

**BOARD OF SUPERVISORS
REGULAR MEETING
JULY 27, 2021**

1. Meeting called to order at 7:00 p.m. by Chairman Joe Turman, Board Room, County Administration Building. Chairman Turman read the handicap statement.
2. Opening Prayer – led by Supervisor Coleman.
3. Pledge of Allegiance – led by Ms. Tabitha Hodge.
4. Roll Call and Determination of Quorum – Dr. Millsaps called the roll.
 - Supervisor Coleman – present
 - Supervisor Kuchenbuch – present by Zoom from North Carolina
 - Supervisor Yoder – present
 - Supervisor Boothe – present by telephone from his home
 - Supervisor Turman – present

It was determined that a quorum was present.

5. Approval of the agenda – Chairman Turman asked if anybody had changes to make to the agenda.

On a motion of Supervisor Yoder, seconded by Supervisor Coleman, and unanimously carried, it was resolved to amend the agenda to move the 4-H presentation of photographs ahead of Public Comment Period on the agenda.

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

6. Approval of minutes

Dr. Millsaps pointed out that number 6 was missing from the agenda because the minutes were not ready for approval.

7. Approval of disbursements.

Questions and discussion followed.

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

- Supervisor Coleman - yes
- Supervisor Yoder - yes

Supervisor Kuchenbuch - yes
Supervisor Boothe - yes
Supervisor Turman – yes

- 9.a. Re-adoption of resolution regarding naming Route 8 in Floyd County from the Montgomery County line, south to the north Corporate Limit of the Town of Floyd near Route 685 Needmore Road as the “Scott Allen Hylton Memorial Highway”

Ms. Ryan – At the last Board meeting Mr. David Clarke, Resident Engineer with Virginia Department of Transportation, stated that he found out after the previous resolution was passed that the cost of the signs had to be paid by the County. The resolution before you adds the last “Whereas” paragraph stating that the County will pay for the cost of the signs.

On a motion of Supervisor Turman, seconded by Supervisor Coleman, and unanimously carried, it was resolved to re-adopt a resolution regarding naming Route 8 in Floyd County from the Montgomery County line, south to the north Corporate Limit of the Town of Floyd near Route 685 Needmore Road as the “Scott Allen Hylton Memorial Highway” (Document File Number 1182).

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

- 9.b. Correction of fiscal year to FY22 on revenue and expenditure budget supplements for Schools Advancing Computer Science grant

Dr. Millsaps – You will see in your packet that there was a typographical error in the extract presented to you at the last Board meeting. It said “FY21” and the request was for “FY22.” Since it was approved we wanted to make sure it was corrected.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve a revenue and expenditure budget supplement in the amount of \$77,166.00 to the FY22 Schools budget, rather than FY21 Schools budget as previously approved, from State funds revenue source to the Instructional category expenditure category for the FY21 Advancing Computer Science Education grant.

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

- 10.a. Approval of wire transfer for \$333,889.69 to U.S. Bank Trust N.A. for first interest payment on the Collaboration and Career Development Center loan

Dr. Millsaps – You might recall this was an action you approved as part of your budget and when you took out this particular loan. The invoice was sent in error to the Chairman in a manner that did not make any of us think it was real. We worked it out to make that payment and we need your formal approval of that payment. We have shared with U.S. Bank to whom the invoices should be addressed in the future.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the wire transfer for \$333,889.9 to U.S. Bank Trust N.A. for first interest payment on the Collaboration and Career Development Center loan.

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

8.b. Presentation of 4-H photos

Ms. Dawn Barnes, Unit Coordinator and Family Consumer Science Agent for Floyd County Extension Office, thanked the Board of Supervisors for their support for the 4-H Program. Photos displayed around the Board Room started as a Farm Bureau Women’s Committee project that they invited 4-H to be part of. 4-H members submitted photos that related to their farm life and experience. 4-H participants received cash prizes and they also have the opportunity to be part of the Farm Bureau calendar. With Ms. Barnes were McKinley, Lucy and Josephine. The young ladies each pointed to the photos they took.

Dr. Millsaps explained that the photos which reflect life in Floyd County, will be displayed in various places in the County Administration Building.

8.a. Public Comment Period.

Chairman Turman asked that speakers state their name and district and limit the comments to four minutes. Chairman Turman explained that Public Comment is a one way street. The Board listens to comments but does not respond. If people have questions or comments that they want to leave with staff, then the Board will follow up with people later. Chairman Turman opened the public Comment Period.

