

**BOARD OF SUPERVISORS
REGULAR MEETING
AUGUST 13, 2019**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, August 13, 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 and 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.

Chairman Yoder led in the Pledge of Allegiance.

Agenda Item 4. – Approval of minutes of July 9, 2019; July 23, 2019 and July 30, 2019.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the minutes of July 9, 2019 amended to read on the bottom of page 7 under Chairman Yoder's road report item #3: On Daniels Run Road near Shawsville Pike..."

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

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and carried, it was resolved to approve the minutes of July 23, 2019 as presented.

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

On a motion of Supervisor Turman, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the minutes of July 30, 2019 as presented.

Supervisor Boothe – yes
Supervisor Coleman – yes

Supervisor Kuchenbuch – yes
Supervisor Turman – yes
Supervisor Yoder – yes

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

Questions and answers followed.

On a motion of Supervisor Turman, seconded by Supervisor Coleman, and unanimously carried, it was resolved to approve the July 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 6.a. – Constitutional Officers Reports.

There were no Constitutional Officers present.

Agenda Item 7.a. – Subdivision plats as approved by agent for July 2019.

Supervisor Boothe – If our Subdivision Committee needs legal counsel should we contact Mr. Durbin?

Chairman Yoder – I think that would be appropriate. I would like you to iron out any issues there before they come here.

Ms. Karla Turman – July 2019 was a little busy for plats. I would like to give you an update on the Subdivision Committee. We met July 24. Lydeana [Martin, Community and Economic Development Director] and I gave them a presentation, which was a lot like the one we gave you. We left out some information because we did not want to overwhelm them at the first meeting. Mr. Mike Maslaney was voted in as the Chair of the Committee. The meetings will be held the 3rd Wednesdays of each month at 6:00 p.m. here in this building. The meetings are open to the public but there will be no public comment period. If you know of anyone who would like to be notified about the meetings, please let me know as I have started an email group of people who have asked to be notified. The minutes have been prepared and I will be reviewing those today. I will give you a quick update, since Lydeana is not here, on the Community Development Block Housing Rehabilitation Planning grant. We had our two public meetings last week at the library. We had about 23 people at the 1:00 p.m. meeting, mostly from the Little River and Locust Grove districts. At the 7:00 p.m. meeting, we had about 9 people attend, mostly from Burks Fork and Indian Valley districts. We will look through those lists and see who can be the “spark plug” on our management team. We have identified two people and will present their names to the team.

Agenda Item 7.b. – Appointment to the New River Valley Rail 2020 committee.

Ms. Morris – Last month we talked about a Board member serving on this committee along with myself. They said we could have as many members as we wanted on the committee. They don't have a set meeting date. The next meeting will be October 3 and it will be meeting with legislators.

On a motion of Supervisor Boothe, seconded by Supervisor Coleman, and unanimously carried, it was resolved to appoint County Administrator Terri Morris and Supervisor Linda Kuchenbuch as the Floyd County representatives to serve on the New River Valley Rail 2020 committee.

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

Agenda Item 8. – Old/New Business.

Supervisor Kuchenbuch – There is a testimonial in the New River Community Action news from a parent who has 3 children in Floyd regarding our School Backpack program. “Both of us are currently employed and barely earn enough to pay bills and expenses each month. The food from the program is a great help to our grocery budget each week. We both work on weekends so the food the Floyd Backpack Program provides for my children feeds them in the morning when we are at work. The oatmeal and Capri Sun drinks are a couple of their favorite things they receive and enjoy eating. We appreciate all that the program does for our family. Knowing that Floyd County Schools and the Floyd Backpack Program work together to help families like mine, means so much.” I wanted to read that into the record.

Agenda Item 7.c. – Appointments to the Board of Equalization.

Ms. Morris – Last month as we discussed; Mr. David Peters, Mr. Richard Telling and Ms. Judy Anderson are willing to serve again on the Board of Equalization. Mr. Grey Lineberry was contacted and he is willing to serve. I talked with Mr. Cline Hall and he is quite willing to serve. I need authorization to submit the names of these people to the Circuit Court Judge. We will set up training with the Department of Taxation for these people once they are appointed. Last time we paid the members \$150 per day plus mileage. If you are agreeable with that we will keep those same terms. They try to do as many appointments in one day as they can.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and unanimously carried, it was resolved to authorize the County Administrator to submit a petition to the Circuit Court Judge requesting that he appoint Mr. David Peters, Mr. Richard Telling, Ms. Judy Anderson, Mr. Grey Lineberry and Mr. Cline Hall to the Floyd County Board of Equalization.

Supervisor Boothe – yes
Supervisor Coleman – yes
Supervisor Kuchenbuch – yes

Supervisor Turman – yes
Supervisor Yoder – yes

Agenda Item 7.d. – Resolution establishing the method of computing and reflecting tax relief pursuant to the Personal Property Tax Relief Act of 1998 – Specific Relief.

Ms. Morris – The Treasurer and the Commissioner of Revenue calculate the amount of taxes that completely offsets and exhausts the amount we get from the State reimbursement. They do this calculation every year. We have to adopt the resolution allowing them to do so.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the Resolution Establishing the Method of Computing and Reflecting Tax Relief Pursuant to the Personal Property Tax Relief Act of 1998 – Specific Relief (Document File Number 1061).

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

Agenda Item 7.h. – Consideration/approval of bids for drainage repairs at Floyd County Volunteer Fire Department, Station #2.

Ms. Morris – Please defer this agenda item. The bid came in much higher than what we had budgeted. We're trying to work with the contractor on other options. Hopefully we will have this item for you at the next meeting.

Agenda Item 7.i. – Consideration/approval of bids for heating units at Floyd County Volunteer Fire Department, Station #2.

Ms. Morris – We received two bids. The Building Official and I have reviewed the bids and we recommend acceptance of the bid from Nolen. Our budget amount was \$7,500 so the bid came in close. We will not be purchasing the high altitude kits.

On a motion of Supervisor Turman, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to award the contract to Nolen, LLC for \$7,750 for heating units at Floyd County Volunteer Fire Department, Station # 2 and authorize the County Administrator to execute the contract (Document File Number 1062).

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

Agenda Item 7.j. – Consideration of funding request from Virginia War Memorial Foundation.

Ms. Morris – They have listed 57 names of service members from Floyd County who have passed away while in service. They suggested an annual donation of \$1 per person or more. This was the first time I heard of this organization. I am not familiar with them.

