

**MINUTES
BOARD OF
SUPERVISORS
REGULAR MEETING
July 26, 2022
7:00 pm**

1. **Call to Order** – Chairman Turman called the meeting to order at 7:00 pm in the Board Room, County Administration Building.
2. **Opening Prayer** – Supervisor Cox offered an opening prayer.
3. **Pledge of Allegiance** – Supervisor Boothe leads the group in the pledge.
4. **Quorum** – Dr. Millsaps called the roll and determined that a full quorum was present.
5. **Approval of Agenda** – On a motion by Supervisor Boothe, seconded by Supervisor Kuchenbuch, and approved unanimously, the agenda was approved as presented.
6. **Approval of Disbursements** – After some clarifications, on a motion by Supervisor Kuchenbuch, seconded by Supervisor Cox, and a unanimous vote, all three disbursement packages were approved.
7. **Public Comments** – Chairman Turman opened the floor for public comment. Comments are limited to 4 minutes. Chairman Turman read the statement regarding the availability of special accommodations for ADA needs.

Kelly Yeatts (Locust Grove District) – Good evening. My name is Kelly Yeatts and I live in the Locust Grove district. And I'm a lifelong resident of Floyd County and a property owner, of which two of my properties are located on Timberline Road.

Hill Holler LLC purchased the property in this neighborhood with the stated intention of relocating FloydFest. I'm here tonight to tell every citizen in Floyd County, that there is something that can be done to prevent this from happening. The buck stops here in this room with the Board of Supervisors who sit in front of us tonight. You have the power and the responsibility to stop this potential development from happening.

The comprehensive plan of Floyd County was adopted by the Board of Supervisors on October 9, 2012. I find this passage from the executive summary to be quite poignant considering the topic at hand. "To protect the remaining treasured lands and landscape and much of the county, thoughtful limits need to be placed on development". For example, at present, the vast majority of the land in the county could have future use determined by the highest bidder who may never live in the community. These uses can be very detrimental to working farms, water supplies, or existing homes and businesses. There is no better example of exactly this situation than Hill Holler's purchase of their site.

They've chosen to locate in a thriving residential community of approximately 100 homes in the Timberline Graysville, Meadow Run, and 221 polygon that surrounds the proposed site. These homes are mostly inhabited by individuals who are either native to

the County or have chosen Floyd County as their retirement community for peaceful living. It is an extremely poor decision to locate an event venue of any kind in this community, and it is in direct conflict with the comprehensive plan.

Additionally, the comprehensive plan includes a future property use map on which the property purchased by Hill Holler LLC is denoted for future continued agricultural use. A further look at the Floyd County GIS shows an administrative overlay titled potential growth areas. This overlay specifically excludes the majority of the property purchased by Hill Holler. From these two local government maps, it is clear that this is not an area for commercial development, and it is the wrong location for an event venue of any kind.

Section Six of the Floyd County ordinance deals with amusements and entertainments. Under 6-33, it states "no person shall stage, promote, or conduct any musical or entertainment festival in the county unless he shall first have obtained from the board a special entertainment permit for such festival". By announcing the new location for Floyd Fest and showing videos and pictures of the site FloydFest is essentially advertising, and it appears promoting its music festival without a permit.

If they will not follow the first rule in your regulations, what makes anyone think that they will follow the others? The Comprehensive Plan and the county code have been adopted by the Board of Supervisors and therefore they have an obligation to uphold them. The Board has the authority to stop this move from occurring by denying any application for any event or festival on the proposed site. And that is what I ask of the board tonight. To deny any permit application on grounds that such an event would violate the Comprehensive Plan, as that event management appears to already be in violation of that part of the county code. I urge the board to deny Hill Holler and its various business entities the opportunity to Wreck Check. Thank you.

Marianne Jackson (Locust Grove District) – Marianne Jackson, Locust Grove. Kelly quoted, and I refer back to the Floyd County comprehensive plan approved on October 9, 2012. Historically, the county was first settled by people who enjoyed the mountains and the independence they engendered today Floyd County is of all types and has a strong love of place. The farms and forest lands are still cherished by those who have chosen to stay or come here, as is the attitude of live and let live.