Ms. Jane Cundiff, Little River District – I am here for the benefit of our Floyd citizens to request a trail maintenance plan for the Dodd Creek Trail and especially for the new Pioneer Trail under construction at the Floyd Commerce Park. As you know, Partnership for Floyd has been working hard since 2004 to improve downtown historical facades, the Warren G. Lineberry Community Park, the Park to Library Trail, the Dodd Creek Trail and now the Pioneer Trail, among other things. It is our mission to help improve quality of life in The Town of Floyd and the surrounding environs for our citizens and visitors. Presently we are working on our near Town hiking trails. The Park to Library Trail and Dodd Creek Trail are already being enjoyed and the Pioneer Trail is almost ready.

Partnership for Floyd volunteers, Lydeana Martin, Jon Beegle, Mike Maslaney and our forestry department have done lots of work to design , blaze the trails, establish parking, make nature identification signs and otherwise prepare these trails for community use. We expect to stay involved and continue to upgrade the trails with benches, nature story signs and maybe even a wildlife sanctuary. We have already made a simple map of our three Floyd trails near town that will be available for our tourism office and online for the public to download. Trail maintenance is very important and not that difficult. My husband Ken and I own over two miles of steep winding trails that he, at age 71, keeps up with a hand push mower, a hand hedge cutter and occasionally a chain saw. He uses his bush hog for the grassy stretches. He probably spends about 2 hours a week in peak summer and very little time through winter – except after storms. The Town of Floyd is doing a great job maintaining the Park to Library Trail. But the Dodd Creek Trail often goes unmanaged. Some of my hiker friends have stopped using the Dodd Creek Trail because it gets too overgrown. The more people that hike the trails, the easier they are to keep clear. But basic mowing, trimming and clearing are essential for trail use. Before we even consider opening the Pioneer Trail to the public there needs to be an established weekly mowing and clearing plan. Additionally, the Dodd Creek Trail needs a better weekly plan. There are already lawn maintenance crews caring for the athletic fields near the Dodd Creek Trail and at the Innovation Center near the Pioneer Trail. It seems like the simplest plan would be to pay these two maintenance crews for just two extra hours per week in summer and one extra hour in winter. It would need to be budgeted, and on their job description. It doesn't seem like a very big expense in exchange for providing these nature-learning trails that benefit not just our friends and community but tourists as well. If necessary, Partnership for Floyd is willing to arrange and pay for some mowing and maintenance for the Pioneer Trail in July and August in order to get the trail open this summer. Meantime we hope the County can establish a more permanent maintenance plan for these valuable community assets. Members of Partnership for Floyd and the Floyd Wild Garden Club will continue to upgrade and support our community trails and are looking forward to good maintenance support from our County Supervisors. Thank you very much!

Mr. Michael Gale, Indian Valley District – I want to speak on the U.S. Selective Service local board issue. I have not heard the advice that you asked for, but it is my belief that the selection should come from the non-elected citizens of the county, people who have an open mind and with a wide range of beliefs. The Selective Services System says a local board is citizen volunteers whose mission during a draft would be to decide who among the registrants in their community would receive deferments, postponements, or exemptions from military service based on the individual registrants' circumstances and beliefs. These citizen volunteers need to understand what our Nation, our State, and our county need from the selective service registrants as well as understand whether or not the person asking for an exemption would have more value exempted or drafted. Thank you very much.

Ms. Becky Howell, Burks Fork District – Dr. Wheeler stated in the last meeting that “there is no mandate regarding the transgender policy.” I’m not sure what that means in light of the Code of Virginia section numbered 22.1-23.3, which in part states: *Each school board shall adopt policies that are consistent with but may be more*

comprehensive than the model policies developed by the Department of Education. No one wants any child, transgender or not, to be mistreated, harassed, or bullied, but these policies go beyond that goal and intrude on the rights of the majority of our students. If you haven't read the Model Policies, I encourage you to do so. Has the School Board tried to "soft pedal" the problem by modifying policies prior to the June 29 School Board meeting – for example, policy AC states: The Floyd County School Board is committed to nondiscrimination with regard to sex, sexual orientation, gender, gender identity, etc. This commitment prevails in all of its policies and practices concerning staff, students, educational programs and services, and individuals and entities with whom the Board does business. I know you and all Floyd County school personnel care about all Floyd County students and want what is best for them. The problem is that these policies open the door for abuses by future personnel who may not care so much about our students. Although you do not have direct control over Floyd County Schools, you are responsible for the health, safety, and welfare of Floyd County citizens. We elected you, the Floyd County Board of Supervisors, to represent us, the people of Floyd County to the government in Richmond; not to represent the government in Richmond to the people of Floyd County. - I urge you to pass the Resolution of Floyd County Board of Supervisors Regarding the Virginia Department of Education "Model Policies for the Treatment of Transgender Students in Virginia's Public Schools" presented at the last meeting. If you choose to ignore this resolution, one can conclude that you support the move to elevate the desires of a few students over the needs of the majority of our students. Because as we all know, as adults, actions do have consequences. Thank you and thank you for using the microphones.

