

**BOARD OF SUPERVISORS
ADJOURNED MEETING
MAY 24, 2006**

At an adjourned meeting of the Board of Supervisors of Floyd County, Virginia, held on Wednesday, May 24, 2006 at 7:30 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; Terri W. Morris, Assistant County Administrator.

The Chairman called the meeting to order at 7:30 p.m.

Agenda Item 2 - Consideration/Payment of dog claims. Mrs. Morris presented the two claims deferred from the May 9, 2006 meeting. She also presented market prices of the poultry as provided by the Extension Agent.

On a motion of Supervisor Belcher, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve payment in the amount of \$234 to Mr. Cantrell and \$32.50 to Ms. Weinischke for dog claims.

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

Agenda Item 3 - Proposed Resolution - Deer Management Plan. Mrs. Morris presented a proposed resolution as prepared by the County Administrator and commented that options were available on page 2 for the Board's consideration, such as extending the seasons.

On a motion of Supervisor Gerald, seconded by Supervisor Whitlock, and unanimously carried, it was resolved to adopt the resolution as presented, with the addition of a request for one additional week for the seasons listed in items 3, 4 and 5 (Document File Number).

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

Agenda Item 4 - Appointment to Floyd County Social Services Board - Little River District.

On a motion of Supervisor Whitlock, seconded by Supervisor Gerald, and carried, it was resolved to reappoint Ms. Linda Claytor to the Floyd County Social Services Board, representing the Little River District, for a four year term.

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

Agenda Item 5 - Approval of legal services agreement for library expansion. Mrs. Morris explained that Mr. Cornwell had presented this information to the Board on March 14, 2006, but formal action was not taken by the Board at that time. His firm quoted a flat rate to provide legal and bond counsel services for the library expansion. Their rate is above what Rural Development will approve. Their request is for reimbursement from the County in an amount not to exceed \$8000.00.

On a motion of Supervisor Belcher, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the legal services agreement with Sands, Anderson, Marks & Miller and Floyd County in an amount not to exceed \$8000 for the library expansion contract (Document File Number).

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

Agenda Item 6 - Information - Governor's authorization of DSS funding for June 2006 expenses. Mrs. Morris presented a letter from the Governor's Office indicating the approval of emergency funding for the Social Service Departments for June 2006, until such time as the State budget is approved.

Agenda Item 7 - Invitation - Department of Forestry sponsored workshop - Mrs. Morris presented an invitation to the Board for a workshop on fire safety if any Board member is interested in attending.

Agenda Item 8 - Information - Solid Waste Transportation Services. Mrs. Morris reported that the County Administrator has a meeting set up for June 2 with New River Resource Authority staff, Thompson Trucking and County staff to ensure that all details are in place for the change to begin July 1.

Chairman Ingram reported that he had received a call from the Sheriff's Office

concerning a window being shot out at the Library by a person with a bb gun. The Sheriff's Office will be charging the person with destruction of property and mishandling of a firearm. The County will receive restitution for the damages. Question as to whether the County wishes to file other charges against the person. Consensus of the Board was to accept the restitution and not file further charges.

On a motion of Supervisor Whitlock, seconded by Supervisor Gerald, and unanimously carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A.1, of the Code of Virginia, discussion of specific personnel.

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, 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 Gerald, 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 specific 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.

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

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