

**BOARD OF SUPERVISORS
REGULAR MEETING
JANUARY 11, 2000**

At the regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, January 11, 2000, at 8:30 a.m. in the Circuit Courtroom, Courthouse, thereof;

PRESENT: David W. Ingram, Chairman; Kirby Harris, Vice Chairman; Diane B. Belcher, J. Fred Gerald, Kerry W. Whitlock, Board Members; George W. Nester, County Administrator; Terri W. Morris, Assistant County Administrator.

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

Chairman Ingram led the Board in the Opening Prayer.

Chairman Ingram led the Board in the Pledge of Allegiance.

The minutes of December 14, December 29, 1999 and January 4, 2000 were presented to the Board for approval.

On a motion of Supervisor Harris, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the minutes of December 14, December 29, 1999 and January 4, 2000 as presented.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

The monthly disbursements were presented to the Board for approval. A list of additional expenses was also presented. Mr. Nester also presented a bill from Supervisor Whitlock to be added in the amount of \$197.45. The bill for a vehicle from Autoville was requested to be held out until the Board could look at the vehicle.

On a motion of Supervisor Belcher, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to approve the monthly disbursements as presented, plus the list of additions; plus the addition for Supervisor Whitlock in the amount of \$197.45; deleting the bill

from Autoville.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Agenda Item 8a - Subdivision plats as approved by Agent for December 1999 - for the Board's information.

Mrs. Deronda Thomas, Treasurer, next appeared before the Board. She presented the Invested Cash as of January 11, 2000; the Trial Balance as of November 30, 1999; and the Revenue/Expenditure Summary as of November 30, 1999. She reported that invested cash is \$127,083 ahead of last year at this time. She also presented a report on 1999 tax year collections: real estate - 93.9% collected; personal property - 86.8% collected. \$320,120 will be received from the State for the rebated share of personal property taxes.

Mr. Nester also reported that the reassessment is getting ready to begin. They will be using space in the old jail for offices. This will be effective January 1, 2001.

At 9:00 a.m., the Chairman called for the Public Comment Period. After no comments were received from the audience, the Chairman declared the Public Comment Period closed.

Agenda Item 8b - Appointment to New River Valley Visitors Bureau Board of Directors.

On a motion of Supervisor Gerald, seconded by Supervisor Belcher, and unanimously carried, it was resolved to appoint Mr. George Nester, County Administrator, to the New River Valley Visitors Bureau Board of Directors.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Agenda Item 8d - Transfer of funds for E-911 address books.

On a motion of Supervisor Belcher, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to approve the transfer of \$45 from 4-001-031020-6010 to the E-911 Fund for address books.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Agenda Item 8c - Appointment of alternate representative to the New River Valley Regional Jail Board.

On a motion of Supervisor Gerald, seconded by Supervisor Harris, and carried, it was resolved to appoint Supervisor Kerry Whitlock as alternate representative to the New River Valley Regional Jail Board.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - abstain
Supervisor Ingram - aye

Agenda Item 8f - Review of Mobile Home Park Ordinance. Supervisor Gerald reported that most of the changes had been made in the ordinance and the Planning Commission should be finished with it soon. It is now called the Manufactured Home Ordinance to meet the new standards.

Agenda Item 8g - Review of Subdivision Ordinance. Supervisor Gerald reported that this is also almost completed and will be to the Board soon.

Agenda Item 8h - Review of Personnel Policy. Mr. Nester presented a draft as reviewed by the personnel division of the County Attorney's law firm. Consensus of the Board was to review the draft later in the day.

Mr. Nester next reported that \$150 had been turned into the Treasurer by the retiring Commissioner of Revenue. These funds had been used in a petty cash account for postage and other miscellaneous items. Requested by the new Commissioner for these funds to be transferred back to her office.

On a motion of Supervisor Belcher, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the transfer of \$150 from Contingency to 4-001-012090-5210 for a petty cash account for the Commissioner of Revenue.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Mr. Nester reported that \$726 in additional part-time fund had been approved by the Compensation Board for the Commissioner of Revenue. Request that these funds be transferred to that department for expenditure.

On a motion of Supervisor Belcher, seconded by Supervisor Whitlock, and unanimously

carried, it was resolved to approve the transfer of \$726 from 3-001-023030-0001 to 4-001-012090-1300 for additional funds received from the Compensation Board.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Mrs. Ellen Johnson, Social Services Director, next appeared before the Board concerning funding for the Companion Services Program in her agency. She explained that this program will allow for up to 15 hours assistance per week, for people in their homes, for items such as light housekeeping, bathing assistance, grocery shopping, etc. This allows the people to be able to stay in their homes instead of having to go to a nursing home or assisted living center. This saves a great deal of money. The original request was for \$14,272, but since that letter had been written, the State had agreed to pay the 80% share, so the request is for \$2854, the County's 20% share.

