMMITTEE TO REVIEW THE REQUEST FOR PROPOSALS RECEIVED

After a general discussion by the board upon motion by G. Roger Rife seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby ratify the issuance of the Request for Proposals for the Buchanan County General Reassessment of Locally Taxable and Tax-Exempt Real Property.

After a general discussion by the board upon motion by Lee Dotson seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby appoint the following committee to review the Request for Proposals for Buchanan County’s General Reassessment of Locally Taxable and Tax-Exempt Real Property:

- L. Lee Moise, County Attorney
- Ruth Horn, Commissioner of Revenue
- G. Roger Rife, South Grundy District Supervisor
- Robert C. Horn, County Administrator

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IN RE: CONSIDER APPROVING TO ISSUE A REQUEST FOR PROPOSAL FOR THE MULTI-PROJECT CONTRACT FOR ENGINEERING SERVICES

After a general discussion by the board upon motion by Lee Dotson seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve to issue a Request for Proposal for the Multi-Project Contract for engineering services.

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IN RE: CONSIDER APPOINTMENT TO THE BUCHANAN COUNTY PLANNING COMMISSION FOR THE PRATER MAGISTERIAL DISTRICT TO FILL THE UNEXPIRED TERM OF WILLARD OWENS

After a general discussion the board upon motion by David Rose seconded by G. Roger Rife and a roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did

hereby appoint Chris Horn to the Buchanan County Planning Commission for the Prater Magisterial District to fill the unexpired term of Willard Owens.

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IN RE: CONSIDER APPROVING REQUEST FROM BUCHANAN COUNTY PUBLIC SERVICE AUTHORITY FOR FUNDING IN THE AMOUNT OF \$4,997.50 TO PURCHASE MUCK CHORE CLASSIC MEN’S RUBBER WORK BOOTS FOR THE EMPLOYEES

After a general discussion by the board upon motion by G. Roger Rife seconded by Trey Adkins and with the following roll call vote of five (5) yeas, Jeff Cooper, Lee Dotson, Trey Adkins, Craig Stiltner, G. Roger Rife zero (0) nays and two (2) abstained, Tim Hess and David Rose, stating they are employed by the Buchanan County Public Service Authority, this board did hereby approve the request from Buchanan County Public Service Authority for funding in the amount of \$4,997.50 to purchase muck chore classic men’s rubber work boots for the employees.

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IN RE: CONSIDER ADOPTING THE RESOLUTION RATIFYING THE DECLARATION OF LOCAL EMERGENCY ON FEBRUARY 15TH, 2025

After a general discussion by the board upon motion by Trey Adkins seconded by G. Roger Rife and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife, David Rose and zero (0) nays, this board did hereby adopt the following Resolution ratifying the declaration of local emergency on March 3rd, 2025.

RESOLUTION

IN RE: RATIFICATION OF THE DECLARATION OF LOCAL EMERGENCY ON FEBRUARY 15th, 2025

WHEREAS, on February 15th, 2025 approximately 2:30 p.m. Robert Craig Horn, Buchanan County Emergency Management Director, pursuant to the authority of Virginia Code section 44-146.21, declared a local emergency as result of a heavy rainfall and flooding that began occurring on February 14th, 2025; and

THEREFORE, BE IT RESOLVED, by the Buchanan County Board of Supervisors that such declaration of a local emergency is confirmed and ratified pursuant to Section 44-146.21 of the 1950 Code of Virginia, as amended.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025.

Recorded Vote:

Moved: Trey Adkins
Seconded: G. Roger Rife
Yeas: Seven
Nays: Zero

Craig Stiltner, Chairman
Buchanan County, Va. Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER APPROVING ADDITIONAL APPROPRIATIONS

After a general discussion by the board upon motion by Tim Hess seconded by David Rose and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife, David Rose and zero (0) nays, this board did hereby approve the following additional appropriations:

- Additional appropriation in the amount of \$208. 00 to Buchanan County Sheriff’s Office, account number 31020-1150;
- Additional appropriation in the amount of \$315.00 to Buchanan County Sheriff’s Office, account number 31020-1150;
- Additional appropriation in the amount of \$945.00 to William P. Harris Park account number 71040-6022-02;
- Additional appropriation in the amount of \$91.40 to Circuit Court Clerk’s Office, account number 21060-3320.