In choosing to move here, my family and I relied on these words from this plan. And the idea that we were moving to a place with people like us who believe in preserving the land, not turning it into a playground for the rich. So, my question to the Board is whether this community is to be led in accordance with this plan, or if it is to be ignored to indulge the wealthy. Because if that is the case, then I can tell you from direct experience that you are setting a disastrous precedent for this county. By permitting the use of prime farmland to be used for anything other than farming, you would be making it much more difficult for farmers like us, the impact of your decisions could mean that myself and my neighbors must assume much more risk than the rest of the county. Because these risks accrue to us. And the promised but not yet realized benefits are dispersed broadly across the entire county means that the county should have far less

influence on decisions than us, not more. To be clear. Living in our society does not mean that my rights cease to exist simply because I'm outnumbered. That is the mob mentality that has no place here. So, I ask that you deny any application that proposes that farmland be used for any activity, but farming. Say no to the empty promises of cash. It's a bad deal. Thank you.

In addition, two letters were presented to read at the meeting. They were read at the board meeting by Deputy Administrator Chiddo and are attached. A third letter was received. However, the staff was not able to confirm that it was to be read out loud.

8. Board Time --

Supervisor Boothe reported that he has been in contact with David Clarke from VDOT. They are going to meet to look at the sidewalks on Penn Avenue. They will assess the situation and look for a solution.

Chairman Turman noted that the sidewalk lights are set a little too fast and do not allow enough time to cross the road. Discussing sidewalk light challenges ensued.

Supervisor Cox encouraged the Board to improve transparency in the Floyd Fest process when possible. Discussion with the Board and Mr. Durbin ensued. They clarified that issuance of a festival permit is generally a staff responsibility. Mr. Durbin noted that since the Board has never taken action since the original ordinance was put in place in 1976, it would be generally a staff function. Mr. Durbin outlined specific functions that are delegated to the staff by the ordinance. It has not been the Board's practice to issue permits. The Board generally is responsible for setting policy.

Supervisor Bechtold thanked Deputy Chiddo for her recent work with the Chamber. She indicated they appreciated all her assistance. She also thanked the other members of the Board for working so well together. And she thanked the rest of the staff.

9. Old Business

a. Closed Session – *Advanced Manufacturing*

- i. **§ 2.2-3711. A.3** – Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating of the public body.
- ii. **§ 2.2-3711. A.5** – Discussion concerning a prospective business or industry or the expansion of an existing business

or industry where no previous announcement has been made of the business or industry's interest in locating or expanding its facilities in the community.

10. New Business

a. Closed Session – Facilities

- i. **§ 2.2-3711. A.3** – Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating of the public body.

Supervisor Boothe asked that a closed session for discussion of litigation under 2.2-3711.A.7 be added. By consensus, the item was added to the agenda for the closed session.

On a motion by Supervisor Bechtold, seconded by Supervisor Kuchenbuch, and approved unanimously, the Board moved to a closed session.

On a motion by Supervisor Boothe, seconded by Supervisor Kuchenbuch and approved unanimously, the Board came out of closed session.

On a motion by Supervisor Cox, seconded by Supervisor Kuchenbuch, and approved unanimously, the Board certifies that they only discussed the items in the closed session they were supposed to discuss in closed session. Chairman Turman stipulated that he did have to step out of the room for a minute.

11. County Administrator's Report

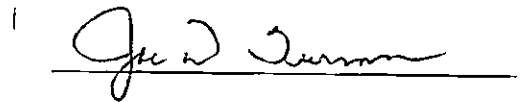
- a. **Personnel update** – New Permit Tech, Sydney Pratt. Also extended an offer for the accounting role. Have been able to hire several folks for EMS, and increased hiring for the Transfer Station.
- b. **Recreation update** –
 - i. Building - Most exterior work is complete on the Recreation Building. All drywall and concrete are in place. Looking to purchase fabric room dividers.
 - ii. Grant – Outdoor classroom grant is closing out. More than \$10,000 of volunteer hours. Also applied for a family trust grant.
 - iii. Camp – Brazilian soccer camp this week. Football camp was very successful.
- c. **EMS Billing update** – Draft of RFP in process.
- d. **IT update** – Interns to assist with BOE requirements.
- e. **Xerox Lease**
- f. **Prioritization Workshop** – Calendar dates

12. **Correspondence**

13. **Adjournment** – by consensus the Board adjourned until their next regular meeting.

A handwritten signature in cursive script, reading "Linda S. Millsaps", written over a horizontal line.

Dr. Linda Millsaps, County Administrator

A handwritten signature in cursive script, reading "Joe W. Turman", written over a horizontal line.

Joe Turman, Chairman