

**BOARD OF SUPERVISORS  
SPECIAL CALLED MEETING  
JULY 30, 2003**

At a special called meeting of the Board of Supervisors of Floyd County, Virginia, held on Wednesday, July 30, 2003 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; Terri W. Morris, Assistant County Administrator; John Rife, County Attorney.

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

All Board members and counsel signed the waiver of notice for the special called meeting.

On a motion of Supervisor Belcher, 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 about actual or probable litigation or other specific legal matters that require legal advice.

Supervisor Boothe - aye  
Supervisor Belcher - aye  
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 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 Gerald, 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 legal matters and 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.

Mr. Nester presented a request from Ken Miller, Court Services Unit Director. Floyd County has received a \$10,000 grant for in-house electronic monitoring of juveniles. The request from Mr. Miller indicated Montgomery County's willingness to act as the host jurisdiction for purchasing and fiscal management of the grants for the New River Valley localities. This would hopefully enable receiving a lower cost on the equipment when bid.

On a motion of Supervisor Belcher, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to concur with Montgomery County being the host jurisdiction for administration of the in-house electronic monitoring of juveniles and procurement of equipment.

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

Mr. Nester next briefly reported on a meeting he had attended concerning the Virginia Enterprise Zone. This program provides incentives for businesses and industries to locate in the State. Once a zone has been established, it stays in effect for a twenty year time frame. Five positions will be opening up this year. Floyd County meets all the required regulations - employment, out-commuters, vacant buildings, etc. Local incentives need to be offered, which the Board would need to discuss and prepare. The minimum acreage required is 320 acres of undeveloped sites. The application is due October 1, and the Planning Commission is willing to assist if the Board is interested. Consensus of the Board was for Mr. Nester to prepare the application.

Supervisor Boothe questioned the large sinkhole in the Courthouse parking lot and what could be done about it.

Mr. Nester reported that the area would need to be dug up and large stones placed in the hole. It is an old spring. Lack of funds has been the primary reason nothing has been done.

Supervisor Boothe questioned the closing of the Route 8 entrance to the Courthouse parking lot.

Mr. Nester reported that the estimated cost from VDoT was \$56,000 and we just have not had the funds to complete the project.

Supervisor Whitlock questioned the bus unloading area at the high school with the construction going on. School personnel are discussing loading and unloading children behind the high school. Could we make that road one-way?

Mr. Nester will check with Dr. Arbogast to get their plans for the situation.

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

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