

Minutes
Floyd County Board of Supervisors
Regular Meeting
December 12, 2023

- 1. Called to Order** – Chairman Turman called the meeting to order at 8:30 a.m.
- 2. Opening Prayer** – The opening prayer was offered by Supervisor Bechtold.
- 3. Pledge of Allegiance** – Supervisor Kuchenbuch offered the Pledge of Allegiance.
- 4. Quorum** – Dr. Millsaps called the roll. A quorum was found for all Supervisors. Please note that Supervisor Boothe is participating remotely/electronically, in a safe secure location.
- 5. Approval of Agenda** – On a motion by Supervisor Kuchenbuch, seconded by Supervisor Bechtold and unanimously carried to approve as amended.
- 6. Approval of Disbursements** – On a motion by Supervisor Cox, seconded by Supervisor Bechtold and carried out to approve the disbursements package (6 a on the agenda) as presented.

Supervisor Cox – yes
Supervisor Bechtold – yes
Supervisor Kuchenbuch – yes
Supervisor Boothe – abstain.
Supervisor Turman – yes

Upon clarification of information, On a motion by Supervisor Kuchenbuch, Seconded by Supervisor Bechtold and unanimously carried to approve the second disbursement package, (6 b on the agenda), as presented.

- 7. Approval of minutes** – On a motion by Supervisor Bechtold, Seconded by Supervisor Kuchenbuch and unanimously carried to approve the following minutes, 11/16/2023.

8. Presentations -

a. Jennifer Cromer, FC School Superintendent

Dr Cromer shared that at the School meeting last night, we celebrated and acknowledged Tony Morisco.

Dr. Cromer stated that they have hired 10 tutors and plan to initiate this in January. Also, note that momentum continues with the strategic plan and meetings with the community to increase involvement and collect data for goals and objectives.

Also, Dr. Cromer shared it is a busy time, with Sol's, weather changes, and they are doing well and moving forward.

The Board thanked Dr. Cromer and wished her a Merry Christmas.

b. David Clarke, Virginia Department of Transportation

Mr. Clarke gave an overview of the current maintenance areas within the County.

So far, the weather has not constricted us with brush cleaning, mowing, pothole patching, shoulder work, and cutting down the bank on the curve on Alum Ridge Road.

Mr. Clarke shared about the construction projects.

Also, looking at the signal downtown to add turn lanes without giving up parking spaces. Mr. Clarke shared that there is not a way to add the lanes without losing spaces. Looking at different scenarios

Supervisor Cox noted the rough conditions on Conner Road and asked to look into it. Also noted, Stonewall and Daniels Run and come up with a game plan to correct the Issues. Mr. Clarke shared that they get an allocation of safety funds and would have to see how much right away we might need and the stability of the slope.

Supervisor Kuchenbuch shared that there is still that large pothole on 677. Also, note Bethlehem Road, and please do not forget it. Shared that Huckleberry Ridge is similar to Conner Road and needs attention.

Supervisor Bechtold asked that VDOT research a leading green for the signal downtown.

Supervisor Boothe thanked Mr. Clarke for the work on Howard Street and Route 8. Noted, the crosswalk at the Blue Ridge Café, a gentleman fell and asked someone to take a look at that. Supervisor Boothe stated that there was a hole on Music Road and asked that it be put back on the list. Supervisor Boothe stated that we still need the crosswalk signs.

Supervisor Turman asked that VDOT look at Mira Fork near Shady Grove and check for brush or slope cutback opportunities.

Each Supervisor, independently, thanked Mr. Clarke and his team for all the hard work and wished him/them a Merry Christmas and Happy New Year.

c. Molly Roberts, Planning and Community Development Carillion Clinic (remote)

Ms. Roberts thanked the Board for allowing her to participate remotely due to the illness of her child.

Ms. Roberts gave an overview of the Community Health Assessment. She noted it is a key tool for determining the use of resources across the community. Ms. Roberts shared Target population and or focus shared is, uninsured, low-income, homeless, minority groups, and geographic areas furthest away from healthcare and community resources.

