

**BOARD OF SUPERVISORS
REGULAR MEETING
MARCH 12, 2019**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, March 12, 2019 at 8:30 a.m. in the Board Room of the County Administration Building thereof;

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

Chairman Lauren Yoder called the meeting to order at 8:30 a.m. with the reading of the handicapping statement.

Agenda Item 2. – Opening Prayer.

The Opening Prayer was led by Supervisor Coleman.

Agenda Item 3. – Pledge of Allegiance.

Supervisor Kuchenbuch led in the Pledge of Allegiance.

Agenda Item 4. – Approval of minutes of February 12, 2019 and February 26, 2019.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and unanimously carried, it was resolved to approve the minutes of February 12, 2019 and February 26, 2019 as presented.

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

Agenda Item 5. – Approval of March 2019 monthly disbursements.

Questions and discussion followed.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the March 2019 monthly disbursements and additional bills as presented.

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

Agenda Item 7.a. – Subdivision plats as approved by Agent for February 2019.

Ms. Karla Turman – In your packet you received a copy of the February 2019 plat report. I will be glad to answer any questions you have about that.

No questions were asked.

Agenda Item 7.b. – Renewal of Anthem - The Local Choice for employee health insurance.

Ms. Morris – It is that time of year again for our health insurance renewal. We need to have our decision in by April 1 if you want to go with The Local Choice again. Ms. Ryan has done a considerable amount of research as to options for you to look at.

Ms. Ryan provided information regarding health insurance for the Board to consider when choosing employee health insurance for FY20:

- 1) We received the new rates from Anthem - The Local Choice for FY20 and the rates have not changed from FY19.
- 2) Included in your packets are the rates for the 2 plans currently offered to employees, which are KA250 and KA1000.
- 3) For ease of comparison with the School Board employee insurance or for your consideration if you wanted to go to a different plan, we also included the KA500 plan.
- 4) We looked at the plans offered by the School Board because to a large extent that has prompted discussion about how much more the County and their employees are paying.
 - a. The School Board has 2 plans, one through Cigna which is a PPO [Preferred Provider Organization] like the ones the County offers. The 2nd plan is a RBP [Reference Based Pricing].
 - i. PPOs – allow participants the greatest flexibility with an in-network where the health insurer has negotiated lower prices. Participants can also go out of network and the health insurance pays something toward it. Participants can choose who they go to but get a better rate if they go to an in-network provider.
 - ii. HMO [Health Maintenance Organization] – has lower prices but has fewer providers that are in-network and if they are out of network then the health insurance company may not pay anything.
 - iii. RBP – is a very new option and is even more restrictive than an HMO. It bases the amount it will pay for services indexed based on some standard, usually amounts that would be paid by Medicare. Right now there are fewer companies willing to accept participants who have RFP insurance rather than PPO insurance. This means employees with this coverage have more limited options for choosing a provider.
 - b. If the County offered KA500 and KA1000 as the 2 health insurance options, the County's individual rate would be less than the School Board's individual rate.
 - c. Most of the complaints raised by County employees regarding health insurance rates have not been the individual rate but the dual and family rate. The School

Boards' rates for dual and family plans are cheaper than what the County could offer with a KA500 plan.

- d. National Committee for Quality Insurance (NCQI) is an independent organization that rates health insurance by State. In Virginia Anthem has a much higher score in overall customer satisfaction (4.0) and in treatment (3.0) than Cigna (3.0 in overall customer satisfaction and 2.5 in treatment) has in these 2 categories.
- e. The School Board's cost for health insurance appears to be less than what the County is paying if all you are looking at is the employer portion of the premium.
- f. At the time the County elected to go with The Local Choice, the School Board elected to be self-insured. The School Board hired a company called Business Solutions to handle the health insurance procurement and problems that arise with the insurance companies.
- g. The School Board costs for health insurance includes their portion of the premium, payments to Business Solutions, and the requirement to keep \$1.5 million in a restricted fund.
- h. There are other companies who provide health insurance but according to NCQI none rate any higher than Anthem in Virginia. One company's rates are as good, but no company rates higher.

Supervisor Kuchenbuch – Do you know how much the School Board pays Business Solutions?

Ms. Ryan – No. I did not ask.

Ms. Morris – Since the decision is budgetary we can discuss this again during the budget work session this afternoon and it will give you some time to think about it. Employees compare our rates to what is offered in Montgomery County and Town of Christiansburg, but those localities pay much more. In Montgomery County the employee only pays 2% of the premium. Floyd County employees pay 20% of the premium. The County is required to pay at least 80%.

Chairman Yoder – Are the two different dental plans an option for employees?

Ms. Ryan – Yes. One other thing I meant to tell you is that the School Board plan does not include dental or vision. Employees can choose those two items but as optional add-ons.

Ms. Morris – The County price includes dental and vision.

Supervisor Kuchenbuch – When an employee tries to compare prices between the County and School Board it is not really comparing apples to apples?