Chairman Yoder – I would like to wait until budget time and learn more about them. It struck me as odd that it includes people killed in the line of duty from World War II and on but not before.

Ms. Morris – I will see if I can get some more information on the organization.

Supervisor Coleman – It would be interesting to find out how much of the money goes toward administration.

Agenda Item 6.b. – Public Comment Period.

Chairman Yoder called for the Public Comment Period.

Ms. Christina Alba, Little River District – I am accompanied today by my landlord, Mark Kincaid, and my mother, Juanita Clay. I would like to bring an issue before the Board. I would like to petition VDOT [Virginia Department of Transportation] to State maintain my road. It is kind of an interesting situation. I live on Sams Road which is a through street; the only through street between Franklin Pike and Barberry Road. It is about 2 miles long I guess. The last ¼ to ½ mile is not State maintained and my house is on that section of the road. It is pretty difficult. I am just curious why VDOT does not State maintain that section of the road and if we could get some help in getting that done because a lot of people use that. Even Conner's Dairy uses that road so he doesn't have to take his tractor all the way into town to get to his back acreage. It is a through street.

Mr. Mark Kincaid, Little River District – I own the house. Over the years I've lost 2 tenants because of Sams Road. Christina moved in over the last year. There have been times in the past when we've had a terrible storm come through that completely washed out the road, 2' deep. There was a 4-wheel drive that was jacked up and got stuck. We had to take a tractor and pull her out. Every time it rains I buy 80 lb. bags of quikrete and throw it in the holes and I take the tractor and pull what little gravel I can back up to fill. There are probably 30-35 80 lb. bags of quikrete in Sams Road.

Ms. Alba – There are huge boulders which is the main obstacle of getting across that road but when it rains it washes out. The gravel has to be so deep in order for us to get over the boulders. Then when it rains it washes it out.

Mr. Kincaid – It takes all the sand. We've added so much gravel but over time...the sand every time it washes out it just takes the sand away. You can tell at the bottom of the road where it is built up with a sand pile on the other side of the road. The sand is what holds the gravel together – compacts it.

Ms. Alba – I'll start a petition and get the support of the neighbors. Does it just have to be the people who live there? It affects the entire community. It serves the community.

Chairman Yoder – Ms. Kuchenbuch can get you some information and get back with you.

Supervisor Kuchenbuch – I already told them that Mr. Clarke was coming to the meeting today and they should stay around.

Mr. Bob Smith, Indian Valley District – I come today with kudos and approval for the Board of Supervisors. I'm very happy that the Board of Supervisors did a resolution in opposition of the 7¢ gas surtax. I don't use the interstate a lot. I prefer Route 11. It is a lot easier on my vehicles. I took a trip to Harrisonburg and I've been out to Wytheville lately. The problem with this thing that I see is that the jurisdictions that actually have the interstate...we all benefit from it...but the jurisdictions that have the interstate running through it, it is much, much cheaper to buy gasoline there than it is in Floyd County. I think it is very deleterious to the County. We have all these gas and goes, but from my place I can drive out to Poplar Camp and save 20¢ a gallon. Economically it makes no sense for a guy like me to be buying gas in Floyd. I'm sure that applies to lots of people. They are going to buy it outside the County and hurt all of these businesses. That is what you call a foreseeable consequence that the State did not take so we need to be in opposition to that. I thank you for that. I'm very happy to see this subdivision group with citizen representation working on that very sticky issue. Lastly I would like to say again I think that we need to take up Citizens Telephone offer to videotape the meetings to allow the public to see the process in action. I know it is a little more work but I think it would be beneficial. Thank you all for all the work you do.

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

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

Mr. Clarke said he had a few maintenance and construction updates:

a. On the maintenance side –

Shoulder repair	Rt. 221 and Rt. 600. Rt. 8 is scheduled.
Machining gravel roads	
Pothole patching in front of the overlay schedule	Rt. 8 and Rt. 221 have some sections of overlay to do. There is a spot on Shooting Creek Road, spot paving on Buffalo Mountain Road, Shelor Road, Conner Grove Road, and in front of the Willis Elementary School.
Pothole patching	Huckleberry Ridge Road
Surface treatment schedule has not started	
Brush work	Spanglers Mill Road, Roger Road, Dobbins Farm Road.

Other issues	We are aware of the pipes on Good Neighbors Road. There is concrete work to do on several pipe projects which is planned for next month.
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b. On the construction side –

Moles Road	The contractor on this project is one of our better ones. They have won all the jobs they bid on so it may take them the full contract period to finish this job.
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Supervisor Boothe –

- 1) My list is dated 5/14/19 and this is just some reminders. The top of the list is cleaning out under the bridge. The gentleman has been trying to get that done for 2 years now.

Mr. Clarke – I went down there and took a look at that and took some pictures of it and I would like to talk to you about exactly what needs to be done and where the problem is.

- 2) Thank you for the work on Low Gap Road, for the machining and ditch work. There is a little problem where it enters onto Rt. 730. The ditch by the stop sign has filled up and gravel is washing out into the road.
- 3) Gallimore Lane had some work done but still needs ditch work on the lower end. Not just on that road but do you have any idea when we will see ditch work done?

Mr. Clarke – They've done some but they are concentrating on the overlay schedule. You don't want to pave a road and then come back with equipment on it later and tear it up.

- 4) Guardrail situation on Rt. 8 and the aprons around the guardrail are washed out.
- 5) On Lumber Lane there are several potholes on the upper end. On the lower end you feel like you are in a pinball machine. There aren't many people who live there but it is a heavy traffic road.
- 6) I guess we are still moving along on the crosswalk in Town. The bids are still out?

Mr. Clarke – Yes.

- 7) Is the safety money still there on the lower crosswalk where we want to put up flashing lights? I guess that will all be done at one time?

Mr. Clarke – Yes, the money is there. No, it will have to be done separately. We couldn't get it on the contract. The bid period will close at the end of this month.

- 8) Does the project include the main traffic light and the crossing in front of The Country Store?

Mr. Clarke – Yes.

- 9) At the end of the week, I am on the VACO [Virginia Association of Counties] Transportation Committee and we will be meeting with the Deputy Secretary. Is there any information you want me to pass on?

Mr. Clarke – Not with my name attached (laughing.) It boils down to more money and more people.

- 10) Thank you for what you have done. I know it sounds like I complain a lot, but I do appreciate you and your workers.