Mr. Bob Smith, Indian Valley District – I would like to echo very much what Becky just stated. I want to bear in mind for you folks that numerous other counties' Board of Supervisors have adopted very similar measures. We believe a message needs to be sent to Richmond. We feel these policies are unacceptable to people of southwest Virginia and it falls upon you guys to express our opinion as our representatives how we feel about this stuff. You are the face of the County. We will be speaking to the School Board members as well. We would like you to send a signal to them that you support us. Thank you.

Mr. Jeff Dowd, Locust Grove District – I want to echo the previous two speakers. I have children in the school system here. I have taken my son out and I'm not going to send him through the school system because of the way things are going with regards to a lot of the policies that are coming down. This year it is not CRT [critical race theory] but I believe next year or the year after it will be. They will be the priming the pump for that. I have read a lot of the documentation, even from Tony Morisco, from his email. There is some position they are opening up and they are hiring for that has something to do with equality and whatever all that stuff is about. It blows my mind that this is what we are trying to push down our kids in our school system. We are supposed to send them to schools to read, to write, to do mathematics, and the arts, and music, and stuff like that, history. But to try to press upon our students what morals would clash against what my beliefs are is utterly appalling to me. I understand you have the transgender policy, or a resolution to basically just send a clear message from this Board of Supervisors that you flatly reject it. That you find it unacceptable. We are not asking you to pass an ordinance

that outlaws it. We are not asking you to cut funds from the school system. What we are asking you to do is to do the job of passing a resolution just like you did on December 10 of 2019 with the Second Amendment Sanctuary Resolution that you passed. If every one of you unanimously...I see you up there on the monitor too...unanimously you passed that. I think you passed that because there was a room full of about 800 angry and ornery people who wanted you to pass it. Those are your constituents and you need to remember that. There is not 800 people in here today, but there is enough here that you should take it in deep consideration. You should make a motion to pass it, you need to second it, and you need to unanimously pass that motion for the resolution. We're watching. We're here to see you do that. Thank you.

Ms. Renee Metcalf, Courthouse District – I don't really have something new to add. I just want to say that I am supporting what they are saying. I am here also to ask that you support basically the rejection of the Model Policies coming from Richmond. It is not supposed to work that way. That is kind of backwards. This is local government. There is a reason for local government. I would like to see that rejected. I don't really think the rights of the majority of the parents in the schools are being represented. There are a few who really already have their rights protected. There are protections in place against bullying and that kind of thing. I think this particular Model Policies they want to pass is going to deprive, particularly religious parents and families of their rights, but also others who don't agree with that. I know for a fact parents are very upset about it. I'm upset about it. Parents are very upset about what is going on. I would like you to really take heed to that. Also the critical race theory, the same thing. It is totally anti-American. That is just anti-American. Thank you.

Ms. Kirsten Vest, Locust Grove District – I hadn't really planned to say anything. I do want to echo what has been said already about the resolution that was given to you a few weeks ago. I would ask and encourage you to please pass that and pass it with strength, in a unanimous fashion so that it does send a message that you represent the majority of the citizens. You do represent everybody and you have to consider everyone. We get that, but this is something these Model Policies are here now and the majority of your citizens do not want. I would also encourage you as you are looking at things that come from the School Board, either they have already been passed or are coming from the Superintendent and the School Board members, they are saying regarding the Model Policies that we are already in compliance and all the policies just have a little reference down at the bottom referencing 22.1-23.3. Well, when you are working for a company, particularly if you are dealing with a government contractor, and you are dealing with military specifications and you are writing a procedure, you don't include that entire military specification in your procedure. You reference that military specification down at the bottom and that means you can go look at the military specification to see what is to be done for the whole procedure. I maintain, even though we have been told otherwise by attorneys, I have also been told by another attorney that by referencing that Model Policy and not saying anything else about it in the School Board policies, that you are in effect passing the entire Model Policy just as it is. That if there were to be something to come up, a question or a complaint, that you would go to that policy and reference what is at the bottom, the Model Policy 22.1-23.3. Okay let's implement that law. It's not rocket science. Look and read. Regarding critical race theory, we are also being told that