Ms. Ryan – Right. It's not. We have tried to present the information to you to make it as comparable as possible.

Vice Chairman Turman – I get more calls on the insurance than anything else. For employees with family plans, by the time they pay their insurance, they have very little left to live on.

Ms. Ryan – I know. The problem is not with the County and their plan. The problem is with the health care industry.

Agenda Item 7.c. – Proclamation Recognizing March 2019 as American Red Cross Month in the County of Floyd.

Ms. Morris stated that the next item is a request from the Roanoke and New River Valley chapter of the American Red Cross that you recognize March 2019 as American Red Cross Month in the County.

Supervisor Boothe pointed out that the date on the bottom of the proclamation be changed to March 2019 instead of March 2018.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to adopt a proclamation recognizing March 2019 as American Red Cross Month in the County of Floyd with the amendment of the date at the bottom of the proclamation (Document File Number 1031).

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

Agenda Item 8. – Old/New Business.

Supervisor Boothe – March is National Agriculture Month. Would you please put together a proclamation so that we can recognize the farmers and agriculture people in Floyd County?

Ms. Morris – I can do that and bring it to you at your next meeting. I will be glad to.

Agenda Item 6.a. – Public Comment Period.

Chairman Yoder called for the Public Comment Period.

Ms. Linda Wagner, Courthouse District – Thank you all. I appreciate everything you folks do but when you are up there {unintelligible} you are not having a private conversation. You have microphones and you need to use them. This morning we heard Cindy very well. Thank you Terri for passing the microphone. The rest of you, with the exception of Linda DeVito, we can't hear. This is for everybody in the audience. I believe we have CCTV available. The rest of the community should hear as well what is going on. Plus you have the screens so any documents or things that people are sharing should be shared with the community as well. Thank you. The other thing we do hear is you rattling papers for eating. If you need a break to have a little snack, would you ask your Chairman to recess?

Ms. Becky Howell, Burks Fork District – I would like to reiterate what Linda said. I appreciate the fact that you encourage citizen participation by providing the amplifier, but please

use it so we can hear. It is important you know. You all are very smart but you can't know everything. We all have different experiences which shed different light on things so if we know what you are saying we can share our ideas with you and hopefully end up with a better County. The other thing I wanted to mention was the abortion resolution that is going to be brought forth today. I would encourage you all to support that. It does not in any way take away anything from anyone's rights to have an abortion. It simply asks the State not to remove important safeguards that are currently in the bill that safeguard both the mother and the child.

Mr. John Getgood, Burks Fork District – I want to talk about something which I know is near and dear to all of you and that is the condition of the roads in the County. I'll particularly talk about Spring Dale Road, the road I live on. I would count in the 2 miles from the road from Route 8 to Tuggles Gap maybe 200 potholes. A couple could probably be called craters they are so big. There is a culvert which is starting to collapse on one side. The road is designated as a two lane road but cars can't pass on it. There is no shoulder and in some cases the drainage ditches are 20" deep, which means if you go off the road you are going to turn over. Up at the upper end of Spring Dale towards Tuggles Gap there is a large bank that's got trees on it and 50% of the roots are exposed. Why those trees have not fallen to date, I don't know. I've discussed all of this with the VDOT person sitting next to me this morning. The other thing I mentioned is Route 8 from the stoplight to the Parkway is a disaster. It was repaved maybe 3 years ago, probably a substandard job. The road is full of cracks. It's got potholes. The pavement is crumbling. The sides are crumbling. Terrible shape. The last thing I would mention is the intersection of Spring Dale Road and Route 8 to the north toward the stoplight there is a slight incline or hill and it makes it very difficult to see up the road. To the south toward the Parkway there is a long curve but on both sides of those are straightaways. The speeds that the cars travel, they haven't slowed down when they get to Spring Dale so it is hard to see. I think we need some signs that say, "Watch out for turning vehicles" both to the north of Spring Dale and to the south of Spring Dale. It is a very dangerous intersection. I appreciate you all listening to me today.

Mr. Bob Smith, Indian Valley District – I didn't have any remarks this morning but I just wanted to thank the Board for being willing to work with us on this great resolution that is going to make the County stand for something. Thank you.