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IN RE: CONSIDER APPROVING VENDOR SERVICE AGREEMENT FOR SNOW REMOVAL FROM ANDRE DEEL

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife, David Rose and zero (0) nays, this board did hereby approve the Vendor Service Agreement for snow removal from Andre Deel.

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IN RE: CONSIDER SCHEDULING A BUDGET WORK SESSION

After a general discussion by the board upon motion by David Rose seconded by Tim Hess and with the following roll call vote of seven (7) yeas, G. Roger Rife, Lee

Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby approve to schedule a budget work session on Thursday, April 3rd, 2025 at 6:00 p.m.

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IN RE: CONSIDER SCHEDULING A JOINT PUBLIC HEARING ON APRIL 7TH AT 6:15 P.M. WITH BUCHANAN COUNTY PLANNING COMMISSION REGARDING THE BUCHANAN COUNTY COMPREHENSIVE PLAN

After a general discussion by the board upon motion Tim Hess seconded by Lee Dotson with the following roll call vote of seven (7) yeas, G. Roger Rife, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby approve to schedule joint public hearing on **April 7th at 6:15 p.m.** with Buchanan County Planning Commission regarding the Buchanan County Comprehensive Plan.

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IN RE: CONSIDER REQUESTING THE U.S. ARMY CORPS OF ENGINEERS TO RE-ROUTE THE CREEKS WHERE NEEDED SO TO MITIGATE AGAINST FLOOD DAMAGE IN BUCHANAN COUNTY, VIRGINIA

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, G. Roger Rife, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby approve to request the U.S. Army Corps of Engineers to re-route the creeks where needed so to mitigate against flood damage in Buchanan County, Virginia.

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IN RE: CONSIDER AMENDING THE COUNTY ROAD AND BRIDGE POLICY, SECTION G. PROCEDURE FOR DRAINAGE EASEMENTS TO PERMIT DRAINAGE WORK, INCLUDING REPLACING A PIPE, WHEN ANY PART OF THE DRAINAGE WORK OR DRAINAGE PIPE IS WITHIN 10 FEET OF THE OUTER BOUNDARY OF THE COUNTY ROAD. THIS AMENDMENT WOULD ONLY APPLY DURING A STATE OF EMERGENCY DECLARED BY THE GOVERNOR. (CURRENT RULE IS THAT THE ALL THE DRAINAGE WORK MUST BE FULLY ENCOMPASSED WITHIN 10 FEET OF THE OUTER BOUNDARY OF THE COUNTY ROAD)

After a general discussion by the upon motion by Lee Dotson seconded by Trey Adkins and with the following roll call vote of seven (7) yeas, G. Roger Rife, Lee

Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby adopt the Amended Buchanan County Public Road Policy to include in subsection G. Procedure for Drainage Easements to permit drainage work, including replacing a pipe, when any part of the drainage work or drainage pipe is within 15 feet of the outer boundary of the county road. This amendment would only apply during a state of emergency declared by the Governor. (Current rule is that the all the drainage work must be fully encompassed within 10 feet of the outer boundary of the county road.)