Ms. Roberts asked that the board carry out a quick survey to allow the gathering of data from the Floyd Community. Ms. Roberts will forward the link and Q-code to Deputy County Administrator Chiddo to send to the Board.

Supervisor Kuchenbuch asked Ms. Roberts for a brief synopsis of the data they have collected so far. Ms. Roberts stated that what has stood out the most is the access to care, access to dental care, overall mental health challenges, and continued to see how to manage chronic disease and access to healthy foods.

Ms. Roberts thanked the Board of Supervisors for giving her time today.

d. Billy Newcomb, TRC Program Manager II (remote)

Mr. Newcomb updated the Board of Supervisors on the Landfill groundwater monitoring, underdrain, and corrective action plan. Mr. Newcomb provided the board with a presentation to refer to.

Mr. Newcomb noted the following:

- Landfill remains in the Assessment Monitoring and Corrective Action programs per VSWMR.
- Corrective action (closure, source control measures, monitored natural attenuation; MNA) is reducing the number of wells impacted, and the number and concentrations of chemicals exceeding Groundwater Protection Standards.
- Semiannual sampling continued in 2023 (the most recent was November 2023). No report is needed to DEQ for 1st Semiannual due to variance. We do make the required notifications for both events. We combine 1st and 2nd Semiannual events into one Annual report.
- DEQ continues to ask for a replacement well for MW-21; I suggest we continue to request that they allow MW-21 to remain the Sentinel well.

Underdrain:

- In Summer 2023 confirmed the S-8 location (underdrain location upstream of sediment pond) was cut and plugged in 2016.
- Also, near the S-8 location, water flowing down underdrain from North into the pond for treatment through a rifle-pool structure (Attachment 3).
- Sample location S-4 is at the downstream underdrain terminus.
- Continues to show cobalt and vinyl chloride above Standards.
 - Cobalt is naturally occurring.
 - Vinyl chloride was at 2.2 parts per billion in November 2023 with the standard at 2 parts per billion (!). (resurrecting my tired old analogy that 1 part per billion is equal to about 1 second in 32 years; the 0.2 billionth exceedance for vinyl chloride is about equal to 2-tenths of a second in 32 years)
- Sampled the pipe effluent for a full gamut of chemicals monitored at the landfill; Only see vinyl chloride exceeding a Groundwater Protection Standard.
 - vinyl chloride is a byproduct of natural attenuation of organic chemicals in groundwater.
- Still see high iron content in water draining at S-4 – this is a concern for aesthetics. The vinyl chloride concentration decreases below the detection limit within 10 feet of discharge to the stream.
- We plugged in the underdrain terminus (see digital image in Attachment 3).
 - Water continues to drain through gravel bedding at the same rate as out of pipe.

- This means we can't stop the flow at S-4.
- Recall that the underdrain upstream of the pond is plugged; we assume there is significant I & I into the underdrain will continue as a source of iron-laden water to stream.
- We propose dressing up the ditch area and lining the ditch with carbonate gravel/rock to force pipe bedding discharge to flow through and reduce iron.
 - Will likely have to replace the carbonate rock every couple of years due to armoring.
- We also propose to build a downstream weir structure at the end of the ditch to allow for water sampling, and if needed in the future to direct flow discharged from the lined ditch to a "dewatering structure."
- The structure is comprised of erosion control fabric covering straw bales, to provide passive treatment of water.
 - Mobile, and fairly inexpensive to build (cattle gates, fabric, and straw); swap out.
 - spent straw bales every couple of years.
 - This could be deployed if the carbonate rock does not sufficiently reduce iron.
 - content of water discharging from the ditch to the stream.

e. Tabitha Hodge, Economic Development

i. Floyd C4 Winners

Ms. Hodge thanked the Board of Supervisors for their continued support of the Floyd C4 Program. Ms. Hodge continued to share that they just wrapped up our 9th year, we had 32 attendees, and 10 participants pitched their business plans. Just a brief highlight of the program, we partner with the Greater Roanoke & NRV Small Business Development Center to present class modules on marketing, finance, and business operations. Ms. Hodge also noted that they find it valuable for the participants to hear from local business owners and offer a Mentor for a Night. For this year's event, the Mentors were Aaron and Anne Vaughan with Anne Vaughan Designs, Jon Beegle, with Beegle Landscaping and Bootleg BBQ, former C4 Winners Kat Johnson with Kat the Farmer, and last year's winner Brian Corbett with Crooked Mountain.

