

**BOARD OF SUPERVISORS  
ADJOURNED MEETING  
SEPTEMBER 4, 2002**

At an adjourned meeting of the Board of Supervisors of Floyd County, Virginia, held on Wednesday, September 4, 2002, at 7:00 p.m. in the Board Room of the County Administration Building, thereof;

PRESENT: David W. Ingram, Chairman; J. Fred Gerald, Vice Chairman; Diane B. Belcher, Jerry W. Boothe, Kerry W. Whitlock, Board Members; George W. Nester, County Administrator; James E. Cornwell, County Attorney.

The Chairman called the meeting to order 7:00 p.m. with the reading of the handicapping statement.

A joint meeting with the Floyd - Floyd County Planning Commission was held on the proposed Floyd County Comprehensive Plan. Planning Commission members present were: Ernest Bryant, Chairman; Larry Petrie, Connie Harmon; Karen Hodges, Clerk; Lydena Martin, New River Valley Planning District Commission.

Mr. Nester led the discussion on the proposed plan. Discussion picked up on the goals as outlined in the plan. Goals are a direction for the County to move toward, there are no specific time frames to be met. The Plan can be amended as time proceeds as goals may change.

Goal 1 - Strategy 1.1.A - Overall water protection and conservation - overall water protection and conservation; adoption of a zoning ordinance to regulate land use; preparation of a Conservation Plan for dry periods; change "adopt" zoning ordinance to "study future land use, including the potential use of zoning, to regulate land uses and their densities"; possibly Town may want to "review" their zoning ordinance since it is already in place.

Goal 1 - Strategy 1.1.B - Groundwater assessment and protection - assessment study to understand existing groundwater supplies; identify high-yield wells for future use; update of future land and water use policies.

Goal 1 - Strategy 1.1.C - Increase of public awareness of best management practices; change "make" needed land management changes to remove Dodd Creek from impaired waters list to "encourage".

Goal 1 - Strategy 1.2.A - completion of soil survey; recognition of importance of

viewsheds - delete the rest of the sentence.

Goal 1 - Strategy 1.2.B - encourage conservation easements; encourage agricultural easements; encourage completion of soil survey; encourage sound agricultural practices; delete “speciality niche”.

Goal 1 - Strategy 1.2.C - Conserve Forests - encouragement of best management practices; encourage re-forestation.

Goal 1 - Strategy 1.2.D - Utilize Subdivision Ordinance to prevent flag lot development and road-side stripping.

Goal 2 - Protect and Enhance Citizens’ Quality of Life through education, training, and better job/income opportunities.

Goal 2 - Strategy 2.1.A - Maintain K-12 education as a top priority with adequate funding for people, space and technology.

Goal 2 - Strategy 2.1.B - Expand local continuing education and workforce training opportunities. Add - Encourage continuing adult education through private means.

Goal 2 - Objective 2.2 - Provide better job and income opportunities in Floyd County (so that wage levels increase and out-commuting decreases).

Goal 2 - Strategy 2.2.A - Encourage and support local entrepreneurship and enterprises. Add new sentence possibly - will come back to this point for further discussion.

Goal 2 - Strategy 2.2.B - Attract more light, non-polluting industries.

Goal 3 - Provide adequate public facilities and services.

Goal 3 - Objective 3.1 - Maintain dependable public safety services. Strategy 3.1.A - County sheriff’s office to continue participation with Regional Jail. Change to “County” instead of “County sheriff’s office”. Strategy 3.1.B - Provide for enhanced cell phone reception as an important emergency service. Add new strategy “Continue to equip and train volunteer fire departments and rescue squad. Add new strategy “Pursue additional homeland defense measures as needed”. Add new strategy “Evaluate the existing communication system and determine ways of improving two-way communication between public safety departments and other jurisdictions”. Add new strategy “Continue to review and update County Emergency Plan”.

Goal 3 - Objective 3.2 - Develop a community center and affordable space for service-oriented non-profits. Strategy 3.2.A - Integrate community center and non-profit space into a new business incubator, in a vacated textile building, if possible. Change “Integrate” to “Develop”. Change to “Develop community center and non-profit space”.

Goal 3 - Objective 3.3 - Expand recreation opportunities and facilities. Strategy 3.3.A - Encourage development of recreation center with gym and indoor pool, perhaps through private donations. Delete “perhaps through private donations”. Strategy 3.3.B - Encourage development of a County fairgrounds with walking trails, etc. perhaps in conjunction with recreation center, 4-H and farmers. Strategy 3.3.C - Develop a venue within the County for youth activities. Change to “Encourage development of a”.