Mr. Fred Gerald, Indian Valley District – I want to encourage you and thank you for the work that you are doing on this resolution. I would like to make just a few more points about abortion. Abortion goes back as far as the time of Pharoah and the slaughter of all the male children in Bethlehem. Abortion is still a blot on society and a sin in God's eyes. Over 58 million babies have been murdered in this country since Roe V. Wade. Could one of those millions aborted been another Doctor Jonas Salk, the inventor of the polio vaccine or another Billy Graham, evangelist? God knows us and has plans for us even before we are born. An example of this is the Bible says, "God knew Jeremiah and even anointed him to be a prophet before he was born." Abortion is one of the most common medical procedures performed in the United States each year. One third of our great generation has been lost by the legalized form of murder and yet the epidemic continues. Let me get my breath here. You know my problem so give me a few minutes. I was encouraged to see the good turnout at the Supervisors' meeting on Tuesday, March 5 [sic] asking them to support the resolution condemning the killing of late-term babies. However, I was expecting more people to attend and there be standing room only. When

I drove up this morning I was expecting it to be like the old days when we had so many coming in here that they had to go over to the school. I appreciate this turnout. The definition of murder is the unlawful premeditated killing of one human being by another without justification. Abortion can be defined as the same way. Every citizen and the Supervisors should oppose abortion and pass the resolution at their next meeting. The Board instructed the County Attorney to make it a County's purview; however it should be within God's purview. The citizens of Floyd County have another opportunity to {unintelligible} approve the resolution before you at the Board's meeting. I hope every citizen who shares that belief and believes a right to life is defined in the Constitution and God's word will tell our Supervisors to approve the resolution without any more delay to help stop the slaughter of babies. It is politically incorrect to even mention God, especially Jesus Christ, in our government meeting. God has a lot to say about the right to life and opposes those who shed innocent blood. He says there are six things he hates, one of them is shedding of innocent blood. We need to take a stand and speak against and for those who cannot speak for themselves, the unborn. I appreciate the jobs that you guys are doing. I worked with all of you and I appreciate the stand you take. I'm counting on you. God bless you. He will bless you.

Ms. Kathryn Gerald, Indian Valley District – I thank you so much for supporting this resolution. We appreciate everything that you do. We thank you so much.

Mr. Kenneth Poston, Indian Valley District – As a pastor in the County for over 30 years, this resolution speaks very close to my heart and to a lot of other people. I am in favor of the resolution and ask the Board to vote for its approval. Abortion is wrong in my opinion and the Bible's opinion and immoral at any term, but late term abortion and full term abortion is beyond my imagination. These children have no voice. They have no vote. They have no say. That gives us an opportunity to make a difference. President Trump said, "Every child should be welcomed into life and protected in law." It is a fearful thing when men play God. It is a fearful thing when the unborn and now the newborn become political pawns in the hands of men. It is a fearful thing when children are considered subhuman or inconveniences. It is a fearful thing when children are considered mere tissue and body parts are harvested and sold. Abortion is America's holocaust and our nation is dripping in the blood of over 61 million innocent lives. As I said these children have no voice and no vote and no say. But we have a voice and we have a mouthpiece and we can be an advocate. With God's help we can make a difference. I urge you to vote for this resolution. Thank you and God bless you for all that you do.

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

Agenda Item 6.b. – Constitutional Officers reports.

No Constitutional Officers were present at the meeting.

Agenda Item 6.c. – Ms. Dawn Barnes, Senior Extension Agent, Virginia Cooperative Extension.

Ms. Barnes said that she is here for multiple reasons one being to answer any questions about the budget request, another is to talk about our current situation analysis, and the last is to address our 4-H position:

- 1) The Cooperative Extension budget is usually pretty simple with no hidden secrets. *There were no questions from the Board of Supervisors.*
- 2) We do a situation analysis on a five year basis. Our goal is not only to find out what the issues are so we know what we need to be programming and how we need to be addressing the needs of the community, but also we were given the task of finding out what the needs of the community are as a whole and not just what we can or cannot address.
- 3) We provided surveys in paper form, on the internet through Facebook and our website, and we had 108 responses and the demographics were relative to community representation.
- 4) Six priority issues were identified by the responses received:
 - a. Preservation of natural resources
 - b. Agriculture profitability
 - c. Aging in place
 - d. Drug and opioid abuse
 - e. Youth leadership and life skills
 - f. Health.
- 5) Virginia Cooperative Extension already addresses preservation of natural resources and one of the ways is through well water testing which is coming up next week.
- 6) Virginia Cooperative Extension was started to help make agriculture more profitable.
- 7) Aging in place – we have done some things in the past but part of our key is to not duplicate services but we also partner with other organizations and agencies. We have already made contact to see what is being done in the area and see if there is a role for the Extension Office in that.
- 8) The drug and opioid abuse at the State level we are making some progress by doing prevention and education and looking at it as strengthening family's issue.
- 9) Youth leadership and life skills are a very strong part of our 4-H program.
- 10) Health is an issue we have addressed for several years.

Supervisor Boothe – Were there many changes from the last time this survey was conducted?

Ms. Barnes – There was definitely some commonality. Agriculture continues to be primary with a wide range of how you would apply the word agriculture. Natural resources continue to be of interest along the way. Health continues to be an interest again depending on how you look at it. The focus might be different but it still seems to be a concern. The drugs are a new, strong item on the survey. Aging was an item in the past, but this time it was specifically about aging in place.