CRT is not coming to Floyd County Public Schools. It is not going to be called critical race theory. It will be called culturally responsive teaching, cultural competency, equity, and many other synonyms for critical race theory. So I am just encouraging you, as you are looking at this, I know you are not the School Board, you are not responsible for passing, but you still have a responsibility to us as citizens and to our children to do the right thing and keep this evil out of our County. Please read. Please research. Don't rely on what the Superintendent is telling you is happening. Look it up for your own and then make a decision based on what is best for all of us, every child in this County. Thank you.

Ms. Kellean Gale, Indian Valley District – The School Board is not responsible to the Board of Supervisors. The Board of Supervisors does not police, I believe, the School Board. But maybe that needs to change. If our School Board already implemented policies that have what Dr. Wheeler says...they don't even have to make changes because these new policies are in there, then the school policies need to change. We don't need to leave them there just because they are already there. If Dr. Wheeler has told the truth and he doesn't need to make any changes because they are already there, I would like to see them removed. The only people that I know who have enough clout in this County to start something like that is possibly members of this Board of Supervisors. You are our lifeline to a decent life in Floyd. You are our lifeline to the people in Richmond. I ask you to take that responsibility really seriously. I would also like to ask you how you make decisions. You come in here, people talk, they can ask questions, they can make motions, but no one hears anything back in the public. We can read the minutes, we can watch them. I would like to know who, when, where, why, how you make those decisions. When do you meet? Do you meet on Zoom meetings? Do you meet at night? What do you discuss? Who brings the items that you say you want to hear a report on that? Are you making the decisions? Are the secretaries? Is the County Administrator making the decisions to what you see and hear? Is that fair to the people of Floyd County? We elected you. We have a wonderful County Administrator. We have wonderful staff. But the people need to hear the discussion. We don't need to hear the solution. Thank you.

Hearing no further comments, Chairman Turman declared the Public Comment Period closed.

8.c. Mr. Shannon Zeman and others to present request for resolution to rename Courthouse/Courtroom

Mr. Shannon Zeman, retired Floyd County Sheriff, explained that he and others were before the Board of Supervisors to ask for approval of a resolution. Mr. Zeman began by relating his good working relationship with each judge prior to Judge Marcus H. Long, Jr. Mr. Zeman then explained how Judge Long was different and worthy of being honored by having the Floyd County Courthouse named for him. Judge Long has family roots in Floyd; he did and still loves Floyd. He was harsh on methamphetamine dealers, but he was compassionate to addicts. He fought hard for funds to establish a Drug Court. He was willing to move forward with a Drug Court even without funds. He had a reputation among drug dealers as being tough because he held people accountable. If you did

certain crimes in Floyd, then you had to pay for that. He dealt with a methamphetamine crisis in Floyd that was causing an increase in all types of crime. Judge Long was run out of town for political reasons before his time. Judge Long even held defense attorneys accountable by making sure they were ready to defend their client. The resolution is not just to honor Judge Long, but also to remind people who pass by and see the name that they were held accountable for any crimes they did. Also the police officers, prosecutors, defense attorneys, and even judges should realize how important it is to protect what we have in Floyd. Judge Long is still helping Floyd by helping with Safe Surfing.

Mr. Eddie Worth, Little River District and President of Safe Surfing Foundation – Safe Surfing has been in business for about 22 years. We are the education arm of internet crimes against children. We have grown to the point where we are in every state. We were able to move our headquarters up here once I was put in as President of the Association about 1 ½ years ago. Mr. Worth explained that he served on the Drug Court when it first started. This gave him a chance to develop a relationship with Judge Long. Judge Long cares about the people who stood in front of him. Judge Long was more than fair with defendants but he was always tough. He was also compassionate and wanted to see people succeed, not just for the ones who stand in front of him on the charges but for their families as well. He takes it all into consideration. He has not only touched the folks who have made mistakes in our County, but he has also touched the hearts and lives of their families which affects everybody in our County. Mr. Worth concluded by stating, “I feel that naming either the Courthouse or Courtroom after him is the right thing to do.”