Supervisor Kuchenbuch –

- 1) Thunderstruck Road has never gotten a first cutting.
- 2) I understand the shoulder situation but there are areas like on Franklin Pike and areas of Rt. 8 and Rt. 221 that are dangerous.

Supervisor Coleman –

- 1) Thank you for all you've done. The list I gave you last time is pretty well knocked out. I appreciate that.
- 2) Reed Hill Road is a very steep hill that seems to have a lot of ruts in it.
- 3) Posey Road has a pothole that has come back out and needs to be refilled again.

Vice Chairman Turman –

- 1) I appreciate everything you've done. They came back and cleaned some ditches where it normally floods over. After the storm Saturday it helped. They did a good job.
- 2) A gentleman in my area asked if you ever scraped the roads anymore. I told him he needed to talk to his representatives about giving VDOT more money because they keep getting cut back.
- 3) It looks like I will have a new bridge soon.

Chairman Yoder –

- 1) Thank you and your employees for the great job they have done patching potholes on a number of roads. They have done a good job mowing.
- 2) I got a call from someone on Countyline Road who is worried about the speed on the road. He said that a speed study had been done at one point. I told him I would ask you to look and see if there was one.

Mr. Clarke – Our Traffic Engineering people would have a record if there was one.

- 3) If there was one please send it to Terri Morris and me. If not, then I would like to request that one be done. It is a rural, winding road.
- 4) Wilson Cemetery Road, close to Goff Road, there is a pipe that is starting to go. It knocked the cap off of my axle.
- 5) I have heard from a lot of people about the fiber project on Rt. 221. Do you have any control over any of that?

Mr. Clarke – Yes. Paul Brown has spent days out there working with them to get their traffic control right. He has made them stop. He is out there all the time. We have had meetings in our office about getting their traffic control right. It is a daily thing – trying to stay on top of that.

- 6) I have heard from people that the crews are getting off the State right of way and parking their equipment in yards and blocking driveways, damaging mailboxes. There are a lot of issues. If I get calls from people who have damaged property is there someplace I can direct them?

Mr. Clarke – They can call us and we will direct them to a phone number.

Ms. Morris – We get phone calls from people who have been sitting in traffic for 15 minutes.

Supervisor Turman – People are also complaining about the traffic control people getting in shady spots and being difficult to see. It might be good if you could invest in the type of signs that blink.

Mr. Clarke – We are starting to go to those and to portable rumble strips. I will find out what their schedule is and see if we need to change the time based on school buses being on the road.

- 7) A lady on Laurel Creek Road wants to know if you still put up “Children Playing” signs. She home schools her children.

Mr. Clarke – We have been back and forth about that over the years. Right now we allow them on the right-of-way but the County puts them up. We can work with you on where to find them and write a permit to the County.

Supervisor Boothe – Perhaps we can take down those that no longer apply and put them up elsewhere.

- 8) Perhaps the County could require the person to pay for the sign like we do for signs on private driveways. Have you talked to these people about their situation on Sams Road?

Mr. Clarke – Yes, it would be a rural addition for one end of Sams Road. I will contact Mr. Boothe so we can meet about the bridge. Also, VDOT will have some equipment at the County Fair.

Ms. Morris – VDOT will also take care of mowing and dust control on Thunderstruck Road before Renew the New.

Agenda Item 7.k. – Approval of FY19 year-end transfers.

Ms. Ryan – In June we did transfers between departments so that the expenditure appropriation would be covered. We knew at that time that there would be 3 more check runs

where we keep the books open and checks would be expensed to FY19. Therefore we knew that we would have to do a final transfer between departments so that the expenditure authority not needed in one department could be used by another department that had cost overruns or carryover requests. I also gave you another report that shows the revenues and expenditures by fund on a cash basis for FY19. On a cash basis expenditures exceeded revenues in FY19 by \$150,048.96. Social Services is not included in this transfer. Ms. Dakota Stinnett will be presenting their request to you later in this meeting.

On a motion of Supervisor Boothe, seconded by Supervisor Turman, and unanimously carried, it was resolved to approve the FY19 year-end transfers as presented:

FROM	AMOUNT	TO	AMOUNT
1209-Commissioner of Revenue CAMA System	\$50,000.00	Fund 50 Environmental Fund	\$50,000.00
1201-County Administration	\$19,000.00	Fund 50 Environmental Fund	\$12,100.00
		3102-Sheriff Law Enforcement	\$ 6,900.00
7301-Library	\$12,000.00	3102-Sheriff Law Enforcement	\$12,000.00
2105-Juvenile and Domestic Court	\$11,000.00	3102-Sheriff Law Enforcement	\$ 5,200.00
		8205-Community Service Programs (Jail)	\$ 5,800.00
8301-Virginia Cooperative Extension	\$11,000.00	8205-Community Service Programs (Jail)	\$ 8,400.00
		4302-General Properties	\$ 2,600.00
1301-Electoral Board	\$10,400.00	4302-General Properties	\$ 9,100.00
		3301-Sheriff-Courtroom Security	\$ 1,300.00
3505-Emergency Services	\$10,000.00	3301-Sheriff-Courtroom Security	\$ 9,000.00
		2104-County Attorney	\$ 1,000.00
1208-Auditors	\$ 8,000.00	2104-County Attorney	\$ 2,600.00
		1101-Board of Supervisors	\$ 2,700.00
		403230-Emergency Medical	\$ 2,400.00
		1213-Treasurer	\$ 100.00
		3503-Medical Examiner	\$ 100.00
		7102-Floyd County Rec Au	\$ 100.00

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

Supervisor Boothe – Is Social Services and the Schools getting their money timely?

Ms. Ryan – We always have to do accrual journal entries for revenue received after the fiscal year end. Once I close the books, I will start working on those entries.

Supervisor Boothe – Once you have identified those, please send us an email and let us know which revenues are still outstanding and the dollar amount, because it plays into everything too.

Ms. Ryan – Yes, absolutely.

Agenda Item 6.d. – Mr. Steve Durbin, Sands Anderson.

– Review of Solid Waste Ordinance – Green Box section

Ms. Morris – I was contacted by the Sheriff's Office concerning two recent cases that were dismissed in Court. One item that was put in the green boxes was a wooden bench with metal ends. The other item was a swimming pool liner. The Judge ruled that both of these should be considered household waste. I asked Mr. Durbin to review our Solid Waste Ordinance and tighten it up and maybe define things more clearly. He has provided a draft to you to amend our ordinance.