Mr. Tyler Painter has been our 4-H agent, but he will be leaving us at the end of this month. Hopefully it will be refilled within a 6-month period but the timeline depends on what other positions are vacant across the State and the funding at the State level. While the rest of the staff continues to do their own jobs, we will make sure the essential parts of 4-H continues to go on such as 4-H camp.

Agenda Item 6.d. – Mr. David Clarke, Virginia Department of Transportation.

Mr. Clarke provided construction and maintenance updates:

a. On the maintenance side –

Pothole patching	Getting a lot of calls from weather-related problems on gravel roads. We've hit the main roads of Rt. 8, Rt. 221, Rt. 615 and Rt. 787, but we have potholes on all the other roads as well.
Pipe replacement	Daniels Run Road, Huckleberry Ridge Road. and Spangler Mill Road.
Shoulder repair	On several roads.
Asphalt/paving	Will have a list for you next time. We will do ditching on those roads first.
Litter pickup	Will be scheduled in April based on a Statewide initiative for spring tourism.

b. On the construction side –

Six Year Plan	We can schedule that for April 23. I will have the draft plan, which will be the current plan with maybe some of the roads we are working on off. We have done traffic counts on some the Board asked for last year like Ponderosa Road, Firehouse Road and Quesenberry Road.
Moles Road	Getting ready to advertise for bids in spring.
Mill Run Road	We will be getting to that this year.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and unanimously carried, it was resolved to schedule a public hearing for the Secondary Six Year Road Plan on April 23 at 7:00 p.m. or as soon thereafter as possible.

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

Supervisor Coleman –

- 1) Do we have any idea when the signage will be placed for the GPS routing? *Mr. Clarke replied it has been approved and I will find out the date.*
- 2) I have recently given my list to Mr. Sowers.
- 3) I appreciate on these warm days seeing the dump trucks and the work on the potholes. There is a big list to be done.

Vice Chairman Turman –

- 1) You could throw a dart at that map and start from there for roads that need work.

- 2) I gave you the petitions for road work this morning. There is not a road in my district that does not need work.
- 3) ¼ mile from Shelor Road going north that road is busted up so that you can hardly get through there.

Chairman Yoder –

- 1) I've had calls regarding Lick Ridge Road, which I think has been graded since then.
- 2) I know you are aware of Level Bottom Road.
- 3) On Goose Creek Road a contractor, who is laying fiber, has made that road almost impassable. Some homeowners told me they can only get in and out by using 4-wheel drive.
- 4) There are several places on Rt. 221 between Check and Copper Hill where the shoulder is really bad with a 1' drop off in spots.
- 5) Old pipe that was replaced on Goose Creek Road is laying out in a gentleman's hayfield. He wants to know who is responsible for removing that pipe.

Supervisor Kuchenbuch –

- 1) On Rt. 615 where the asphalt was not finished is now, as predicted, completely fallen apart. Another place on Rt. 615 is falling apart.
- 2) Shoulders of roads are bad in many areas.
- 3) There is a 3 bedroom, 2 bath pothole on Rt. 221 right before you get to Ray's Restaurant.
- 4) We know how difficult it has been and the weather has been horrific with this rain.
- 5) Franklin Pike near the Parkway where the patching was done is starting to peel off again. It needs to be fixed in a more permanent way.
- 6) I will email you a petition from residents who live on Silverleaf Lane.
- 7) The guardrail on Rt. 615 has gotten worse.
- 8) Thunderstruck Road is an issue all its own.

Supervisor Boothe –

- 1) I received a phone call from a person who wants Boothe Creek Road looked at for potholes.
- 2) The crosswalk sign in Town before you get to Hardees has been pieced back together about all it can stand. We talked about doing something with button signs there with the safety money. *Mr. Clarke replied we weren't talking about push buttons. We would be using the same kind that has the quick flash, but it might be button activated but it is not a walk/don't walk and stop traffic.*
- 3) Where are we on the main crosswalk as far as putting bids out? *Mr. Clarke replied it will be later in the spring, June I think. We have changed the date a couple of times. It won't affect the end date but we wanted to stay out of doing it in the main part of summer. It will be this year.*
- 4) The speed study on Rt. 8, we talked about possible signage on Wills Ridge. Can it be something along the lines of "Trucks entering highway signs?" I am concerned about loaded trucks coming into the highway. Drivers said when they are fully loaded 5 mph is about the best they can do when they pull out. *Mr. Clarke replied it will be something similar to that.*

- 5) On this side of Wills Ridge can we approach property owners and see if they will allow us to clear some of the trees? When the leaves are off it is not quite as bad. *Mr. Clarke replied absolutely.*
- 6) Thank you for what potholes have been filled.
- 7) I don't know if our crews did it or the property owner but down at the west fork of the Little River Bridge somebody has actually cleaned out the drop inlet and ditch. It still needs to be augured out sometime, but there is now plenty of room for the water.
- 8) Are we still moving forward with permits for under the bridge? *Mr. Clarke replied yes it is the same crews that would do the normal patching and maintenance of bridges so it tends to be pushed down on the list when there are other things that are needed on bridges.*
- 9) I understand that you are no longer able to clean all the way down to the bedrock? *Mr. Clarke replied right. We have to keep it above the water level.*

Mr. Clarke – I printed off the speed study for Route 8 for you and then forgot it. They are relooking at Dusty Rock Road and something might be done on that one.