Goal 3 - Objective 3.4 - Build a County geographic information system (GIS) to State planning coordinate standards so that all data can be properly utilized. Strategy 3.4.A - Add parcel lines to County E-911 base map to allow analysis using overlay of various data sources including Census, well and spring data, geology, etc.

Goal 3 - Objective 3.5 - Provide adequate transportation facilities. Strategy 3.5.A - Conduct feasibility study for establishing a local airport. Strategy 3.5.B - Establish formal park and ride lots to meet existing commuter need and encourage car pooling. Change to “Encourage the establishment of a”. Add strategy - “Encourage bikeway/walkway improvements”.

Goal 3 - Objective 3.6 - Provide for adequate public library facilities. Strategy 3.6.A - Conduct needs assessment for future facilities. Strategy 3.6.B - Encourage consideration of collaboration with other public and private entities.

Goal 4 - To Provide for a Diversity of Housing, Including Safe and Decent Housing That is Affordable For All.

Goal 4 - Objective 4.1 - Housing that reflects neighborhood values. Strategy 4.1.A - Assist and encourage rehabilitation of older, unsafe or unsanitary households. Change “Assist and encourage” to Encourage”. Strategy 4.1.B - Adopt zoning to keep like-density developments together. Change “Adopt zoning to keep” to “Study zoning to encourage keeping”. Strategy 4.1.C - Encourage safe and attractive manufactured home parks and developments through Manufactured Home Park Ordinance and Subdivision Ordinance respectively. Strategy 4.2.D - Encourage affordable housing developments beyond just single-wide manufactured homes.

Goal 4 - Objective 4.2 - Encourage long-term viability of private water and sewer systems associated with housing developments. Strategy 4.2.A - Utilize Subdivision Ordinance to establish minimum lot sizes and require bonding and home-owners association responsibility for systems. Consensus was to make 4.2.A more general to fit with Subdivision Ordinance requirements as they may change. Strategy 4.2.B - Utilize Manufactured Home Park Ordinance to establish minimum stand sizes and require owner responsibility for systems.

Goal 4 - Objective 4-3 - Housing that doesn't congest main roads. Strategy 4.3.A - Encourage more than one house per access through Subdivision Ordinance.

Goal 4 - Objective 4.4 - Encourage development of ample housing that meets the “continuum of care”, especially for elderly populations (including retirement homes, assisted living, full-care). Strategy 4.4.A - Encourage private and public developments to meet the continuum of care.

Goal 5 - To sustain rural and small-town charm and value local heritage.

Goal 5 - Objective 5.1 - Encourage more historic and cultural preservation. Strategy 5.1.A - Establish museum(s) and parks featuring Floyd town and county history and culture. Change “Establish” to “Encourage the establishment of “. Strategy 5.1.B - Establish County fairgrounds and annual fair. Change “Establish” to “Encourage the establishment of”. Strategy 5.1.C - Designate Floyd Historic District. Change “Designate” to “Explore possibility of”.

Goal 5 - Objective 5.2 - Continue to enhance the Town of Floyd.

Goal 5 - Strategy 5.2.A - Be more pedestrian-friendly, with more sidewalks and parking. Priorities would be Newtown, West Oxford, and other “hubs” as well as along Route 8 beyond Town limits. Strategy 5.2.B - Pursue improved streetscaping, including burial of utility lines, replacement of street lights with lanterns, and additional landscaping (replace pear trees). Strategy 5.2.C - Pursue development of Town Park. Consensus was to check with Town officials as to their satisfaction with the wording of these strategies.

Goal 5 - Objective 5.3. - Remove trash and junk that is within clear view of public roads.

Goal 5 - Strategy 5.3.A - Encourage annual clean-up days to remove scrap metal, litter, etc. Strategy 5.3.B - Discourage littering.

Goal 5 - Objective 5.4 - Encourage and appreciate the many volunteers who serve their community.

Goal 5 - Strategy 5.4.A - Encourage local press to do special recognitions. Strategy 5.4.B - Do special recognitions such as at annual Fourth of July celebration. Change “Do” to “Encourage”. Strategy 5.4.C - Encourage volunteerism through education.

Goal 5 - Objective 5.5 - To ensure the sustainability of the rural life and local heritage through broad citizen input and involvement.

Goal 5 - Strategy 5.5.A - Encourage respectful conversation and inquiry among the people of Floyd County. Strategy 5.5.B - Facilitate enhanced Town and County cooperation and increase communication among businesses, non-profits, faith-based and civic entities. Consensus was to split the sentence after “cooperation” and add “Promote increased” to second sentence.