AMENDED BUCHANAN COUNTY PUBLIC ROAD POLICY

The Buchanan County Board of Supervisors hereby adopts the following guidelines for the use of public funds for the maintenance of any county road within Buchanan County that meets the below criteria:

A. EXISTING PUBLIC ROADS WITHIN COUNTY ROAD SYSTEM WITH DISPUTED RIGHT-OF-WAY

1. Affidavits signed by county residents, current and/or former county employees, or representatives verifying that the road in dispute has been maintained by the public for more than twenty (20) years shall be executed and provided to the county attorney for review by those persons requesting public maintenance of the roadway. The county attorney shall provide the format of the affidavit.
2. All landowners not disputing public ownership along the disputed roadway shall execute right-of-way conveyances to Buchanan County providing for at least twenty (20') feet of width with an option for additional right-of-way to meet state standards in the event the Commonwealth of Virginia assumes the right-of-way at a later date. This conveyance shall include the landowners' rights of ingress and egress over the lands of others obtained by them or their predecessors in title through express deed, operation of law or court action.
3. Upon compliance with conditions 1 & 2, those persons, upon their request, who are disputing the subject roadway, and upon motion of the supervisor whose district is affected with approval of the majority of the Board of Supervisors, shall be given written notice and copies of the affidavits and conveyances and a timetable for the county's road improvement plans. Any person so notified who attempts to block or impede county employees or contractors for the County from working a road that has met the aforesaid criteria shall be subject to all applicable criminal and civil actions and penalties provided by Virginia Law and the county administrator shall forthwith cooperate with the

Commonwealth Attorney's office in the prosecution of such persons if the Commonwealth Attorney so advises.

4. Failure to support by a sufficient number of affidavits that the disputed roadway has been in use by the public and worked by the county for more than twenty (20) years and failure by landowners other than those disputing the public ownership of the roadway to execute rights-of-way to Buchanan County shall result in the disputed roadway being deemed as a private road by Buchanan County, if applicable, road shall formally be removed from the county road system, and no public funds shall be expended for the maintenance and improvement of the road until such criteria is met.

5. The requirements set forth in the above paragraphs shall not apply upon proof that the road in dispute has been formally conveyed to and accepted by Buchanan County prior to the dispute. In such event, the County may proceed directly to enforce its rights under Virginia Law to maintain, improve and keep open the subject public road.

B. EXISTING ROADS WITHIN COUNTY ROAD SYSTEM WITH NON-DISPUTED RIGHT-OF-WAY HAVING INADEQUATE RIGHT-OF-WAY DOCUMENTATION

1. In regards to existing roads currently within Buchanan County Road System for which all current property owners are in agreement to the right-of-way for said road, but right-of-way deed(s) have never been properly executed and recorded; then the Buchanan County Mapping/Engineering Department is to proceed with a compass centerline survey for the preparation of a right-of-way deed by the County legal department. It is intended, as time permits, that the compass centerline survey will be upgraded to a detailed plat survey resulting in an amended right-of-way deed.

C. EXTENSIONS OF EXISTING PUBLIC COUNTY ROADS

1. Dwellings located within two tenths (.2) miles of the end of the existing county right-of-way may have the primary roadway to their house maintained by Buchanan County if the roadway meets all applicable criteria set forth in this Road Policy provided that the landowner(s) of the last dwelling conveys an additional right-of-way for an area for the public to be able to turnaround in a convenient manner. The turnaround area, or cul-de-sac, may be maintained by Buchanan County along with the rest of the roadway. All turnaround areas shall meet the criteria set forth in section D. "New County Public Road Procedure and Criteria". No driveway leading from a roadway or cul-de-sac in Buchanan County will be maintained or improved with public funds unless the above criteria are

met. An extension that exceeds two tenths (.2) of a mile must meet new road criteria as set forth in section D. "New County Public Road Procedure and Criteria".