Mr. Leroy Robinson, Supervisor at a Peer Center with New River Valley Community Services – This is the result of my beloved Judge Long giving me an opportunity in the Drug Court program. We are talking about a man of 24 years of addiction, destroyed communities, my children, in and out of jail. I had the unfortunate pleasure of going in front of Judge Long on a couple of incidents. This is the compassion we are talking about. He understood and held a hope until I was ready. I heard him called some names they may not have heard from the other side. “Lock ‘em Up Long,” “Long-Time Long.” Here are some other names...a decent human being, compassionate, considerate. He does love his communities. He loves the people because he understands that we are citizens. We didn’t ask for this disease. He recognized the individuals had a disease and he wanted to do something about that disease. I’ll be honest, coming in all I wanted to do was get through the program. But he came down off the bench, he shook my hand like a human being, whereas I had led a life of being sub-human. That is what gave me hope. It was that drive. Every time in front of that courtroom, in front of that man in court, I would come in there and he would always say, “The best is yet to come.” I had 30 days of clean. He said, “The best is yet to come.” Now you look at me today and I am back in school. My children wake up and call me “Blessed.” I have a 16-year-old who just got inducted into the honors society. I don’t understand when I look at this boy who is 16 and I say I produced you? This all became possible because the Judge said I’m going to give this man a shot, when no one else would. I love him. I love him like a Papa. I always say that. Please consider renaming the courtroom or the courthouse after Judge Long because he is a pioneer. He is a champion. I now have 7 years of clean sobriety without any drugs.

Mr. Eddie Worth – I had the opportunity come up when I needed someone to sit on the Board of Directors for the Safe Surfing Foundation. Judge Long had just retired. I wanted to ask him so bad, but I was afraid he would turn me down. I called Judge Long up and he lived in Charlotte. I asked if my wife and I could come down and have dinner one night, because I didn't want to do this over the phone because it is too easy to say, "No." He said yes and we drove down to Charlotte and had lunch. I told him I came to see if he would serve on the Board of Directors of Safe Surfing Foundation. He said, "You cannot believe the honor you just asked me to do." Without hesitation he said, "Absolutely." Quite honestly he has been the biggest supporter and done more for the Safe Surfing Foundation in the last year than some of our Board members ever had. He is really involved. He loves this community. Please take this into deep consideration.

Mr. Jonathan Rogers, President of the Floyd County Bar Association– Everything that should be said has been said. One year ago the Floyd County Bar Association set up a committee and we asked Mr. Dale Proffitt to head it up. We talked about naming the courthouse and/or courtroom after Judge Long. Part of it, quite frankly, was a reaction to how his judicial career ended which upset quite a few people in the legal community. It caused Eric Branscom, Jimmy Turk and I to write to the editor [The Floyd Press], and I am just going to read part of it: "We have appeared in front of Judge Long and other jurists hundreds of times. We know Judge Long as one of the finest jurists in front of whom we have practiced. We know Judge Long to be learned, hard-working, compassionate, dedicated and yes, tough. Tough on those lawyers who appear in front of him unprepared, habitually late, and routinely misrepresents law and facts to him. We appreciate that toughness. Beyond his superior performance as judge over the last 16 years, Judge Long has created Drug Courts in Pulaski, Floyd, and Montgomery Counties. Through the Drug Court his efforts and devotion to providing a path forward for those who through their addiction and misfortune have come before him for violations of the law, Judge Long has guided these participants to their redemption. He allowed them to once again positively participate in our communities and within their families, in part because of his establishment of a family drug treatment program, when he served the Commonwealth as a Juvenile and Domestic Relations District Judge and four Drug Courts he also established. Judge Long was one of the few circuit judges that has been named as one of Virginia's leaders in the law by *Virginia Law Weekly*." We have been blessed with great judges, but the difference was Judge Long created these Drug Courts. The other difference was that Judge Long loved Floyd County more than any other judge I have seen. He hung around and went to lunch, interacted. That is what separated Judge Long from any other judge I have seen, and I have seen 10 or so who have sat in Floyd County. He really embraced it, really cared about it, and still does as Mr. Worth said. He is so involved with a very important Foundation to help children and keep them off the internet and keep them safe. The Floyd County Bar requests that this Board consider and pass a resolution naming the Courthouse after Judge Long. Thank you.