Ms. Hodge then stated, It is my pleasure to introduce this year's winners:

- Honorable mention: Rose Thomas, Rose's Cookie Shop
- 3rd place: Jenny Moonen, Moonlight Manor Bed and Breakfast
- 2nd place: who is unable to be with us today, Rowan Chantal, The Chantal Coffee Co.

- 1st place: Kim Dulaney and Leah Cantrell, The Book House, LLC.

Ms. Thomas, honorable mention, gave a brief history to present on Rose's Cookie shop and shared her gratitude for the C4 program.

Ms. Moonen, 3rd place, discussed the Moonlight Manor Bed and Breakfast and all it has to offer, as well as future plans for meetings and classes. Ms. Moonen shared that she highly recommends C4 and not being from around here, met so many great people and some they will collaborate with.

Ms. Cantrell and Ms. Dulaney, 1st place, discussed the bookstore, café, and meeting space that will open in April of 2024. Ms. Cantrell shared that they would collaborate with other businesses in the town as well as other c4 participants. Ms. Dulaney added that they are so grateful for C4 and the opportunity it provided them and shared was a vital program it is for the community.

9. Constitutional Officer and Clerk of District Court:

a. Lisa Baker, Commissioner of Revenue

Ms. Baker shared that NADA will no longer be pricing our vehicles, so we had to outsource it. Nada was .20 per vehicle to up to .50 per vehicle.

Ms. Baker also shared the declaration annually sent out and presented to the board the cost implication of the printing and postage. Ms. Baker noted that this is a courtesy and that not all counties do this. Ms. Baker just wanted to notify the Board of this for budgetary planning purposes. A conversation ensued with the board about this declaration and the monetary impact as well as how this would affect the community.

b. Nicki King, Floyd County Combined Court

Ms. King discussed the increase in caseload as well as the monetary increase the Combined Court has generated. Ms. King discussed the need for the workspace for the additional full-time staff. A conversation ensued by the board asking Ms. King if she had looked around and price comparison for the best value. Ms. King stated

that she has worked with Deputy County Administrator Ms. Chiddo as well, to acquire a desk within the county. Ms. King thanked the board for their time.

On a motion of Supervisor Cox seconded by Supervisor Kuchenbuch and unanimously carried to approve funding the additional desk for the Floyd County Combined Court as presented and utilize contingency funds.

10. Public Comments

No public is to be present at this time.

11. Closed Session:

On a motion by Supervisor Kuchenbuch, seconded by Supervisor Bechtold and passed unanimously, the Board voted to move to closed session under § 2.2-3711 A.1, 2.2-3711 A.7, and § 2.2-3711 A.8.

- a. § 2.2-3711 A.1 Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and evaluation of the performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter that involves the teacher and some student, and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the appropriate board. Nothing in this subdivision, however, shall be construed to authorize a closed meeting by a local governing body or an elected school board to discuss compensation matters that affect the membership of such body or board collectively. Personnel Update and Prospective Candidate
- b. § 2.2-3711 A.7 - Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in an open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be

commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

- c. § 2.2-3711 A.8 - Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter. Emergency Management/Radio.

Supervisor Boothe – yes
Supervisor Bechtold – yes
Supervisor Kuchenbuch – yes
Supervisor Cox – yes
Supervisor Turman – yes

On a motion by Supervisor Bechtold, seconded by Supervisor Kuchenbuch, and unanimously carried, the Board voted to come out of closed session.

Supervisor Bechtold – yes
Supervisor Kuchenbuch – yes
Supervisor Boothe – yes
Supervisor Cox – yes
Supervisor Turman - yes

On a motion by Supervisor Kuchenbuch seconded by Supervisor Cox and unanimously carried, the Board certified that the Board only discussed the matters in closed session. Also note, that Supervisor Boothe was in a safe secure location during the closed session.

