

**BOARD OF SUPERVISORS
REGULAR MEETING
JULY 23, 2019**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, July 23, 2019 at 7:00 p.m. in the Board Room of the County Administration Building thereof;

PRESENT: Lauren D. Yoder, Chairman; Joe D. Turman, Vice Chairman; Jerry W. Boothe and Linda DeVito Kuchenbuch, Board Members; Terri W. Morris, County Administrator; Cynthia Ryan, Assistant County Administrator.

ABSENT: W. Justin Coleman, Board Member

Chairman Yoder called the meeting to order at 7:00 p.m. with the reading of the handicapping statement.

Agenda Item 2. – Opening Prayer.

The Opening Prayer was led by Chairman Yoder.

Agenda Item 3. – Pledge of Allegiance.

Supervisor Kuchenbuch led in the Pledge of Allegiance.

Agenda Item 4. – Public Comment Period.

Chairman Yoder called for the Public Comment Period.

Hearing no comments from the audience, the Chairman declared the Public Comment Period closed.

Agenda Item 5. – Approval of month-end disbursements.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and carried, it was resolved to approve the month end disbursements and additional bills as presented.

Supervisor Boothe – no
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Agenda Item 6. – Constitutional Officers' Report.

There were no Constitutional Officers present.

Agenda Item 7.a. – Update on New River Valley Rail 2020 Activities.

Ms. Morris – Mr. Yoder and I recently met with representatives of the New River Valley Rail just to get an update. The Board of Directors is actually chaired by the Blacksburg Partnership. Their other primary funders are Virginia Tech, Blacksburg, Christiansburg and Radford. A feasibility study has been completed, which shows an average of 40,000 passengers per year. They have received a \$300,000 grant for an operational study which Norfolk Southern would contract out for them. State and Federal representatives are onboard with the project. Delegate Rush and Senator Edwards will carry the enabling legislation to the next session. They have asked that our Board consider becoming part of the Rail Committee with a representative and a \$1,000.00 donation. That is the request for counties that are not directly adjacent to the rails.

Chairman Yoder – They are asking everybody, for example Giles County.

Ms. Morris – From the counties who are directly adjacent they are requesting \$5,000.00.

Chairman Yoder – They are currently contributing that I believe. I appreciate that they did not ask us for the same amount as Christiansburg. They are looking for an actual sign that local communities are buying into it, because that helps the legislation move through. \$1,000 is not a lot of money for what they are trying to do.

Supervisor Kuchenbuch – I know people from Floyd will use that rail.

Chairman Yoder – I have talked to people who are currently driving all the way to Roanoke.

Ms. Morris – I got to go to a meeting at Virginia Tech and see some of the student designs for the station. Christiansburg has already bought the property behind the Aquatic Center for the station.

Agenda Item 7.b. – Consideration of approval of request for \$1000.00 in local funding for the New River Valley Rail 2020 Committee.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and carried, it was resolved to approve the request for \$1000.00 in local funding for the New River Valley Rail 2020 Committee.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Ms. Morris – They also want us to appoint someone to be on the Rail Committee.

Supervisor Kuchenbuch – I might be interested in serving on that committee. Would you please find out how often they meet? I think it is a good economic development tool.

Agenda Item 7.c. – Update on information requested regarding New River-Highlands Conservation & Development Area Board.

Ms. Morris – As you will recall we did not receive any letters of interest from the advertisement for the New River-Highlands Resource Conservation & Development Council. You asked us to obtain additional information. The full council meets every other month. The Executive Committee meets the opposite months. Meetings are held in Wytheville at the VHDA building at 10:00 a.m. on the last week of the month. They did not provide a list of duties, but their main focus over the last few years has been fire-wise safety and stream bank restoration. It is a one year term. The appointment could be a Board member or a community member.

On a motion of Supervisor Boothe, seconded by Supervisor Turman, and carried, it was resolved to appoint Chairman Lauren Yoder to the New River Highlands Resource Conservation & Development Council to fill an unexpired term ending December 31, 2019.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Agenda Item 7.d. – Resolution Opposing Additional Gas Tax for Interstate 81 Improvements.

On a motion of Supervisor Boothe, seconded by Supervisor Turman, and carried, it was resolved to adopt the resolution opposing additional gas tax for Interstate 81 improvements as presented and authorize the County Administrator to send it to the other localities listed in the resolution and ask them to adopt a similar resolution (Document File Number 1060).

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Agenda Item 7.e. – Discussion of recreation equipment.

Ms. Morris – I understand the Recreation Authority has done some of their inventory and they have 195 football helmets, some of which are new and have never been used but all are out of certification. They are required to be re-conditioned and re-certified every 2 years. A couple of the Authority members have requested my permission to get these re-certified at an estimated cost of \$5,000.00...

Supervisor Kuchenbuch – It is a minimum of \$30.00 per helmet.

Ms. Morris – ...which I did not approve. New helmets will cost about \$96.00 each. We only have \$2,500.00 set aside for equipment in our new budget, but we can move within line items.