Mr. Eric Branscom, Commonwealth Attorney – Since everything has pretty much been said, I will be brief in the points I want to add. Acting as the Commonwealth Attorney I have been here since 2014. For years before that I knew and worked with Judge Long. I have been practicing law for 29 years. I have appeared in front of judges,

over 50-60 judges, across 21 jurisdictions in Virginia. As Jonathan says, we have a lot of very good judges, but Judge Long stood out above those. He was one of the great ones. He was firm. He was fair. He was learned in the law and he was decisive. Above all he was progressive; he moved things forward. The fact that we have the Drug Courts at all, it cannot be overemphasized, that has changed the lives of so many people, is all his doing. At the graduation ceremony today, Skip Schwab who is with the Commonwealth Attorney's Office in Pulaski County had an anecdote that I didn't know before, but it is indicative of Judge Long. He said in the early 2000s there was a move to try to get Drug Courts started in the area and through Virginia. It didn't take off. A few places had it, but it didn't go very far. When Judge Long took the bench, both here and in Pulaski, he said he wanted to go ahead and get started with the Drug Court. Skip said we tried that, we looked into it but we can't get money from anywhere. Judge Long said, "We are going to do it anyway." And he did. He did it anyway and the money came afterward. The progress is what we've seen. That is a leader. That is someone who made a mark. I personally saw day after day, and in all my years of practicing I had not seen, when Judge Long went out into the community people would walk up to him and shake his hand and thank him. You don't see that everywhere. We have a lot of great judges and they are good people. To praise one man is not to tear down others. He made that kind of impact and he cared about the community. Thank you.

Chairman Turman – I would like to take a minute and add something to this. Over the years I have seen a lot of judges. I enjoyed working the courts. I have told my son more than once I wish I was still working when Judge Long was there. My son loved him. I know the other officers felt the same way. He made them feel comfortable. He didn't intimidate them. He has been a big influence in this County.

Supervisor Coleman – I have thought about this for an extended period of time. As Mr. Zeman said so well, I remember how this epidemic started in our community. When I first started we were having Circuit Court once a month. As a patrol deputy I had the fortune and misfortune of taking reports from people who had been victimized. I had the misfortune of being in homes that were broken because of addiction. I also had the opportunity to work with various judges and with Judge Long. As everybody has said so well, there is a distinct part of me that very much remembers how wise he was. He could sit there and tell from the bench when mercy was needed. And he could tell when accountability was needed. He was compassionate on both fronts. That was what changed our community – his ability to know the need, to hear the need, to see the need, and to address the need. As a young man, I will never forget that. I will never forget the change he made. I'll never forget the calls for service from people who had property stolen. I'll never forget going into those homes where children were taken away because their parents were addicted. When someone came in who was repentant and remorseful, he recognized it and offered everything he could within his power to help. I'm not taking away from any other judge, but I had never seen that before.

Supervisor Coleman made a motion to approve the resolution as presented to name the Courthouse after the Honorable Marcus H. Long, Jr. Supervisor Yoder seconded the motion.

Mr. Clarke – These aren't down because of weather, because this is the time of the year when we straighten up signs?

Supervisor Kuchenbuch – No.

Agenda Item 8. – Public Hearing on Floyd County's Proposed FY22 annual budget and tax levies.

Dr. Millsaps read the call for the Public Hearing on Floyd County's Proposed FY22 annual budget and tax levies.

Chairman Turman opened the Public Hearing.

Dr. Millsaps – We have not received any written comments or telephone calls from citizens and no one from the public is here to speak.

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

Agenda Item 9. – Public Hearing on Road Abandonment Request, discontinued portion of Rose Hill Road NW.

Dr. Millsaps read the call for the Public Hearing on Road Abandonment Request, discontinued portion of Rose Hill Road NW.

Chairman Turman opened the Public Hearing.

Ms. Ryan – Ms. Barbara Spangler of 533 Laurel Branch Road wrote with her comment: "As an adjacent landowner to the proposed abandonment altogether as a portion of Rose Hill Drive Road, beginning at the end of state maintenance and ending at the intersection with Laurel Branch Road, I urge the Board of Supervisors to vote for the approval. I know that Layne and Frosty Poff has been keeping this section of Rose Hill Road cleared of snow in the winter and buying and spreading gravel at no cost to the county for several years. I feel that this section of the road should no longer be open to the general public. This would help keep the maintenance at a lower cost. Thank you for your consideration of this request."

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

Vice Chairman Boothe – May we add Mr. Darrell Hylton to the agenda for five minutes? I have a few questions for him or just ask him now. However, you want to do this.

Chairman Turman – Go ahead, that would be fine.

