

**BOARD OF SUPERVISORS
ADJOURNED MEETING
JUNE 29, 2004**

At an adjourned meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, June 29, 2004 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.

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

Ms. Lydeana Martin, New River Valley Planning District Commission, appeared before the Board. She presented the draft Solid Waste Management Plan for the Board's review and consideration. She commented that update of the plan, every four years, is required under the State Code and Virginia Waste Management Board requirements. The plan addresses both Floyd County and the Town of Floyd. Research for the plan included analyses of the collection system, recycling, regional comparisons, disposal options, and future projections.

The Chairman called for the public hearing on the proposed Solid Waste Management Plan. The County Administrator read the call for the public hearing.

The Chairman declared the public hearing open for comments.

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

Ms. Martin also commented that this is a plan, not a policy, and therefore is non-binding. It can be amended or updated at any time.

Supervisor Boothe questioned the convenience centers being listed as "manned". The Board has not made that decision, convenience centers themselves have just been a topic of discussion. Consensus of the Board was to delete the specificity of "manned".

Mr. Nester presented a draft resolution for the Board's consideration to accompany the plan, which includes adoption. The Town will also have to act on a resolution.

On a motion of Supervisor Whitlock, seconded by Supervisor Gerald, and unanimously carried, it was resolved to adopt the resolution as presented concerning adoption of the Floyd County Solid Waste Plan, as amended (Document File Number).

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

Agenda Item #3 - Approval of FY04 fiscal year-end disbursements. Questions and discussion followed.

On a motion of Supervisor Boothe, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to approve the FY04 fiscal year-end disbursements as presented.

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

Agenda Item #4 - FY04 year-end budget transfers. Ms. Morris presented a print-out outlining the various departments and their expenses for the year. She commented, for the General Fund, expenses were \$176,000 under budget. Questions and discussion followed.

On a motion of Supervisor Whitlock, seconded by Supervisor Boothe, and carried, it was resolved to approve the FY04 year-end budget transfers as presented (Document File Number).

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

Agenda Item #5 - Requests for carry-over funds to FY05 budget. Mr. Nester presented carry-over requests from the Sheriff's Office, Commonwealth's Attorney, Fire Department, Fire/Rescue Fund, and E-911. Questions and discussion followed.

On a motion of Supervisor Boothe, seconded by Supervisor Belcher, and unanimously carried, it was resolved to approve the carry-over request for the Fire Department, Fire Program Funds, in the amount of \$2113.87 to line item 4-010-032030-3206.

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 approve the carry-over requests for the Sheriff's Department: \$24,123 to 4-001-031020-1118; \$9049 to 4-001-031020-8120; and \$8080 to 4-001-031020-8122.

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

Agenda Item #6 - Request from Electoral Board for inclusion of \$900 in budget request for office supplies. Request was not submitted in the original budget request and realized later that it had not been included.

On a motion of Supervisor Belcher, seconded by Supervisor Boothe, and carried, it was resolved to approve the inclusion of \$900 in the FY05 budget, line item 4-001-013010-6001.

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

On a motion of Supervisor Boothe, seconded by Supervisor Belcher, and unanimously carried, it was resolved to approve the carry-over request for the Commonwealth's Attorney in the amount of \$10,239.04 to the FY05 budget, line item 4-001-022010-1300.

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 go into closed session under Section 2.2-3711, Paragraph A.1, discussion of personnel.

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

On a motion of Supervisor Belcher, 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 Gerald, seconded by Supervisor Whitlock, 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 personnel in accordance with Section 2.2-3711, Paragraph A.1 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.

Agenda Item #8 - Appropriation/Approval of FY05 budget.

On a motion of Supervisor Belcher, seconded by Supervisor Boothe, and carried, it was resolved to approve the FY05 budget as presented.

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

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

carried, it was resolved to approve the appropriation of the FY05 budget on an annual basis.

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

Agenda Item #9 - Approval of disbursement to Sun Trust Bank for debt service payment due July 5, 2004. Mr. Nester explained that this budgeted expense for debt service of principle/interest for the Courthouse renovation is due July 5, 2004. This due date will be before the Board's regular July meeting.

On a motion of Supervisor Whitlock, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the disbursement to Sun Trust Bank in the amount of \$177,718.75, as presented.

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 adjourn.

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