D. NEW COUNTY PUBLIC ROAD PROCEDURE AND CRITERIA

1. Landowners desiring Buchanan County to assume ownership of a private road or a section thereof which has been declared private by court order or is otherwise determined to be private shall execute rights-of-way and rights of public ingress and egress conveyances to Buchanan County providing for at least forty (20') feet in width with an option for additional right of way to meet state standards in the event the Commonwealth of Virginia assumes the right of way at a later date. In addition, a turnaround, or culdesac, at the end of said road of a dimension approved by the County Mapping/Engineering Department must be conveyed by all applicable landowner(s). The landowner(s) shall complete an application for a new road or an extension thereof and provide with such application certificate of title and copies of deeds or a court order establishing that such landowners have an express right of ingress or egress across the private road. Applications will be available at the County Administrator's Office and at the County Mapping/Engineering Department. All completed applications must be signed by the Supervisor in whose district the road is located. All applications are to be submitted to the County Road Engineer at 1230 Almarine Road, Grundy, VA or mailed to the Attn: County Road Engineer at P.O. Drawer 950, Grundy, VA 24614. All applications will be reviewed by a committee consisting of the County Road Engineer, County Mapping Coordinator, County Administrator, and the County Attorney. The Committee shall then make a recommendation to the Board of Supervisors as to whether to proceed forward with the application
2. No private road shall be effectively taken into the Buchanan County Road System until the instrument conveying same is signed as to form by the County Attorney. The right-of-way deed shall then be recorded with the Circuit Court Clerk's Office of the Buchanan County Circuit Court prior to any public funds being expended for the construction or maintenance of same.
3. No private roadway shall be taken into the County Public Road System unless same services at least three (3) occupied dwellings; **a business may be considered an occupied dwelling to meet the requirement of three occupied dwellings**; however the Board of Supervisors meeting quorum requirements may determine by unanimous vote of the supervisors present that extraordinary circumstances providing a benefit to the general public merit accepting a road into the County Public Road system that currently serve less than three (3) occupied dwellings.

4. The selection of a road to be formally taken into the Buchanan County Public Road System must be initiated by the Board of Supervisors member within whose district the roadway is situated.
5. No public funds shall be expended to maintain the section of private road not conveyed to Buchanan County unless the county is provided a legal opinion by the County Attorney that such expenditure is proper under applicable law and the facts of the specific roadway.
6. As to bridges proposed to be brought into the County's Road and Bridge System, the County Road Engineer shall conduct a preliminary inspection of such proposed bridges and provide a report to the Board of Supervisors of the potential upfront and long-term maintenance costs to the County if such proposed bridge is brought into the County Road and Bridge System.

E. ROAD CONSTRUCTION AND MAINTENANCE IS SUBJECT TO AVAILABILITY OF FUNDS

1. Improvements to roads within the county public road system hereunder are subject to the availability of funding and the order of priority and need, based upon technical and engineering information provided by the County Road Mapping/Engineering Department to the Buchanan County Board of Supervisors. The selection of a road to be maintained hereunder must be initiated by the Board of Supervisors member within whose district the roadway is situated.

F. RETENTION /IMPOUNDING OF WATER BY ROADS AND BRIDGES

1. Any private or public road, culvert, or bridge which permanently or temporarily impounds water due to restricting water flow due to the structure's size, shape, or underpinnings shall be immediately reported in writing to the County Administrator, County Attorney and Commonwealth Attorney by any employee of Buchanan County who investigates or observes same.
2. Any private bridge or culvert which impedes water flow during high waters and creates an imminent flood danger to the public may be removed by Buchanan County on an emergency basis if authorized in writing by the Chairman of the Buchanan County Board of Supervisors and the Buchanan County Emergency Services Coordinator which action shall then be presented to the Board of Supervisors at its next meeting for ratification. The Board may, at that time and upon the specific facts and circumstances, resolve to proceed against the landowner to recover the costs of such removal and replacement if the Board is so advised.

G. PROCEDURE FOR DRAINAGE EASEMENTS

1. The County Road Engineer must issue an opinion that drainage work is necessary to maintain the integrity of a County Road or public property.
2. The drainage work must be encompassed within 10 feet of the outer boundary of the County Road. **However, the case of flooding resulting in a State of Emergency declared by the Governor of Virginia, the County may engage in drainage work as long as any part of the drainage work or drain pipe is at least within 15 feet of the outer boundary of the County Road.**
3. The drainage work must take place within a County right of way or the property owner(s) must convey a permanent drainage easement to the County covering the area where the drainage work is to be performed.