Supervisor Boothe – yes
Supervisor Cox – yes
Supervisor Bechtold – yes
Supervisor Kuchenbuch – yes
Supervisor Turman – yes

13. New Business

- a. Re-Appointment of Economic Development Authority Board, 2 positions, 4-year term.

Upon Board conversation, re-appointment of the 2 positions for the Economic Development Authority Board until February.

- b. Acceptance of Abstract Votes for the 2023 November General and Special Elections held on November 7, 2023, for District 7, House of Delegates (47th District), Clerk of Court, Commonwealth's Attorney, Sheriff, Commissioner of Revenue, Treasurer, Member Board of Supervisors (District A), Member of Board of Supervisors (District B), Member of Board of Supervisors (District D), Member School Board (District A), Member School Board (District B), Member School Board (District D), Soil and Water Conservation Director Skyline District (Floyd County), Member Town Council (Floyd).

On motion by Supervisor Boothe and Seconded by Supervisor Bechtold and unanimously carried to accept the Abstract as listed as 12 b.

13. Presentation:

- a. Lydeana Martin, Economic Development

- i. Comprehensive Plan

- Ms. Martin discussed an overview of the process of The Floyd County Comprehensive Plan update and the task order between Floyd County and the New River Valley Regional Commission. Ms. Martin provided the board with documentation regarding the Comprehensive Plan for review.

- ii. Grants Update:

- 1. Current Grant Summary

- Ms. Martin reviewed the summary of 16 grants managed by the Floyd County Community and Economic Development Department. Ms. Martin provided the board documentation for review.

- A conversation ensued with the Board members asking questions about specific grants.

- Supervisor Kuchenbuch added she was on a call with DHDC and how Floyd's team was praised.

- 2. USED A Grants

- Ms. Martin reviewed and updated the board on the Strategic Plan and the Commerce Center Phase 2 Road.

- a. Strategic Plan

- b. Commerce Center Phase 2 Road

iii. Governor's Housing Impact Award – Technology

Ms. Martin shared with the Board of Supervisors the award for the 2023 VAGHC Housing Awards Innovation in Housing Presented to Floyd County and Citizens Telephone Co-op Countywide Broadband Expansion. (November 16, 2023)

14. Old Business

a. ARPA review

Dr. Millsap reviewed the ARPA criteria and the changes as of November 2023. Continued conversation ensued on past and or future appropriations.

Per conversation, it was agreed to continue discussing ARPA at the Board retreat on January 18, 2024.

b. Radio System

On a motion by Supervisor Boothe, seconded by Supervisor Kuchenbuch and unanimously approved and carried to terminate our existing contract with Motorola for lack of appropriation through our legal counsel.

15. Board Time

Supervisor Cox thanked the staff for the opportunity to bring the Deer Run green boxes back.

Further conversation continued about adding gravel to some of the sites.

All board members wished each other and the staff a very Merry Christmas.

16. County Administrator's Report:

Dr. Millsaps reviewed and or updated the Board regarding the following:

- a. Public Health Update – increased positive relationship.**
- b. Library Pavilion and fundraising**
- c. New Administration building update**
- d. Retreat January 18, 2024 – 9 am. At Chateau Morrisette**
- e. Prospective County Development Property**
- f. Meeting with an incoming member of the board of elections, Paul Kitchen**
- g. Monuments meeting**

- h. Firefighters Dinner officer installation
- i. Schedule Organizational Meeting January – January 2nd, 2024, at 8:30 am
- j. Schedule of Sub-Division Ordinance Work Session -

17. Correspondence –

No issues, concerns, or questions about documents in the correspondence folder.

18. Adjournment:

On a motion by Supervisor Kuchenbuch, seconded by Supervisor Bechtold and unanimously approved to adjourn the meeting until the next scheduled meeting of January 2, 2024.



Dr. Linda Millsaps, County Administrator



Joe Turman, Chairman