Supervisor Boothe – That is great, but that wasn't what we asked for so I don't think it should come out of our secondary road funds to pay for that study. What I asked for all along was an answer as to why it wasn't reduced to begin with. I am grateful that they are doing it, but it is my opinion that the cost shouldn't come out of our maintenance money because it wasn't the request to redo it. I was trying to find an answer to why half the road was done before and half wasn't.

Mr. Clarke – It was probably because the one end is more heavily populated. There are close to 40 residents on the one end.

Supervisor Boothe – There are more residents but the traffic flow is going to be about the same.

Mr. Clarke – What they look at for a lot of speed reductions is development close to the road. That is one of the factors.

Vice Chairman Turman – I have gotten a lot of complaints about the timing of the stoplights at Mira Fork Bridge. When you come in from the south you get halfway across the bridge and the north end turns green. Coming in from my road I can see it cycle through and one time it changed 5 times before it let my vehicle through.

Ms. Morris – Is the work finished on Meadowcreek Road yet?

Mr. Clarke – We've had to postpone it a couple of times. I will keep you updated on that.

Supervisor Kuchenbuch – I think it got done on Sunday. The pipe replacement was supposed to be done today. They will be flagging but people can get through.

Ms. Morris – Our Emergency Medical Services goes through there several times a day.

Supervisor Boothe – You were going to look into the turnaround requirements needed if we abandon the road near the schools.

Mr. Clarke – Paul Brown was going to look into that.

Supervisor Boothe – We haven't heard anything from him. My point is if you have a box truck or tractor-trailer or an emergency vehicle you need some kind of turnaround.

Chairman Yoder – Before we take any action it would be nice to know what is required for a turnaround.

Agenda Item 6.e. – Ms. Jessica Cromer, Assistant Superintendent, Floyd County Public Schools.

Ms. Cromer – I'm glad to be here with you. Dr. Wheeler is at New River Community College speaking to all the area 10th graders. They are having a Career Day and we sent 138 students over there this morning. They go to a variety of stations and learn about a variety of careers. He will also be meeting with Dr. Huber about some of our PTECH [Pathways in Technology Early College High School] initiatives so we can partner and get some of those courses for our students here in Floyd. We're continuing to work on that vision with our budget. I know it is good to hear that it is another year where we are not asking for more local funds. We've been able to do quite a bit within our own house. Our major goal this year is looking at correcting the salary scale mechanisms for our support staff and our administrative staff. We did teachers last year. We are trying to finish up those two with this year's budget. It is looking like it will be possible. We have some students today on a trip to Roanoke with Mr. Thompson to companies who are looking to fill 4 positions. Hopefully that will lead to some opportunities for our students.

Supervisor Kuchenbuch – Would you please tell us about the Professional Development Day held last Tuesday?

Ms. Cromer – It was an opportunity for all of our students at the high school. Administration asked students what they want to learn that aren't part of your everyday. They came back with a lot of different things and administration honed those down and found local people in the community who were tied to some of that. We had a martial arts instructor show how to defend yourself. We had yoga and panning for gold. There were lots of different options. I think we had 55 sessions. Once the sessions were set, students signed up for them and they got to pick 3 to attend. Class sizes were a maximum of 20. Dr. Wheeler and I taught as well. I taught interview tips. Dr. Wheeler did time management. These were skills we learned along the way and enjoyed sharing.

Chairman Yoder – I went with Amy Ingram [Registrar] and talked about voting.

Ms. Cromer – Ms. Quesenberry is planning to do it again next year so it will be a recurring opportunity.

Supervisor Kuchenbuch – Did you interview students afterward to see if they felt they benefited from it?

Ms. Cromer – Yes. Ms. Quesenberry gave surveys to the presenters and to the students. They really enjoyed it. Student surveys showed they wanted longer sessions because it was just the morning. Maybe next year it will be all day. We'll see. It was a success for sure as it helped students make connections to apply to every day.

Agenda Item 6.f. – Ms. Kerry Ackerson, Executive Director, Plenty!