Vice Chairman Boothe – It hasn't been recorded yet. But agreements between all parties have been agreed to but haven't been recorded yet?

Mr. Hylton – Yes, everybody who joins the part we want abandoned has agreed, the Miles, Bob and Bonnie Dillard, Layne and Frosty Poff. We do have a new neighbor out there where a house was sold. I have spoken to them and they are in agreement. They told me to bring whatever they need to sign, and they will be glad to do it.

Vice Chairman Boothe – My other question is about that turnaround on the driveway on the State maintained end. Has that all been worked out for it to continue to be a turnaround there?

Mr. Hylton – You mean for the school bus?

Vice Chairman Boothe – Yes, but it will have to be a turnaround period because any vehicle who comes in there will have to turn around. You told me you were going to contact those people and talk to them.

Mr. Hylton – The school bus turns around about halfway up on the paved part. It has done that for years. I talked to Will Dotson (VDOT) about that. It has been like that forever. There is no way to turn a school bus around there at the end. The Miles are the ones who own that. They are in their 90s. I have been talking to them and their grandson. They are going to turn it over to their grandson. It will never be a problem for him. He comes up on weekends and he is not planning to block it or anything like that.

Vice Chairman Boothe – When VDOT pushes snow they are still turning around. I just want to assure that we still have a turnaround there.

Mr. Hylton – If they want to push all the way down to my house, I will let them and make sure they can turn around.

Vice Chairman Boothe – I just want to make sure we have some type of turnaround. Do you think they would be willing to put that in writing?

Mr. Hylton – I am sure. It may take me a little time, Justin doesn't live right next to his grandparents, but I am sure that won't be an issue whatsoever.

On a motion of Supervisor Boothe, seconded by Supervisor Coleman, and unanimously carried it was moved to abandon the discontinued portion of Rose Hill Road NW (Rt. 722), beginning at the end of state maintenance and ending at the intersection with Laurel Branch Road, contingent on the new neighbors signing the agreement and getting an agreement in writing from the owners of the turnaround property (Document File Number 1176).

Supervisor Coleman – yes

Supervisor Yoder – yes

Supervisor Kuchenbuch – yes

Supervisor Boothe – yes

Supervisor Turman – yes

Agenda Item 10. – Constitutional Officers' Report.

There were no Constitutional Officers present.

Agenda Item 11.a. – Request for exception to Floyd County Ordinance 62-31 (C)(2) Vision sight distance requirements; setback for 2419 Kyle Weeks Road to be built a minimum of 20’ from the edge of the roadway.

Dr. Millsaps – You will recall that this is something you took up at your last meeting and you wanted to table the item until this meeting so you could visit the site and consider it.

Chairman Turman – I went by there twice and to be honest with you, I have a problem with it. When you come up off of Union School Road up the top of the hill, at the hillcrest the house is not that far off of the road. Even if they move it back 20’ that would have it in their living room. They have a lot of stakes and I had to guess where they were going to put it.

Supervisor Yoder – I worry about if we start doing it for just any reason, why even have a rule.

Chairman Turman – If I looked at it right, 20’ would put it right up against the house.

Other Supervisors also expressed their concern with the request, and by consensus agreed that no action would be taken on the request.

Agenda Item 11.b. – Appointment of Dr. Linda Millsaps to Onward New River Valley to fill the vacant Public Official position set to expire on June 30, 2021 and to continue that appointment from July 1, 2021 to June 30, 2023.

On a motion of Supervisor Yoder, seconded by Supervisor Boothe, and unanimously carried, it was resolved to appoint Dr. Linda Millsaps to Onward New River Valley to fill the vacant Public Official position set to expire on June 30, 2021 and to continue that appointment from July 1, 2021 to June 30, 2023.

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

Agenda Item 11.c. – Appointment to Onward New River Valley to fill the vacant Industrial/Economic Development Authority position from July 1, 2021 to June 30, 2023.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe, and unanimously carried, it was resolved to appoint Ms. Marty Holliday to Onward New River Valley to fill the Industrial/Economic Development Authority position from July 1, 2021 to June 30, 2023.

Supervisor Coleman – yes
Supervisor Yoder – yes
Supervisor Kuchenbuch – yes

Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 11.d. – Proclamation recognizing May 2-8, 2021 as Resilience Week.

Dr. Millsaps – Resilience in this proclamation refers to adverse child experiences.

Supervisor Kuchenbuch – Where did this proclamation come from?

Ms. Ryan – Mr. Michael Wade at New River Community Services.