The drainage easement deed must be accepted by the Board of Supervisors before any drainage work is performed, except in the case of an emergency. In the case of an emergency, the property owners must execute a temporary drainage easement that must be eventually replaced with a permanent drainage easement deed. An emergency shall be as defined in County Code section 16-26.

The Board of Supervisors originally adopted this Policy on the 6th day of July, 2009 by a vote of four (4) For and three (3) Against. An Amended policy was also approved and adopted by the Board on 6th day of May, 2013, by a vote of seven (7) For and Zero (0) Against which deleted the requirement of a public hearing to take in a road into the County System. The Board also adopted an additional Amended Policy on the 3rd day of June, 2013, deleting the language requiring three separate property owners in Section D(3) of this Policy. The Board by a 6-1 vote on December 2, 2024 amended the policy to permit a business to be considered an occupied dwelling in regard to the requirement of three occupied dwellings. **On March 3, 2025 the Board of Supervisors by a unanimous vote amended section "G" of the policy to provide a modification of the 10-foot rule in flood situation where the Governor of Virginia has declared a State of Emergency in Buchanan County, Va.**

Also, the Board on December 7, 2015 amended paragraph (D)(3) to permit the Board on a unanimous vote of the supervisors present when a quorum is present to permit an exception to the requirement that a new road have at least three dwellings when extraordinary circumstances providing a benefit to the general public merit accepting a road into the County Public Road system that currently serve less than three (3) occupied dwellings.

The Board adopted and approved an additional Amended Policy on the 3rd day of March 3rd, 2025.

Chairman, Buchanan County Board of Supervisors

REVIEWED & APPROVED:

County Administrator, Buchanan County

County Attorney, Buchanan County

County Road Engineer, Buchanan County

County Mapping Coordinator, Buchanan County

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IN RE: CONSIDER TRANSFERRING CASH AND APPROPRIATION TO ESTABLISH A NEW FUND CALLED THE 2025 FLOOD; ADDITIONALLY, TRANSFER FLOOD EXPENDITURES PREVIOUSLY ENCUMBERED AND/OR PAID TO THE NEW FUND IN ORDER TO FACILITATE FLOOD COST MONITORING

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby to transfer cash and appropriation to establish a new fund called the 2025 Flood; additionally, transfer flood expenditures previously encumbered and/or paid to the new fund in order to facilitate flood cost monitoring.

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IN RE: CONSIDER ENDING THE DECLARATION OF A LOCAL EMERGENCY

After a general discussion by the board upon motion by Tim Hess seconded by Lee Dotson and with the following roll call vote of six (6) yeas, David Rose, Lee Dotson, Jeff Cooper, Tim Hess, G. Roger Rife, Craig Stiltner and one (1) nay, Trey Adkins, this board did hereby adopt the following Resolution ending the declaration of local emergency on March 3rd, 2025.

RESOLUTION

IN RE: ENDING DECLARATION OF LOCAL EMERGENCY

THAT WHEREAS, on February 15th, 2025 the Buchanan County Director of Emergency Management, Robert Craig Horn, declared a local emergency effective, 2:30 p.m. as a result of the heavy rainfall and flooding in Buchanan County, Va.; and

NOW THEREFORE, BE IT RESOLVED, by the Buchanan County Board of Supervisors that such declaration of a local emergency is declared concluded on the 3rd day of March, 2025.

This Resolution was adopted by the Buchanan County Board of Supervisors on this the 3rd day of March, 2025.