Ms. Ackerson – I will tell you a little bit about Plenty! so you will understand the reason for our budget request:

- 1) Plenty! is seeing increased numbers because of environmental factors.
- 2) Last year we had 4000+ visits to our Food Pantry which is where things have really picked up.
- 3) We serve 585 families.
- 4) The interesting thing to note is that despite the fact that our only requirement for getting pantry services is that you are a resident of Floyd County, we don't screen on income and people ask if that is abused, there is not that problem.
- 5) Plenty! plays an important role in being a safety net to those who might not qualify on an income basis. Last year over 1/3 of the people who came it was only once. Even regulars, who can come once a week, only came 20 times in a year. It can be an unexpected health bill or a bunch of children dropped off [with a grandparent].
- 6) Calvary Baptist closed their weekly pantry and all their folks showed up overnight. They coordinated with us. We both get food from Food Lion. The coolers are easily over 100 pounds. It became too much for the church so we picked up their Food Lion run.
- 7) We have 2 Food Lion runs a day and we are getting over 350 pounds a day from that source.
- 8) All of our shelf stable foods have to be purchased.
- 9) Since November our visits have gone from about 75 people a week to 120 or more, a 60% increase and the budget is the same.
- 10) Cans are flying off the shelf and we are scrambling to figure out how to get the best prices and cover the difference.
- 11) With the Food Lion pickups we get prepared foods and that has been a part of the change. With the prepared foods we are delivering every week to the Pine Ridge Apartments and the Blue Ridge Apartments.
- 12) We do the produce deliveries in the summer.
- 13) We are doing more education in gardening.
- 14) We have 200 active volunteers and it takes 68 volunteers and 2½ staff a week to run Plenty! during the season. In the growing season we have a seasonal farm person.
- 15) \$148,000 and 2 staff members and we are pushing more than 86 tons of food a year and feeding a lot of people a year. Nothing goes to waste. Everything goes out.
- 16) We are pretty diverse in our source of funds and in our source of food.

- 17) It is a community driven place to be.
- 18) About 40% of our volunteers are patrons. They receive from Plenty! and give back of their time.
- 19) Patrons also come for the community. They show up early in order to visit.

Agenda Item 8. – Old/New Business continued.

Ms. Morris – We receive a proposed contract every year from Clark Gas & Oil for propane at our different sites. It may be more cost effective with the new upgrades we are doing at the schools to bid those together since we will be using more propane. It has been a few years since we bid out propane. Dr. Wheeler is getting the Schools’ numbers together as to what they are using now and what they expect to use with the new system. Clark Gas & Oil has proposed a price that is 5¢ higher. It is now \$1.44 per gallon and will go to \$1.49 per gallon.

By consensus the Board of Supervisors directed Ms. Morris to proceed with bidding the County and School Board propane contract together.

Supervisor Kuchenbuch – Provided a handout on the Kite Festival that the Floyd-Floyd County Recreation Authority would be putting on at the Recreation Park on Saturday, March 16, 2019 from 10:00 a.m. until 2:00 p.m. She said the weather was going to be clear and breezy. A DJ would be on hand and there would be 50 kite kits available.

Supervisor Boothe – Asked about the monthly FOIA requests on Building Inspections.

Ms. Morris – We have had 1. I remember signing the letter.

Ms. Ryan – Since the Building Inspection Technician position has been vacant, those have not been given to me. I’m sure Angie [Ellis, Purchasing/Finance Clerk] has been doing them but did not know to give me a copy and I did not think to ask for one.

Agenda Item 6.g. – Ms. Susan Peters – Resolution in opposition of measures similar to House Bill 2491 of the 2019 session of the Virginia General Assembly.

Ms. Peters – Did you all get a copy of the resolution?

Chairman Yoder – I would simply say on that note, it would be ideal if you sent it to the County Administrator. In the future if you have something to bring, send it to her ahead of time.

Ms. Peters – Addressed the audience and asked, “How many of you here are in favor of this resolution.” Most, if not all, people raised their hands. Ms. Peters read the resolution she was presenting and explained why she and other supporters felt that it was important for the Board of Supervisors to pass the resolution.

Chairman Yoder – I would like to address the last “Whereas.” This is a non-binding resolution. This is simply a statement of where this Board stands today. It is not a statement of what is going to happen in the future. Because of the Dillons Rule we don’t have the authority to restrict this type of thing in this County. I want to make sure everyone is aware what we are

discussing. On the last “Whereas” it says, “The Floyd County Board of Supervisors does not, and will not support the passage of any bill...” I am not sure we can say what a future Board will do. While this is a non-binding resolution, I think to be clear with the public of what it is it would probably be better to say, “The Floyd County Board of Supervisors does not support the passage...” In 5 years it could be a completely different Board and we don’t have the authority to set what that future Board can do.

Ms. Peters – That sounds like a suitable response. And if I may say Lauren, you stated the case very well. You also stated the case very well for me and us. We don’t have any binding authority over what you do, but we are responsible as self-governing citizens to give you that kind of input and counsel as it were.

Chairman Yoder and other Board members encouraged each person in the audience and others from Floyd County to contact their State representatives and express their thoughts on this subject.