On a motion of Supervisor Yoder, seconded by Supervisor Boothe, and unanimously carried it was determined to proclaim May 2-8, 2021 as Resilience Week in Floyd County.

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

Agenda Item 12. – Additional items to discuss.

Dr. Millsaps – I think there are a couple of things you would like to know. I don't have final numbers yet, but I believe for our three days of free tire drop off, we think we received around 600 tires. Everyone came in with their 12 as you suggested. Many of them came in after the traditional business hours. However, on average so far, we have had only 6 or 7 come in on the shifted hours each day for a total of 18 to 20. It turns out that our recycling rate is higher than expected, thanks primarily to our business community. While the State might adjust it, the number we are going to send to the State is 22.6%. The requirement was 15%. Because we were concerned, I reached out to Dr. Wheeler. I am going to send him a flyer which I will make this week and they are going to do training at schools with the kids and have flyers to take home that will hopefully be recycled at some point. The Solid Waste inspector will be here tomorrow. Thanks to the Sheriff's Office we had deputies out doing green box awareness or ticketing. I think it is getting noticed and I appreciate his support on that.

On the Tourism memorandum of understanding, the quick update on that is that Kayla Cox and I have a draft that we are working through now. We are very much in agreement on what we are suggesting. We will get that to you at the early to mid-May meeting for both organizations. We will get it to the people on the Tourism Development Council first who are your representatives.

We have approved festivals under the ordinance, several at Chantilly Farm and Replenish.

For Parks and Recreation, we have made an offer to someone who will be our employee to do concessions. We are moving forward with that. They have to do their Safe Serve Training online. Jacob Agee has also prepared a draft three-year plan of his direction for Parks and

Recreation. We are meeting every other week or so to work on that direction. He is working very hard this summer and putting in a lot of hours.

EDA is very, very busy. You will be hearing about that.

Supervisor Kuchenbuch – Thank you for the concise update.

Chairman Turman – When you talk to Dr. Wheeler, thank him for making the schools available to us for tonight.

Dr. Millsaps – I have already sent him a text that while we had visitors, we were able to handle it and thanked him. I will thank him again on your behalf.

Supervisor Coleman – Thank you for the update. Thank you for your help on the Solid Waste issues in my district as well as the change in hours. I have heard a lot of feedback. The numbers may not be there. It may take some time. It will be used as needed as people go to and from work, but it has been an overwhelming positive response.

Supervisor Kuchenbuch – Same with my constituents. Everyone was thrilled with the new hours.

Vice Chairman Boothe – Word is getting around. Give my thanks to the Solid Waste staff. They have put forth an effort and we appreciate it.

Dr. Millsaps – I will pass that along. As you know many of them have elderly parents that they also care for. It is not as easy to shift as you might think, but they are changing their schedules to take care of it.

On a motion made by Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to go into closed session for manufacturing and support services under § 2.2-3711 A.3. Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body., § 2.2-3711 A.5. Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community., and § 2.2-3711 A.29. Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

Supervisor Coleman – yes

Supervisor Kuchenbuch – yes

Supervisor Yoder – yes

Supervisor Boothe – yes

Supervisor Turman – yes

On a motion made by Supervisor Coleman, seconded by Supervisor Yoder, and unanimously carried, it was resolved to come out of closed session.

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

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

**CERTIFICATION RESOLUTION
CLOSED MEETING**

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss manufacturing and support services under § 2.2-3711 A.3., § 2.2-3711 A.5., and § 2.2-3711 A.29., of the Virginia Freedom of Information Act;

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

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

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

This certification resolution was adopted.

By consensus, the Board selected the Truist/Skyline combination as the financing option with a 10-year debt service on the fire truck.

The Board discussed various real estate tax levies and personal property tax levies. By consensus, the Board directed that the Commissioner of Revenue be given tax rates of 63¢ per 100 for real estate and \$3.20 per \$100 for personal property.

Agenda Item 13. – Board Member Time.

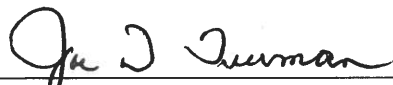
No Board members brought up any items to discuss.

Agenda Item 14. – Adjournment.

On a motion of Supervisor Yoder, seconded by Supervisor Boothe, and carried, it was resolved to adjourn the meeting to May 11, 2021 at 8:30 a.m.



Dr. Linda Millsaps, County Administrator



Joe D. Turman, Chairman, Board of Supervisors