Recorded Vote:

Motion: Tim Hess
Seconded: Lee Dotson
Yeas: six
Nays: one

Craig Stiltner, Chairman
Buchanan County, Va. Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

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IN RE: CONSIDER APPROVING A CHANGE ORDER FOR THE ROOF CONTRACT WITH LA FERNEY, INC. FOR THE RUSSELL PRATER COMMUNITY CENTER PROJECT, ADDING \$56,620.00 TO THE CONTRACT PRICE

After a general discussion by the board upon motion by David Rose seconded by Lee Dotson and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose, G. Roger Rife and zero (0) nays, this board did hereby approve the following Addendum #1 to the Agreement between Buchanan County, VA and LaFerney, Inc. regarding the Russell Prater Community Center Project adding \$52,620.00 to the Contract price.

ADDENDUM #1 TO AGREEMENT BETWEEN BUCHANAN COUNTY, VA AND LA FERNEY, INC. DATED DECEMBER 12TH, 2024

Now come the parties, LaFerney, Inc., “Contractor” and Buchanan County, Va., a political subdivision of the Commonwealth of Virginia, “County” and hereby agree to the following modifications of the Contract dated December 12th, 2024 providing for roof replacement/repair for the Russell Prater Community Center Project:

- 1) That the parties have agreed to modify the contract of the dated December 12th, 2024 to provide to replace approximately 5,200 square feet of existing damaged metal B-Decking with new metal B-Decking at an additional cost of \$52,620.00, raising the total Contract Price to \$259,540.00. A copy of the contract of the dated December 12th, 2024 is attached hereto and made a part of this Addendum as Exhibit "A". The Change Order #1 to the contract is made a part of this Addendum as Exhibit "B".

EXECUTED IN DUPLICATE ORIGINALS:
IN WITNESS HEREOF:

CONTRACTOR:
LaFerney, Inc.

BY: _____
Don H. LaFerney, Jr. President, Authorized
Representative of LaFerney, Inc.

BUCHANAN COUNTY, VIRGINIA

BY: _____
Craig Stiltner, Chairman
Buchanan County, Va. Board of Supervisors

ATTEST:

Robert Craig Horn, County Administrator

APPROVED TO AS TO FORM ONLY:

Lawrence L. Moise III, County Attorney

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IN RE: CLOSED SESSION 2.2-3711 1950 CODE OF VIRGINIA

Upon a motion by Trey Adkins seconded by Lee Dotson and with a roll call vote of seven (7) yeas, Jeff Cooper, Lee Dotson, Craig Stiltner, Tim Hess, David Rose, G. Roger Rife, Trey Adkins and zero (0) nays, this board agreed to convene in closed session as permitted by Virginia Code Section, 2.2-3711 (A)(8), consultation with legal counsel regarding a non-profit organization as the entity designated to receive and disburse donations for the flood recovery and relief efforts and the motion made during the emergency meeting of February 19, 2025, to provide donated funds to Clinch Independent Living for flood relief.

Motion was made by Jeff Cooper to return from closed session seconded by David Rose and with the following roll call vote of seven (7) yeas, Trey Adkins, Lee

Dotson, David Rose, Tim Hess, G. Roger Rife, Craig Stiltner, Jeff Cooper and zero (0) nays, this board did hereby approve to return from closed session.

This board meeting resumed in open session after being in executive session fifty-five (55) minutes.

A motion by Tim Hess seconded by Lee Dotson that the Board certify that in the closed session just concluded, nothing was discussed except the matter specifically identified in the motion to convene in closed session and lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in that motion. The motion was agreed upon by the following roll call vote seven (7) yeas, Lee Dotson, Tim Hess, G. Roger Rife, Craig Stiltner, David Rose, Trey Adkins, Jeff Cooper and zero (0) nays.