Supervisor Coleman – The only other thing I would like to say and I will borrow Ms. DeVito’s statement of “on the record.” I have never made that before. I’m not entirely sure what that means sometimes because everything here is recorded. It is important for me to know that every person, the press and whoever records this, and my fellow Board Members; this is not a political agenda for me. This has nothing to do with any political party and/or affiliation. No disrespect to the democracy that we have, but this is a matter of my faith in Jesus Christ and the word of God. And I will stand for that. It does not make me a perfect human being, but I believe in the grace of my Lord and Savior, Jesus Christ. It is just as important for me that I stand up for this and that is why I’m making this motion supporting this today. It is my faith and not my political agenda, not my political party, or not by a group of two or three, but by Justin Coleman. That is my position. And equally as I am adamantly against this, I want to confess one other thing I’ve spoken to Ms. Peters about. I believe that the grace of God is far-reaching enough to the people who have unfortunately succumbed to having an abortion. Thank you.

Supervisor Kuchenbuch – In general most of these things we ever pass go before our attorney and I have not heard his response on this latest resolution that is now up for a vote.

Steve Durbin [County Attorney with Sands Anderson PC] – You can pass a nonbinding resolution. This Board has no authority over the regulation of abortion or medical procedures in general so it is just a statement of position of the Board. I do not see it having legal consequence.

Supervisor Kuchenbuch – I will go on record as stating I too had twins and I was lucky enough to carry them to term. I was told, early on, that I was supposed to have all of these tests and I told them they would not do any tests on me. That it did not matter. So from a personal belief, I am well aware of the consequences that can happen. I just wanted people to know that. I chose not to have any tests because I believe what will be, will be. I went from there and have raised two 24-year-old amazing human beings.

Mr. Durbin and Ms. Peters discussed the determination based on court precedence of when a baby in the womb has legal rights.

On a motion of Supervisor Coleman, seconded by Supervisor Turman, and carried, it was resolved to adopt the Right to Life resolution presented by Ms. Peters amended to take out “and will not” in the last Whereas clause (Document File Number 1032).

Supervisor Boothe – present
Supervisor Coleman – yes
Supervisor Kuchenbuch – abstain
Supervisor Turman – yes
Supervisor Yoder – yes

Supervisor Boothe – I would like to make a statement for the record. While I don’t think the intent of this was political by my fellow Board members, I think there was political behind it to begin with. It brings politics to this table. It holds no bearing on anything. I think if individually we wanted to do this we could have made statements for the record. I voted the way I did not because I don’t agree with the resolution, but because I felt it brings politics to this table. I don’t want to have a part of that. I just wanted my representatives to understand why I voted the way I did.

Vice Chairman Turman – In response to that out of respect to Jerry, there was no political part on my side. I know what you are saying. This is something that I have been against, abortion, ever since I have been big enough to know what abortion was. It’s not up to me or any other human being to dictate a human life. I believe in scripture 150%. Like Mr. Coleman, I feel like it is a moral obligation on my part to stand up against abortion.

Supervisor Kuchenbuch – I will say that I know this is not anything political by any of us. I get that and I’m not saying that it is. I know it is non-binding. I have my own personal beliefs, but I do believe that there is certain level of importance to doing the right thing in terms of how we present a resolution. I would have liked our County Attorney’s resolution to have been what we looked upon as being the one we wanted to vote on. That is my reasoning.

Chairman Yoder – I might as well make a statement. Personally I believe in the right to life. I am not a proponent of abortion. But I think for me that it goes a lot further than that. While abortion to me is a really, really foul thing; the right to life goes a lot further than that. It is not just in the womb, but the way you treat life throughout the time they are conceived to the time of death. There are a lot of issues we face within the County here where we impact people’s lives. This Board may not have a position that they can take on abortion, but we do have positions that we can take on a lot of things that really impact citizens’ lives and really impact the way that we treat people and the way our citizens are treated. I would just encourage everyone, whether on this Board or anywhere else, the way you treat your fellow human being is really important. There are a lot of people I might not want to treat well, but God loves everybody. It is really hard to do in your daily walk. It is easier to be issue oriented then forget about other areas. I would just encourage everybody to look around you and see who needs love in your community. I really appreciate all of you being here.

Agenda Item 6.h. – Mr. Steve Durbin, Sands Anderson PC – Discussion on proposed changes to Animal Control Ordinance.

Mr. Durbin – I have looked at the Code a little more closely and I do think the Board has some ability to tighten up the ordinance and increase the standard that is currently on the books if there is desire on the Board to do so. We would want to discuss it with the Commonwealth's Attorney and get Law Enforcement's perspective as well because I want something that is going to work on the enforcement side if there is a desire to change it. The current ordinance leaves room for stricter enforcement as is with no action. You've got some choices.

Chairman Yoder – The State Code is potentially changing.

Mr. Durbin – You could take a wait and see approach.

Supervisor Boothe – Have you had a chance to talk to the Local Government Attorneys? I want to know what the financial impact has been on those counties who have adopted ordinances.

Mr. Durbin – We have not met yet. There is a conference coming up the first week in April. I can report back at one of the meetings in April.