Mr. Steve Durbin – As it currently exists the ordinance provides that even if it is household waste, you still have to put it in the right container. If it doesn't fit you can't put it in there and you can't leave it outside the container. So even if it were household waste it would still be a violation of the ordinance in my view. But I'm not the Judge so we are going to add some detail to clarify the ordinance:

- 1) In looking at the ordinance I did see a few terms that were in there but not defined. You run a risk when you rely on the everyday meaning of a word without defining it.
- 2) We talk about household waste but later we say residential waste. There was no clear definition of household waste in the ordinance. I removed residential waste and just use household waste and then defined that to be fairly broad.
- 3) But my thought is to add definitions of commercial waste, construction waste, demolition waste, and hazardous waste. And define in the ordinance that household waste excludes all of these other things.
- 4) I also put in some language that even if it is household waste, if it won't fit in the container you can't leave it there.
- 5) At the request of the Sheriff's Office I included a procedure for disposition of civil penalties. And I made it clear that the Sheriff has the power to enforce the ordinance along with the agent.

I would be interested to know the Board's thoughts on the definition of household waste. Are there any things we should specifically call or carve out of household waste? Are there specific things we want to prohibit? Also please look at the procedure for imposing a civil penalty and let me know if you are comfortable with that.

The Board of Supervisors discussed how to tighten up the definitions in the ordinance without making the requirements too detailed and burdensome to residents and yet eliminate the extent of repair problems to trash trucks caused by the types of trash being put in the green boxes.

Vice Chairman Turman – We need to look at having our Transfer Station open longer on Saturdays. I have a lot of people tell me they don't have time to get to the Transfer Station on Saturday.

Supervisor Boothe – We've tried to keep it open later on Saturday and letting the employees have Wednesday afternoon off.

Ms. Morris – That is what they do now. If they work half a day Saturday, they take off during the week.

Supervisor Kuchenbuch – I agree it would be better if it were open until 2:00 p.m. or 3:00 p.m. to give people the time to get out and over there.

Supervisor Coleman – I have heard that is a common complaint in matters of enforcement. Two things – where to take it and the time allotted to take it.

Discussion was held as to changes in signage on the green boxes and at the Transfer Station.

Supervisor Coleman – Am I reading Section 42-11 Penalties and enforcement (b)(i) (B) correctly that the penalty can be prepaid?

Mr. Durbin – You are correct. A person would have to sign a form accepting liability and pay the offense.

Supervisor Coleman – Is it Constitutional with it being discretionary on the officer enforcing that?

Mr. Durbin – It is a civil matter and it is civil enforcement so you may bring a civil suit to enforce your ordinances or you may charge it as an offense.

Supervisor Coleman – So the person enforcing the ordinance has that much discretion?

Mr. Durbin – If the person has committed a criminal violation it is acceptable to charge a civil violation in lieu of that. No one could complain that they should have been charged criminally. I don't have a concern about that.

Chairman Yoder – What about the opposite when you charge it criminally and you could have brought a civil charge?

Mr. Durbin – Well, if you are convicted of the crime you shouldn't be able to complain that you should have punished me less. It is the same argument as a traffic infraction.

Supervisor Coleman – I agree. It is discretionary.

Ms. Morris – This question came from the Sheriff. He wanted our attorney to look at it.

Mr. Durbin – \$75 and \$100 were the amounts suggested for civil penalties but that is up to you.

Chairman Yoder – We'll take this under advisement and see if there is anything we want in there.

Vice Chairman Turman – Will you get Sherrell [Thompson, Solid Waste Superintendent] to come and give us some idea of what they consider household and commercial waste since they have to deal with it on a daily basis?

Ms. Morris – Yes. Would you like to discuss this further at the next meeting and have Mr. Thompson and Mr. Durbin here?

By consensus the Board of Supervisors agreed to discuss the green box section of the Solid Waste Ordinance further at the next Board meeting and to have Mr. Thompson and Mr. Durbin available for the discussion.

– Resolution on Approving Electronic Meetings Policy

Mr. Durbin – On the Remote Participation Policy this conforms to the Code of Virginia. It allows someone in the event of a personal matter or medical or disability to contact the Board Chairman ahead of time and ask for the ability to participate remotely. The Code of Virginia allows this as long as there is a quorum physically assembled at a location that is open to the public and that arrangements are made for the public to be able to hear anything that the remote participant can hear so you need a good speakerphone. It is limited to 2 per calendar year for personal matters like if you are travelling on business or something like that you can call in to participate. There is no limit on remote participation if it is due to a health condition. This is something that I would recommend adopting. It is nice to have that ability, especially if circumstances arise where someone might be travelling and an important matter comes up and you would really like to have their input. Even though you have a quorum and could make a final decision, you might want to have the full Board to give input on something. The only caution I would give is that if you adopt it you need to make sure that you are consistent in how you apply the policy. There should be no regard to the identity of the person. As long as you are consistent about it, it is a beneficial provision that the Freedom of Information Act provides to you.

Supervisor Kuchenbuch – Do you see any cons to this from your role as our attorney?

Mr. Durbin – The only down side I see is if it were ever to be exercised politically where one viewpoint is excluded from a meeting where you have a history of allowing others to call in remotely. But as long as you are consistent in how you apply the policy, I see minimal

downside. Honestly it doesn't come up very often. I only know of 2 meetings in 14 years where this has been utilized by a public body.

Supervisor Boothe – In the first paragraph below the “Now, therefore” it states, “from a remote location that is not open to the public.” This means that even though this is a public meeting, the person calling in has to be at a location that is not open to the public.

Mr. Durbin – No. The person does not have to be, but they can participate remotely from a location that is not open to the public.

Supervisor Boothe – How does this apply to being in closed session?

Mr. Durbin – Currently because no public business is conducted in a closed meeting, even now you could have someone participate in a closed meeting remotely. I have called into closed meetings. The Board can call anyone they wish to participate in a closed meeting. What this does is allow you to participate in an open meeting and vote.

Supervisor Boothe – If they are participating remotely in a closed meeting, they need to be in a location that is not open to the public, right?

Mr. Durbin – Not by policy, but for practical reasons, yes. If we entered into a closed session that would be the first thing the Board would want to clarify. You are calling in from a location where no one else can hear you and the information is not going to be shared.

Supervisor Boothe – If we have a meeting where both the Chair and Vice Chair are gone, who would chair the meeting?