Discussion was held as to the cost, quantity and condition of helmets and other equipment expected to be needed for the upcoming football season.

On a motion of Supervisor Boothe, seconded by Supervisor Turman, and carried, it was resolved to authorize the County Administrator to research the cost and purchase new football helmets.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Agenda Item 9. – Old/New Business.

Ms. Morris – We need to make appointments to the Board of Equalization. Mr. David Peters, Mr. Richard Telling, and Ms. Judy Anderson have agreed to serve again. We need two more members. You mentioned Mr. Grey Lineberry and Mr. Cline Hall. Mr. Lineberry is willing to serve.

Chairman Yoder – Please reach out to Mr. Hall and see if he is interested and available to serve.

Ms. Morris – Ms. Janney and Mr. Richards appreciated being asked again but had to decline.

Supervisor Boothe – Please send a letter of appreciation to each of them on our behalf for their past service.

Ms. Morris – The next item is the Conflict of Interests training. It is an online training but it is required to be completed before December 31, 2019. If you want we could set it up here and you could all do it together before a meeting or something.

Chairman Yoder – For those of us who will only be serving for four more years if we did the training in December, would we only have to do it one more time?

Ms. Ryan – As I understand it there is a question and answer session at the end of the training and each person has to log in individually and take a quiz at the end.

Ms. Morris – We will check and find out if the training can be done together or if it has to be done by computer individually. The next item we need to talk a little bit about is the school project. Ms. Ryan and I had a telephone meeting with Davenport & Company. They are ready to put the bids out for financing. At the same time they are doing that we will be working on an application for the Literary Loan. We will be doing all of it together. I also gave you a copy of the timeframe from Thompson & Litton on the actual project final design. It will take about nine months and they have outlined the steps there.

Supervisor Boothe – We need to submit a Literary Loan application for each of the separate projects.

Ms. Morris – That is what we are going to do. We talked about that today with them. They will need resolutions from you and the School Board to do the Literary Loan applications. We will explore every avenue of financing available.

Chairman Yoder – I called Supervisor Coleman today and we talked about how this is not a decision to build or pick a design or a financing option necessarily. It is going to bid on financing options and will come back to us for approval.

Supervisor Kuchenbuch – I want to make sure that every dollar spent from our constituents is spent properly and wisely. I am not looking to just sign a blank check. I want to see the final designs before I approve spending \$14.5 million. I don't want to get down the road and find out it is going to cost \$20 million.

Supervisor Boothe – We don't have to approve anything Davenport presents to us until after we see the bids if we don't want to.

Ms. Morris – We need to do the financing first.

Chairman Yoder – If we approve \$14.5 million and the bids come back at \$25 million then they have to change the design. It is not like we say okay we will come up with \$10 million. We still control the process. We are not writing a check and handing it to them.

Supervisor Kuchenbuch – I really want to see this happen but I feel like there are a lot of my constituents who have raised concerns that \$14.5 million gets spent wisely.

Chairman Yoder – This is a similar process to the heating and air. We did the financing and when the bids came back higher we went to bid again. This would be a similar path. We are not done once we have the financing set.

Ms. Morris – Would you like Dr. Wheeler to come back and show the final concept?

Supervisor Kuchenbuch – Yes, I would like to see that.

Chairman Yoder – The financing itself is separate. Please invite Dr. Wheeler to attend the next meeting.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and carried, it was resolved to authorize Davenport & Company to prepare bid documents for \$14.5 million for the remodeling and building of a Collaboration and Career Development Center.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

Vice Chairman Turman – Ms. Trish Muldoon from Giles County who served on the New River Valley Community Services Board for years passed away. Could we please send a sympathy card?

Agenda Item 8. – Closed Session.

On a motion made by Supervisor Kuchenbuch, and seconded by Supervisor Boothe, and carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A. 1., Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; Section 2.2-3711, Paragraph A. 3., Development of Real Property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and under Section 2.2-3711, Paragraph A. 5., Discussion concerning a prospective business or industry or the expansion of an existing business or industry in light manufacturing where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

On a motion of Supervisor Turman, seconded by Supervisor Kuchenbuch, and carried, it was resolved to come out of closed session.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and carried, it was resolved to adopt the following certification resolution:

**CERTIFICATION RESOLUTION
CLOSED MEETING**

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss Personnel in accordance with Section 2.2-3711, Paragraph A.1.; Real Property in accordance with Section 2.2-3711, Paragraph A.3.; and Prospective Business or Industry in accordance with Section 2.2-3711, Paragraph A.5. of the Virginia Freedom of Information Act;

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby certifies that, to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Supervisor Boothe – yes
Supervisor Coleman – absent
Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

This certification resolution was adopted.

Agenda Item 10. – Adjournment.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and carried, it was resolved to adjourn to Tuesday, July 30, 2019 at 6:00 p.m.



Terri W. Morris, County Administrator



Lauren D. Yoder, Chairman, Board of Supervisors