On a motion of Supervisor Belcher, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to approve the transfer of \$2854 from Contingency to Social Services for the Companion Services Program.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Mr. Burlin Hill, Contracts Administrator for the Department of Transportation, next appeared before the Board.

Mr. Nester - we received a letter from the U.S. Postal Service concerning the site for the Indian Valley Post Office. They are looking at another site because of the problems with sight distance at the proposed site. We would appreciate any assistance you can give us to speed this process along.

Chairman Ingram - presented a copy of a map of Route 801. A section of this road had been discontinued years ago. There is a section past the discontinuance that looks to be an old road bed. There is a question between the two property owners as to its discontinuance or abandonment also. Requested that VDoT check their records for any action that had been taken.

Discussion followed on the draft personnel policy. Mr. Nester presented highlights of the proposed policy.

Ms. Deanna Cox, Robinson, Farmer, Cox & Associates, the County's auditors, next appeared before the Board. She presented a copy of the County's June 30, 1999 audit for the

Board's information. She reported that the County is in very good financial condition, the fund balance is steadily increasing, and is still at a good level of 20%. There were two management comments: 1) a financial reporting module will be required in the two years, which must include an accounting for fixed assets and they must be depreciated; 2) an intensive study of computer security was completed, and it was ascertained that the County needs to increase their levels of security on the computer systems.

Congressman Rick Boucher next held a press conference to announce the County's receipt of \$2,206,000 in funding for water/sewer expansions to the Commerce Park and the Jacksonville Center. Of that amount \$430,300 is being provided as a grant, and \$1,775,700 is being provided as a low interest loan for 40 years at a 3.25% interest rate. He commended the Board of Supervisors, County Administrator and Public Service Authority in their work in obtaining this grant and loan.

Chairman Ingram, Vice Chairman Harris, Supervisor Gerald (as Chairman of the Public Service Authority), and Travis Jackson, Rural Development Association (grant and loan administrator) also spoke on the receipt of the grant and loan.

The Board recessed for lunch.

Mr. James Cornwell, County Attorney, next appeared before the Board.

Agenda Item 7g(i) - Report on conveyance of Phlegar House and acreage to the Floyd Historic Properties Trust, Inc. Mr. Cornwell reported that the contract is acceptable to both entities but is not complete at this time. A time table has been laid out for items to be done, such as repairs, etc. The Trust has requested that the property be deeded to them to allow submission of grant proposals, etc. to funding agencies.

On a motion of Supervisor Belcher, seconded by Supervisor Gerald, and unanimously carried, it was resolved to go into closed session under Section 2.1-344, paragraph (A)(3) - acquisition of real property for public purposes or the disposition of government owned property where public discussion would jeopardize the County's bargaining or negotiating position; and paragraph (A)(7) consultation with legal counsel and briefings by staff members and consultants regarding specific legal matters that require legal advice - discussion of environmental fee.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

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

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye

Supervisor Whitlock - aye
Supervisor Ingram - aye

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

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 property and to receive legal advice in accordance with Section 2.1-344, paragraph (A)(3) and paragraph (A)(7) of the Virginia Freedom of Information Act.

WHEREAS, Section 2.1-344.1 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.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or number (2)? If so, identify yourself and state the substance of the matter and why in your judgement it was a departure.

Hearing no statement, I call the question.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Mr. Virgel Allen, Animal Control Officer, next appeared before the Board. He gave a report on the year-end figures as far as dogs picked up, etc. He reported that the new full-time officer is working out very well. Only request he would have is that a full size pickup be purchased the next time the smaller truck is replaced. The smaller truck is not large enough to carry the dog traps, and is very difficult to take into roads that have deep ruts.

Discussion continued on the proposed personnel policy, with Mr. Nester giving the highlights of the policy.

On a motion of Supervisor Gerald, seconded by Supervisor Harris, and unanimously carried, it was resolved to adopt the proposed personnel policy as presented.

Supervisor Gerald - aye

Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

Discussion followed on the purchase of the sport utility vehicle for the Board. After discussion and a test drive, it was the consensus of the Board to not purchase the vehicle, but instead search for a smaller type van.

On a motion of Supervisor Belcher, seconded by Supervisor Gerald, and unanimously carried, it was resolved to change the place for the February regular meeting from the Courtroom to the School Board Office Conference Room.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye

On a motion of Supervisor Harris, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to adjourn.

Supervisor Gerald - aye
Supervisor Harris - aye
Supervisor Belcher - aye
Supervisor Whitlock - aye
Supervisor Ingram - aye