Ms. Morris – In the past we had the member with the most seniority chair the meeting.

Supervisor Boothe – Would this policy apply to normal meetings, special meetings, and emergency called meetings?

Mr. Durbin – Yes, as long as you give notice as to the type of meeting it is with Freedom of Information Act and then you follow your policy consistently as written.

Supervisor Boothe – Let's say I was out of town and there was a called meeting and I did not get the notice. Normally we sign off on the form that we waive notification. How would we handle that verbally or electronically?

Mr. Durbin – Even an email saying that I waive the notice and I want to participate remotely.

The Board of Supervisors discussed the draft Remote Participation Policy as it was presented to them.

A motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, failed to pass to adopt the Remote Participation Policy as presented.

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

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adopt an Electronic Meetings Policy as amended to only allow participation due to personal matter for a special or called meeting and any meeting due to disability or medical condition (Document File Number 1063).

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

Ms. Morris – The Town passed their motion to dissolve the Floyd-Floyd County Recreation Authority. Mr. Durbin was going to look at our motion and see if we needed to revise ours based on what the Town passed.

Mr. Durbin – When we reached consensus and put together our motion it was that the County would satisfy the debt of the Authority. The Authority would dissolve. The assets would be transferred to the County with the provision that if the Recreation Park were ever sold that 50% of the proceeds would go to the Town. After thinking it through, Mr. Shortt [Town Attorney] felt that it would be better to change the division of proceeds language so that the Town's share would revert back to them in the amount of 50%. I think that is reasonable because there is arguably a concern that a provision that would split 50% of the proceeds could be subject to a contract statute of limitations. It might not be enforceable at some point in the future. Why not remove the uncertainty there? The other provision is that if you have a division of proceeds provision then would a future Board interpret that to mean that the restriction on Park use is limited. I don't think it is. That restriction stays in the chain of title in perpetuity until a court removes it. For that reason a reverter makes sense to make it more clear that this is intended to be a Park in perpetuity. I think it makes sense to adopt a resolution conforming to the language the Town adopted.

Supervisor Boothe – I talked to the Mayor about us possibly wanting to build a recreation office, or gymnasium or storage space for recreation. He said from their standpoint that as long as it was recreation related they were okay with it. We need to get that understanding in writing.

Mr. Durbin – The only problem with that is that it would secure whatever the Town's enforcement rights are but it wouldn't necessarily clear the issue as far as the initial grantor was concerned.

Supervisor Boothe – We need to go back to the original grantor terms and stipulations and see if those provisions are still in effect.

Mr. Durbin – I might suggest that needs some research before you invest any money and build any facility. I'm not sure it makes sense to do it now unless you have an actual project that you are ready to move forward on.

Supervisor Boothe – I think it needs to be done soon. We need to go back and review the documents; I think all that was with the Virginia Game Commission. If this does not take care of the original and they agreed to it and they raised the question, how do we address the original?

Mr. Durbin – You would want to look back at the original grantors who granted to the predecessor of the Authority and either obtain permission from them or their heirs or make a determination that the entity is defunct and has no rights to enforce. There are a number of reasons why you might be able to resolve the question. It is not as simple as just having the Town to agree.

Chairman Yoder – I think it is two different steps. The first step is to agree with the Town...

Supervisor Boothe – ...if the Town and County agree on this, whatever agreement needs to be in there between the Town and County, then we solve the problem with the other, is what you are saying?

Mr. Durbin – Yes. The original grantor of the funds, not the property, but the funds; you would want to look back at the original documents to see if there was a time limitation and you would have to repay. But I think that has probably already passed. But if you did determine that there was some limitation by federal law or by the grant program that is still in place, you would need to have an idea of what your project would be in order to go back to that agency to see if this would be in compliance.

Supervisor Boothe – I'd like to have the point that the Town is agreeing that we can construct something per our agreements as long as it is recreational related.

Mr. Durbin – This is the language going into the deed, "may only be used in the future as a public park for recreational activities." It would be less restrictive than the original grant. The Town's enforcement would be limited to this.

Supervisor Boothe – So in other words if we adopt what they have, then we're covered as far as us and the Town.

Mr. Durbin – Yes, as far as you and the Town. It does not supercede the other because you can only grant what you have and right now that is something that the Recreation Authority, County, and Town do not have because it is restricted. One more thing I want to mention to you, the current School Board policy provides preferential access to the Recreation Authority and a waiver of fees for the Recreation Authority. To get the ball rolling it would sense for the Board to request that anywhere in the School Board's policy where it says Recreation Authority it be changed to Recreation Department.

Dr. Wheeler – We are already on that.

Agenda Item 6.e. – Dr. John Wheeler, Superintendent, Floyd County Public Schools.

Dr. Wheeler – We have some good things going as far as the progress we are making. I can't list it all in the Board documents. A lot of it is from the capital improvements. We have 4 more years on the 6 Year Plan. We will have every major project planned for which will take 6-8 years. We are getting estimates on roofs. We have put over \$3 million within our own budget on 3 major infrastructures. It makes our budget very predictable.

- Request a budget transfer of \$89,526.07 from the Capital Improvement Fund with \$67,858.31 to the Operation & Maintenance category and \$21,667.76 to the Technology category in the FY20 budget

On the Capital Improvement request none of the items are out of the ordinary from the standpoint of the revenue that is what happens every year. The \$21,667.76 to Technology is to put security cameras in the bus garage, the School Board Office. Citizens is putting in the security cameras. The \$67,858.31 will be used for 7 student bathrooms and a faculty bathroom. We put a new roof on the Indian Valley addition. We will have new fencing out there next week. We got rid of the old wooden bleachers. We will replace them little by little. The Check annex deck has been replaced and it probably should have been replaced 6 years ago. It is where the new preK class will be held and is more easily accessible now.

- Presentation of final design for renovation/construction at Floyd County High School

The final design plans are under About Us on our website. We went through it with our teachers and VDOE [Virginia Department of Education] specifications and it reduced the original design. Then the 2nd time we removed the Child Care area, the community area. This last time we removed the School Board, which we didn't have any opinion whether we moved or not. That is where we are with the plans at this point. The most important thing is the instructional areas. When you look at the aerial view on our website, obviously when the architects come they may put a second story or another configuration. The amount is set. The process is going to be when they start drawing the areas after the preliminary work we're going to be working with them every step of the way. When they are working on the welding shop, Doug Thompson will be with me. These teachers will start getting companies involved who will design the layout of the specific room for free. We will have quotes before they even dig the first shovel of everything that needs to go in. I will be coming to you when that is done because it is involved with that amount. We need to start that process as it goes. We will be doing that with the architects. These companies that design this do it for free and will give you a price list. The one constant on this is the bottom dollar. The other constant is the square footage on the instructional space that is required. The flexible space will be a huge benefit.