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**IN RE: CONSIDER APPROVING BIG PRATER CHRISTIAN
FOUNDATION, INC., SECTION 501 (C)(3) NON-PROFIT
CORPORATION AS THE ENTITY DESIGNATED TO RECEIVE
AND DISBURSE DONATIONS FOR THE FLOOD RECOVERY
AND RELIEF EFFORT**

After a general discussion by the board upon motion by Lee Dotson seconded by Tim Hess and with a roll call vote of seven (7) yeas, G. Roger Rife, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby approve Big Prater Christian Foundation, Inc. a 501(c)(3) a non-profit corporation as the entity designated to receive and disburse donations for the flood recovery and relief efforts

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**IN RE: CONSIDER RESCINDING MOTION MADE DURING THE
EMERGENCY MEETING OF FEBRUARY 19, 2025, TO PROVIDE
DONATED FUNDS TO CLINCH INDEPENDENT LIVING FOR
FLOOD RELIEF**

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with a roll call vote of seven (7) yeas, G. Roger Rife, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, David Rose and zero (0) nays, this board did hereby rescind the motion made during the emergency meeting on February 19th, 2025, to provide donated funds to Clinch Independent Living for flood relief.

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IN RE: CONSIDER APPROVING AND ISSUING PAYMENT FOR CONTRIBUTIONS

After a general discussion by the board upon motion by Jeff Cooper seconded by Tim Hess and with the following roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife, David Rose and zero (0) nays, this board did hereby approve the following contributions and to issue a check:

Twin Valley High School (Sr. trip)	\$5,000.00
Twin Valley Little League Boosters, Assoc. (BC United)	\$1,500.00
Hurley High School (Prom)	\$1,000.00
Clinch Independent Living Services, Inc.	\$4,811.00
Grundy High School (Prom)	\$3,000.00
Twin Valley Varsity and JV Boys Basketball Boosters, Inc.	\$4,000.00
Hurley Youth Sports, Inc. (2025 Basketball Cheer)	\$1,000.00
Kiwanis Foundation (Council Easter Egg Hunt)	\$2,500.00

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IN RE: CONSIDER APPROVING TO TRANSFER BILLY PRESLEY FROM THE BUCHANAN COUNTY ANIMAL SHELTER TO THE BUCHANAN COUNTY SANITATION DEPARTMENT

After a general discussion by the board upon motion by Trey Adkins seconded by Tim Hess and with a roll call vote of seven (7) yeas, David Rose, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife and zero (0) nays, this board did hereby approve to transfer Billy Presley from the Buchanan County Animal Shelter to the Buchanan County Sanitation Department.

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IN RE: CONSIDER APPROVING TO TRANSFER RUSSELL SMITH AS A FULL-TIME EMPLOYEE FOR THE BUCHANAN COUNTY SANITATION DEPARTMENT AFFECTED APRIL 1ST, 2025 TO REPLACE JOHNATHAN BELCHER WHO'S RETIRING

After a general discussion by the board upon motion by Lee Dotson seconded by Tim Hess and with a roll call vote of seven (7) yeas, David Rose, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife and zero (0) nays, this board did hereby approve to transfer Russell Smith as a full-time employee for the Buchanan County Sanitation Department affected April 1st, 2025 to replace Johnathan Belcher who's retiring.

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**IN RE: CONSIDER APPROVING FULL-TIME EMPLOYMENT FOR
 CODY RATLIFF AT THE BUCHANAN COUNTY ANIMAL
 SHELTER**

After a general discussion by the board upon motion by Tim Hess seconded by Lee Dotson and with a roll call vote of seven (7) yeas, David Rose, Lee Dotson, Jeff Cooper, Tim Hess, Trey Adkins, Craig Stiltner, G. Roger Rife and zero (0) nays, this board did hereby approve Cody Ratliff, part-time employee at the Buchanan County Animal Shelter to full-time employment at the shelter.

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IN RE: ADJOURNMENT

After a general discussion by the board upon motion by Trey Adkins seconded by Lee Dotson and with a roll call vote of seven (7) yeas, Lee Dotson, Jeff Cooper, David Rose, Craig Stiltner, Tim Hess, G. Roger Rife, Trey Adkins and zero (0) nays, this board did hereby approve to adjourn the meeting.

Craig Stiltner, Chairman of the
Buchanan County Board of Supervisors

Robert Craig Horn, County Administrator