Next Section - Future Land Use Guide.

Change fourth sentence of first paragraph from “Commissioners” to a more broad statement.

Growth Anticipated section is based on the latest growth figures that are available. There are two ways to address the growth that will occur - continue on the current path (using the Subdivision Ordinance as a tool already in place to project) or to look at control or regulation more intensely. In this document, the Planning Commission is recommending zoning to control and regulate the growth.

Controlled Growth section - existing growth areas include the Route 8 corridor, especially around the Town of Floyd; the Check/Copper Hill area; the Willis area along Route 221 and State Route 799.

Future Land Use Plan Section - outlines general goals already covered. Preservation of scenic beauty and rural character; conservation of natural resources; orderly population growth; protection of the beauty of the Blue Ridge Parkway; preservation and protection of County watercourses. In Item 4 - change adoption of zoning ordinance to consider adoption of a zoning ordinance. Change classified, secured, and wisely used to classified and wisely used.

Agricultural Areas section - detailing what the map means.

Rural Residential Areas - identifies rural areas of the County not serviced with public sewer or water services, where residences must be self-sufficient.

Conservation Areas Section - identifies conservation areas in the County and preservation of the areas is identified in the Goals section.

Supporting Plans Section.

Economic Development Plan Section - need to revise sentence to obtain grant funds for an incubator building.

Transportation Plan Section - need to add a sentence concerning bikeway/walkway traffic and also under the Goals Section 3.5. Add sentence concerning the construction of a truck by-pass from Route 221 to Route 8.

Recreation Plan Section - have it parallel the goals outlined earlier.

Tourism Plan Section - outlines an excerpt from the Virginia Tourism Corporation.

Fire Protection and Rescue Service Plan Section - needs to be updated to show the daytime contract service and the Women’s Club reaching their goal for digital visual aid equipment for the fire department.

Housing Section - need to add updated numbers as to how many homes are without plumbing. Second paragraph - change “should investigate” to “encourage pursuit of”.

Further discussion on page 37 concerning the accreditation of the schools. Consensus was to remove “Provisionally” since all schools are now accredited, either provisionally or fully.

The Planning Commission adjourned from their meeting to September 24, 2002.

On a motion of Supervisor Whitlock, seconded by Supervisor Boothe, and carried, it was resolved to extend the meeting for an additional fifteen minutes.

Supervisor Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - nay  
Supervisor Ingram - aye

Mr. Nester reminded the Board that the Floyd United Landowners had requested an elected official to attend the meeting with FERC to show interest as to what is going on. Request the Board to consider this matter and your willingness to attend and who would attend. Consensus of the Board was to attempt to have someone available to attend if date and time allows, once both are known.

Mr. Emmett Toms with Dominion Power has contacted the County concerning their intent to not follow anything requested by the County. This would include only doing what is required by FERC and nothing requested by the County as far as environmental impacts. They are not going to consider providing a tap to Floyd County, at their expense, unless we designate a site for them. He has no problem with the County saying that we are opposed to the pipeline crossing the County, however, if it should be approved, that we are provided a tap. Mr. Nester read a draft letter to the Board that he had prepared concerning the matter.

On a motion of Supervisor Boothe, seconded by Supervisor Belcher, and carried, it was resolved to extend the Board meeting for another fifteen minutes.

Supervisor Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye

On a motion of Supervisor Whitlock, seconded by Supervisor Gerald, it was resolved to authorize the County Administrator to submit a letter to the Federal Energy Regulatory Commission (FERC) concerning the County’s strong opposition to the Dominion pipeline, but if the route is approved through Floyd County, that a tap be provided in the Floyd County Commerce Center, in the vicinity of Lot #1.

Supervisor Boothe - nay

Supervisor Belcher - nay  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye

On a motion of Supervisor Boothe, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A.7, consultation with legal counsel concerning actual or potential litigation where public discussion would adversely affect the negotiating or litigating posture of the County.

Supervisor Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye

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

Supervisor Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye

On a motion of Supervisor Boothe, seconded by Supervisor Belcher, and unanimously carried, it was resolved to adopt the following 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 potential litigation in accordance with Section 2.2-3711, Paragraph A.7 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.

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 Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye

This Certification Resolution was adopted.

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

Supervisor Boothe - aye  
Supervisor Belcher - aye  
Supervisor Whitlock - aye  
Supervisor Gerald - aye  
Supervisor Ingram - aye