Supervisor Kuchenbuch – How do you go about developing specifications for the flexible innovation space for robotics and advanced manufacturing or cyber security lab?

Dr. Wheeler – You have to have a size big enough for what is offered now. We may only get 1 room out of that now. We may only have 6000-8000 sq. ft. Perhaps we can put in a divider to get 2 rooms out of it. But we had to reduce the size so we may only get 1 room. It has

to be wired and have an entry wide enough to allow whatever future manufacturing goes in. We know what VDOE specifications allow for and this space is larger, but it is still not large enough to get 2 in there. It will be a collaborative space. The most important part is the infrastructure with the technology and the power and the entry way to get equipment in. We will work with Citizens. We will be working with some cyber security experts who teach it. We will work with CTE [Career and Technical Education] experts. We will work with some agriculture experts. Right now we can't meet the graduation requirements and we can't get the kids ready for jobs which will be in existence in the next few years. We plan to make it one complete school, one campus. The existing band and chorus space will be used as a performance center. We will see what we can do to maximize that space out.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the transfer of \$89,526.07 from the Capital Improvement Fund to the FY20 Floyd County School Board budget Operation & Maintenance category in the amount of \$67,858.31 to complete the remodel of bathrooms at Floyd County High School, rebuild the annex deck at Check Elementary School, fieldhouse bathrooms at Indian Valley Elementary School; and \$21,667.76 to the Technology category to purchase new security cameras at the bus garage and school board office and a new security door system at Floyd Elementary School.

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

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the Memorandum of Understanding with Thompson & Litton for the Design of the Collaboration and Career Development Center (Document File Number 1064).

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

Agenda Item 6.f. – Ms. Dakota Stinnett, Acting Director, Floyd County Social Services.

Ms. Stinnett – I am here to answer any questions you might have about the supplement requests for both the Public Welfare and Comprehensive Services Act (CSA). Our CSA Coordinator is awesome. She does everything in her power to work as fast as she can to find out if they are eligible for IV-E funding and that they receive it. That can take up to 30 days. Even then things like basic maintenance aren't covered. IV-E is 100% reimbursable to localities so we try our best to get that if we can. I brought some percentages so you can see where we are at.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the supplemental revenue appropriation request in the amount of \$245,000.00 and the supplemental expenditure appropriation request in the

amount of \$245,000.00 to Fund 111 – Comprehensive Services Act Fund in the FY19 Floyd County budget.

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

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the supplemental revenue appropriation request in the amount of \$155,000.00 and the supplemental expenditure appropriation request in the amount of \$155,000.00 to Fund 110 – Social Services Fund in the FY19 Floyd County budget.

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

Supervisor Kuchenbuch – I appreciate all of your hard work given the situation that the Department of Social Services has found itself in. You have done a stellar job in making sure that everything is running well. I know you have good staff. Thank you so much.

Supervisor Boothe – We are still in the process of trying to get a new Director. Our biggest obstacle is our benefits package and there is nothing we can do about that.

Agenda Item 7.f. and 7.g. – Resolutions on approving applications for Literary Loan funding for School Career and Technical Education projects.

Ms. Morris – You have two resolutions for your consideration for the Literary Loan application. We divided it up into two projects so we can apply for funding for both. The \$7.5 million will be for construction of the new building. \$7 million will be for renovation of the existing building. We have to have these in to the Virginia Department of Education before we put anything out for bid. That is one of their requirements. Dr. Wheeler has already prepared the verbage to go into the application. The School Board has adopted the sister resolutions for their part last night.

On a motion of Supervisor Boothe, seconded by Supervisor Coleman, and unanimously carried, it was resolved to approve the Resolution of Floyd County Board of Supervisors Approving Application for Loan of \$7 million from the Literary Fund of Virginia for Renovation of Existing School Facilities at Floyd County High School (Document File Number 1065).

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

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and unanimously carried, it was resolved to approve the Resolution of Floyd County Board of Supervisors Approving Application for Loan of \$7.5 million from the Literary Fund of Virginia for Construction of New School Facilities at [CTE Technical School] (Document File Number 1066).

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

Agenda Item 7.m. – Approval of Floyd County Department of Recreation Youth League Regulations.

Ms. Morris – You received the Youth League Regulations last time. I didn't hear anything from anyone on requested changes.

Supervisor Boothe – I didn't get a chance to review it until the last couple of evenings. I have a couple of changes to recommend. It talks about if a player is ejected from a youth standpoint, but I think right above Article VIII. there should be something in there about coaches and assistant coaches being ejected as well. I think somewhere in there it needs to talk about penalties.

Ms. Morris – Item I. says, “Adults involved with any youth activity shall abide by the Adult League Policy, Rules & Regulations.”

Supervisor Boothe – I haven't seen the latest copy of those so I don't know what is included. I just thought that was a good place to talk about coaches' responsibility and penalties. Assistant coaches are not to approach officials but go through the head coach of each activity. This is just a suggestion whether it is covered in another place or here.

Ms. Morris – It is covered.

Supervisor Boothe – I see several references to protest committees. Who does that consist of? I don't know that it should necessarily be coaches, or participants, or parents of that particular sport. When you get down into the Discipline Rules item C. “...must appear before the Board...” Is that referencing the old Recreation Board?

Ms. Morris – That is the Board of Supervisors.

Supervisor Boothe – Do you have any ideas of what is intended for a protest committee?

Ms. Morris – I would assume it would be the Board of Supervisors. We changed it so appeals would come to me and if they don't like my answer, then they could come to you.

Supervisor Boothe – Then that should say Board of Supervisors instead of protest committee each place that is used, unless we appoint ourselves as a protest committee separately.

Chairman Yoder – We could set up a standing committee of a few people who don't have kids or aren't coaching. I don't know that we would have enough knowledge to make decisions on every sport. Perhaps we could find 3 people to serve.

Supervisor Boothe – It may not even be needed. The protest goes to the Director. The appeal goes to Terri. That is 2 protest processes. How far does it go? After us would it go to Court?