Chairman Yoder – I am hearing that we don't want to do a lot of legal work. If you have some informal conversations you could report back to us.

Ms. Morris – We also need to look at some type of agreement with the Town, especially since there is a division of enforcement and the shelter itself.

Chairman Yoder – With the State Code possibly changing I think it might alleviate a lot of the concerns. You could even take the approach that if that goes into effect in July, then see how it impacts the County.

Discussion was held as to whether local ordinances would need to be changed based on changes in State Code.

By consensus the Board decided to table this item to see if there are changes to the State Code and how those changes impact the local ordinance and for Mr. Durbin to get information from other Counties.

Chairman Yoder – Would we like to take some time to discuss the Recreation Authority?

Mr. Durbin – If the question is whether it is feasible to have something other than the Recreation Authority, I think the answer is yes:

- 1) We would need to confirm our understanding that there is no debt. That must be explicitly addressed in any resolution that dissolves the Authority.
- 2) We need to have an agreement with the Town as to what happens with the assets of the Authority, the equipment, the real property, and etc. In my view, because you are planning to continue that for recreational use and not any income-generating use, I don't see that property having any real value to the County. It is almost a liability you are taking on. If the Town were to take it on then it is similar.

- 3) I think it is reasonable for there not to be a cash payout to the Town because the County is taking on an additional burden. The Town should gift the assets to the County.
- 4) State law does not require localities to advertise so you can hire by a matter of your own policy. In this special case I think you can exempt it from any advertisement policy because the position is filled and you are bringing an entity into your purview.
- 5) You can make the joint resolutions and the property transfer agreement all effective as of a certain date.
- 6) You have the option of appointing an internal County committee that you delegate certain duties to and one option would be a fundraising committee.

Board members discussed the amount of work to be done and the importance of having everything ready if Recreation were to become a County department as there was only one opportunity to get it right. The date that the change could be effective was discussed.

Chairman Yoder took an informal poll of the Board as to their preference to keep the Recreation as an Authority or bring it in as a County department.

Supervisor Boothe – My position has not changed. I think we should leave it as an Authority and appoint people who are willing to run it even if we add more financially to it. That's just my opinion.

Supervisor Coleman – I don't see another option; I wish I did other than it being taken in as a County department with the idea of making it happen July 1, 2019 or soon thereafter.

Supervisor Yoder – I have put a lot of sweat and tears into that Authority in a short period of time, not as long as Jerry was involved. If I thought I saw a way to try to make it work I would go that route but I don't see it. I see problems in other volunteer organizations as well. Every one of them that I have been involved with is struggling to get people to be involved. I am going toward the department route because in the end it is the kids I am most concerned about. As much as I would like to do it different ways, the end result has to be that we are looking out for those kids.

Supervisor Turman – I can see both sides of it. I'm not sure what all is involved. I've never really been sports oriented. I guess I will just follow the herd, whichever way they think is best for the County. I was thinking about some of the labor down there, because for most of the upkeep I can see getting some trustees to come over here and help rake the fields, paint, and keep the maintenance up.

Supervisor Kuchenbuch – I already signed a piece of paper that states the way I went, but I will explain a little more about my thoughts. The County is already giving the money so tax dollar money is already going there. Will it be increased? We will have to see. That is our job here as the Board of Supervisors to decide how much money the new department will get. I think that having been on the inside and participated on the outside, I think the time is right. I feel the arguments of an antiquated form of running it at this juncture, although when it was started it was good, now it's just not a feasible way to go. If there is any concern I have it is that – and I think you may feel this and maybe not articulated it – in 10 years whether the next

Boards will see the need for Recreation and will continue to make sure that our Recreation in this County is as important to them as it was to us. I don't see that changing. I don't because if it is a department everybody will know. I think it behooves us to make sure this thing and its transition is an unbelievable success. I think if we show that, then I think as we move forward over the next decade or two that those of us who have children and grandchildren and possibly great-grandchildren will all be served by a department that is an utmost success. I am in the column of taking it over as a department.

Chairman Yoder – The County Administrator, County Attorney and I will meet with the Mayor, Town Manager, and the Town attorney to discuss going in this direction. I will stop by and let the Recreation Director know the direction we are moving.

The Board recessed for lunch.

Agenda Item 6.i. – Budget work session.

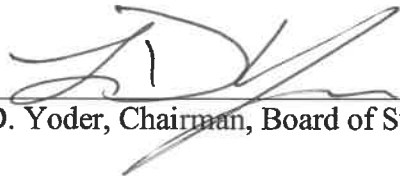
The Board discussed the draft FY20 budget, working through part of the expense side.

Agenda Item 10. – Adjournment.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and carried, it was resolved to adjourn to Tuesday, March 19, 2019 at 1:00 p.m.



Terri W. Morris, County Administrator



Lauren D. Yoder, Chairman, Board of Supervisors