Chairman Yoder – I can see this coming into play, for example, leagues that have a playoff at the end and the scorekeeper didn't get the scores right.

Supervisor Boothe – I see this more for in County activities.

Chairman Yoder – We are saying you play the game and winning isn't everything. When I was involved with Recreation sometimes the games mattered for older leagues because it was leading to playoffs. Part of me thinks eliminate everything after B.

Supervisor Boothe – I could live with that.

Chairman Yoder – The first line is the official and the next line is the Director. I do think the way it is written it says a hearing will be held with a protest committee, it is not the protest committee. We could set up a committee at the time to hear a protest.

Supervisor Kuchenbuch – You could make one for baseball; you could make one for football.

Supervisor Boothe – It says if the protest is considered valid. If the Director or whoever decides it is not a valid protest, it ends there.

Chairman Yoder – I don't think we even have to set up a committee.

Supervisor Kuchenbuch – I like the idea of it being sports specific because some people are more knowledgeable about football but not baseball.

Chairman Yoder – My suggestion is that we leave it the way it is and if there is a protest that the Director considers valid, at that point the Chairman would have the prerogative to set up a committee to hear the protest.

Supervisor Boothe – Do we need to put in there that the protest committee will be set up by sport at the time it is needed?

Chairman Yoder – I think we are covered under Robert's Rules of Order that the Chair or Board can set up a committee at any time it is needed.

Supervisor Coleman – I don't like the idea of someone being appointed by a political body for something like that. What if we had a pool of people that applied. Instead of being

sports specific you could appoint for fall sports, etc. They may not be ever used but you would have a pool if you needed it.

Chairman Yoder – A pool is a good idea, but it will be hard to find someone in the County who is able to hear and not have any conflicts with any child or coach in the County.

Supervisor Boothe – I understand what you mean politically, but it could also put our Director in a bad way if he has certain people he chooses to sit on the committee. If a committee is set up it needs to be by the Board or Chair.

Supervisor Coleman – I agree, but the Chair of this Board would have a pool that we have not gone out and recruited, instead they applied to serve.

Chairman Yoder – I like that idea.

Supervisor Boothe – Under Article XI: Officials A. we need to add they will have a background check. I don't know how that will work with juvenile officials because those records are sealed, but you would find out if there was a sealed record but not any information from it. We could disqualify them if they have any kind of record. We need to add E. One adult official per game is desired or if possible.

Supervisor Coleman – That avoids putting a juvenile official in a position they are not ready for.

Supervisor Boothe – Do we have guidelines like this for the officials? You have youth league and adult league regulations. Is there anything for officials? Maybe that is something we can look at setting that there is certain conduct we expect from our officials. They usually set the tone.

Ms. Morris – Okay. I gave you the boys and girls basketball registration forms and rules for your review and approval. They pretty much mirror what you approved for football.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the Youth League Regulations as amended to clarify Board of Supervisors or protest committee instead of Board and to change Article IX: Officials A. to read, "Officials must be approved by the Department after background checks are completed and the person has passed. Officials will work directly under the supervision of the Director." (Document File Number 1067).

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

Ms. Morris – I also gave you a copy of the Director's schedule as to when he wants to put things out. He changed the time of the games to match what the rest of the league does.

Chairman Yoder – I like how he has one sport ending before Christmas and the next starting after Christmas. That will help because having that break during a sport, coaches get kids up to a certain level and then 2 weeks later they have to re-teach them all over again.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and unanimously carried, it was resolved to approve K/1st Grade Coed League Youth Basketball, 2nd-3rd Grade League Youth Basketball, and 4th-7th Grade League Youth Basketball League Rules and Regulations and three basketball rules and Player Contracts for K-7 Girls Basketball and K-7 Boys Basketball.

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

Supervisor Boothe – Have you come up with a cutoff amount for those who pay and those who don't?

Ms. Morris – We looked at the different income levels and poverty levels. We haven't talked about that again.

Supervisor Boothe – We need to approve that pretty quick.

Ms. Morris – We have parents whose child missed being able to attend kindergarten by one week because of the age of the child. The child wants to play flag football. They are willing to sign the waiver form. The Director and I talked about it and his thought is that if they are within a month of kindergarten we might provide that waiver. It is the same with any league if they want to play up a league, they have to sign a waiver.

Supervisor Boothe – Would that apply to all sports and all events?

Ms. Morris – No, if it were tackle football that would be different, but this is flag football.

Supervisor Coleman – The waivers are in the general rules and are not sport specific.

Supervisor Boothe – As long as we apply this consistently I am fine with it.

On a motion of Supervisor Coleman, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to rescind the resolution adopted on July 30, 2019 to dissolve the Floyd-Floyd County Recreation Authority.

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

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and unanimously carried, it was resolved to accept the Resolution of the Floyd-Floyd County Public Recreational Facilities Authority adopted January 14, 2019, to dissolve such Authority and that the assets of such Authority transfer equally to the Town of Floyd and to the County of Floyd, and upon such dissolution of the Authority that the real and personal assets of the dissolved Authority then be transferred and conveyed from the Town of Floyd to the County of Floyd, upon the condition that the County of Floyd must first pay for all debts and obligations of the dissolved Authority as required by Virginia Code §15.2-5616, and upon the condition that the deed conveying the real estate previously owned by the dissolved Authority contain a restriction providing that such real estate must be owned by the County of Floyd and may only be used in the future as a public park for recreational activities, and if it is not so used or titled, title to the real estate would revert back to the Town of Floyd in the proportion of 50% (File Document 1068).

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

Agenda Item 8. – Old/New Business continued.

Ms. Ryan – I proposed 3 different dates to have a Conflict of Interests training here in Floyd. The dates were at your October day meeting, your November day meeting, or your September day meeting. Any of the trainings would be at 1:00 p.m. I have not heard back from the trainer as to whether any of those dates would be acceptable. Are you open to holding the training on a date different from a normal Board meeting? Also they want us to have 30 people attend the training. We will have 15 with Floyd Constitutional Officers, Floyd Town Council and yourselves. Do you want to invite people from one of the neighboring counties?

After discussion it was suggested that a Wednesday afternoon later in October or early November might be the best date for a majority of the Board. It was suggested to invite Supervisors who serve on Boards throughout the New River Valley area.

Supervisor Kuchenbuch – A constituent who recently moved to the area complimented the Solid Waste staff for being the most attendant, nice, responsive and just overall good working people in that field. They have been renovating a home and done the right thing by taking their construction materials to the transfer station and found the staff to be a delight. That was their words. Please pass that on to our staff there.

Ms. Morris – They are a great bunch.

Supervisor Coleman – As we work on the Green Box Ordinance please look into the hours for the Transfer Station.

Supervisor Kuchenbuch – If it were just open to 2:00 p.m. I think it would give people a chance. Everybody works until noon and don't have time to take it to the Transfer Station that closes at 11:00 a.m.

Chairman Yoder – It is hard to get stuff loaded and there.

Supervisor Boothe – Perhaps if we adjusted the hours it was open instead of expanding the hours, open later and close later would be a possibility.

Chairman Yoder – ...such as 10:00 a.m. until 2:00 p.m.

Supervisor Coleman – That is what I was thinking. But probably a majority of the people enjoy getting up early and working early and it is not a problem for them. They will be the ones fussing next.

Supervisor Boothe – Ask Sherrell Thompson for some ideas.

Ms. Morris – If you want it changed, you just need to change it. They won't want to work any extra.

Supervisor Coleman – Do they have any idea of traffic on Saturdays?

Ms. Morris – We can ask him when he comes to the next meeting.

We just received this. Lydeana [Martin] is out of the office today. This is a proposal for the lot 4 site work which she has talked to you about several times. Lydeana has reviewed it and thinks it is ready to approve. It is less than 10% of the cost which is what she anticipated. It includes everything we asked for.

On a motion of Supervisor Coleman, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve a contract with Hurt & Proffitt for \$74,696 for professional engineering and surveying services for development of Lot #4 in the Floyd Regional Commerce Center and to authorize the County Administrator to execute the contract (File Document 1069).

Supervisor Boothe – yes

Supervisor Coleman – yes

Supervisor Kuchenbuch – yes

Supervisor Turman – yes

Supervisor Yoder – yes

Supervisor Coleman – Personally I feel like since we adopted a remote participation policy for us, then we should consider having the meetings made public by taking up the offer made by Citizens Cooperative to videotape the meetings.

Supervisor Boothe – Are you agreeing to their terms?

Supervisor Coleman – I can't exactly remember the terms, but I am bringing it up for discussion.

Supervisor Boothe – We would be responsible to turn it on and off and we would be responsible for the equipment.

Supervisor Coleman – If it is as simple as walking in and flipping a wall switch, I would personally be okay with it.

Chairman Yoder – I can't understand why they can't remotely turn it on and off.

Supervisor Boothe – My concern is that in the hustle and bustle we might forget to turn it on and then the image is that we are trying to hide something.

Supervisor Coleman – If it is flipping a wall switch it is the same thing as turning on our microphones.

Supervisor Boothe – If they want to mount a permanent camera I have no problem with that. But one of their people needs to come and turn it on and off. They need to be responsible for it.

Chairman Yoder – Do we have a proposal from them?

Ms. Morris – We asked for something in writing but never received anything.

Chairman Yoder – If they are interested in doing this, we need to request a formal document in writing as a starting point so we know exactly what they are looking for.

Supervisor Boothe – There are at least 2 steps on the big section of the Recreation Park playground that need to be rewelded. Other than that it is in pretty good shape. There needs to be more ground cover. The little one is in terrible shape.

Supervisor Coleman – Would you please have Kenny Cox do a survey of the whole thing, bathrooms and such, something color coded for immediate needs, future needs like the one presented at this year's retreat?

Supervisor Boothe – At least one memorial sign needs to be reworked.

Chairman Yoder – The high school art class might be willing to do that.

Supervisor Boothe – You were going to check into the naming of the field and everything that goes with that.

Ms. Morris – It is a 5 year timeframe and we are 2 years in.

Supervisor Boothe – Is the kiosk involved with that?

Ms. Morris – Jacob [Agree, Recreation Director] could not find any paperwork on that. He is going from memory.

Supervisor Boothe – I have a problem with the kiosk unless we have a bunch for all companies. We never intended for anything to be named after a specific person because over the

years so many people have contributed. I would hope at the end of the 5 years that will be taken into consideration and not do that sort of thing. I don't have a problem with signs on ballfield fences but I have a problem with naming fields. There is some upkeep that we need to do down there. Perhaps we need to take a field trip down there.

Chairman Yoder – Perhaps we could take a lunch and eat down there at our September meeting.

Supervisor Coleman – I would like to take a walk up there at our September night meeting.

Supervisor Boothe – Now that we have it we need to take care of it. Maybe get some numbers and when we do the budget...the bathroom needs attention, the small playground and the 2 steps. It is a pretty decent park but it needs upkeep.

Discussion was held regarding future Recreation Park improvements.

Chairman Yoder – I want to remind you, as in all of our departments, we need to go through Terri. Please don't bother Jacob too much. I know a lot of us are wound up about this. It is easy to call him multiple times a day or stop by the office and that makes it hard for him to get work done. If you have something, send it to Terri. I'm not saying don't ever talk to Jacob, but I am saying we have our employee and that is the appropriate route. The other thing is we did a retreat last year on general items. This winter it might be a good idea to talk about recreation opportunities. It would be a good idea to have an idea of where we want to go with this. It might not be this year; it might be next year.

Supervisor Boothe – I think it would be a good idea. This first year we are working on getting up and going. But we need to plan for the future.

Ms. Morris – It might be good to have that right before we start the budget.

Ms. Ryan – Mr. Durbin agrees with Mr. Wickham [Partner Auditor with Robinson, Farmer, Cox Associates] that an audit of the Recreational Authority is not needed. He said that while technically one is supposed to be done, they were in business 30 years and only had one during that time. That one was done at your request and it established an understanding of the financial condition of the Authority. Since we have now assumed responsibility of their liabilities and the Authority is dissolved, he sees no point in having a Recreational Authority audit for FY19 or FY20.

Supervisor Boothe – I will be attending a VACO Transportation meeting. Is there anything specifically you want me to bring up at that meeting besides we need more money?

Discussion was held as to the funding and work priorities and responsibilities of VDOT.

Chairman Yoder – I will be attending the VACO Environment and Agriculture meeting. Please let me know if you have any concerns you want addressed.

Agenda Item 10. – Adjournment.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and carried, it was resolved to adjourn to Tuesday, August 27, 2019 at 7:00 p.m.



Terri W. Morris, County Administrator



Lauren D. Yoder, Chairman, Board of Supervisors