

**BOARD OF SUPERVISORS
REGULAR MEETING
APRIL 8, 2008**

At the regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, April 8, 2008 at 8:30 a.m. in the Board Room of the County Administration Building, thereof;

PRESENT: David W. Ingram, Chairman; Jerry W. Boothe, Vice Chairman; Virgel H. Allen, William R. Gardner, Jr., J. Fred Gerald, Board Members; Daniel J. Campbell, 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.

The Opening Prayer was led by Chairman Ingram.

Chairman Ingram led in the Pledge of Allegiance.

Mrs. Mary Turman, Treasurer, appeared before the Board. She presented the invested cash and cash in office report as of April 8, 2008.

Mrs. Morris presented the balance sheet and revenue/expenditure summary as of March 31, 2008. She reported, that at 75% through the fiscal year, General Fund revenue collections are at 66%. Collection rate will be higher after April 15 decal deadline and June 5 real estate deadline. Expenses to date are at 77% for the General Fund. There are two housekeeping items on the Board's agenda today, for transfers from Contingency. To-date, only \$9000 has been spent from the budgeted contingency.

The minutes of March 11, 2008 and April 1, 2008 were presented to the Board for review and approval.

Supervisor Boothe noted on page 2 of the April 1 minutes, that the motion should show Supervisor Boothe instead of Supervisor Belcher.

On a motion of Supervisor Boothe, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the minutes of April 1, 2008 as amended.

- Supervisor Gardner – aye
- Supervisor Allen – aye
- Supervisor Gerald – aye
- Supervisor Boothe – aye
- Supervisor Ingram – aye

On a motion of Supervisor Gerald, seconded by Supervisor Allen, and unanimously carried, it was resolved to approve the minutes of March 11, 2008 as presented.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

The monthly disbursements were presented to the Board for review and approval. A list of additional disbursements was also presented for the Board's consideration. Questions and discussion followed.

On a motion of Supervisor Gardner, seconded by Supervisor Allen, and unanimously carried, it was resolved to approve the monthly disbursements, plus additions, as presented.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Sheriff Shannon Zeman next appeared before the Board. He reported: Would like to touch on the bills concerning the man hunt last week. I would say that when we assembled on Sunday, those expenses were covered, there were donations, but it was more than people could donate when we went to so many officers. After we scaled back on Monday, and re-grouped on Tuesday, the State Police made arrangements for all their officers to go into local places. There were hardly any expenses to us then. Most of the expenses occurred in Indian Valley when we had the command post there. I didn't have time yesterday to complete everything, to tell you exactly what we were looking at. The only other thing I'll have to talk to you about will be the overtime issue. I'll have that together by next month and can talk to you about that request. I would like to say to the Board that all the decisions that were made on behalf of the Floyd County Sheriff's Office were made in the interest of the public safety of our community. He was a threat, desperate people take desperate measures and I assure you that he was desperate. We had a lot of resources that were provided to us, great cooperation with everybody in the community, all the agencies, I couldn't believe the people that came out to support us. It gives me a sense of confidence that if something else ever happens, that we have support and cooperation of other people and it was very obvious what people think of Floyd County. The only other thing is, if you think back about a month ago, we had a vehicle wrecked, and I'll be working with Dan on that. I think we have an idea how we can replace that vehicle with the funds that were provided to us by insurance and drug seizure money. I would like to say that the County has been great to work with through this issue, Dan has been great to work with, we've had discussions all along, Ford was great, and I appreciate it very much.

Supervisor Gerald – we really appreciate all that you've done, and to convey that to all your deputies and everybody else. Like I told you before, law enforcement knows where Indian Valley is at.

Sheriff Zeman – we are having the groundbreaking ceremony Friday for the regional jail, hope you'll be able to attend.

Agenda Item 9a – Subdivision plats as approved by Agent for March 2008 – for the Board's information. Mr. Campbell reported that it seemed to be a fairly normal month in terms of number of plats.

Agenda Item 9b and 9c – Transfers from Contingency - \$7000 – County share of CSA Coordinator Salary and \$6000 – County supplement for 12 DSS employees.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to approve the transfers of \$7000 and \$6000 from Contingency to the appropriate accounts, as presented.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

At 9:00 a.m., the Chairman called for the Public Comment Period.

Mrs. Phyllis Beale – I have some information for you that says what I'm going to talk about. I'll have to explain what this is about. I appreciate your time and I appreciate having the chance to be here. This sheet here, I belong to the RSVP here in Floyd for several years, it tries to tell you some of the things we do and the hours that we put in. If you'll notice on the front of the sheet, our volunteer hours for the month of February was 1675 hours. You can see how many people we have working here. We don't just volunteer in one aspect or one place, its anything that we can do for the County and its educational system. Covers all places. We have on the back of this sheet, you will read, on the three places in the middle, it tells about how much we're doing for the elderly citizens in Floyd, when they need to make a trip to the hospital or doctor's office, other than an emergency. That's the hours, effort and time that we put into this. We can't take care of all this. I've had people, my friends, take me to the hospital and doctors for appointments for treatments, same-day surgeries, I've took other people. I've hobbled on my cane and taken other people. People here, senior citizens, that don't have children, that don't have a way, that are taxpayers, where you get your money from here. Yes, I have one child here, but to get him off work to take me, runs me way over \$100/day of loss. Since we are taxpayers, so many senior citizens in the County that are taxpayers, my request is to see if you can help to do something for us in this line, this service. I've checked with Med Ride, they got a grant to take us to these services; Med Ride only included NRV Hospital and Montgomery Regional Hospital. I don't go to the New River Valley; most of the citizens in this County don't go to the New River Valley. My hospital and doctors are in Roanoke. Med Ride doesn't do a thing for us. I don't know who wrote the grant, but it doesn't cover us. If you all have somebody who can write a grant to cover us, to take us to Roanoke, for non-emergency visits, for tests, scans, doctor's appointments. I've had to pay to get somebody to take me to a doctor, I'm on a prescribed pain killer, I am not allowed to drive, with the surgeries and treatments that I've had.

That is a big need here in the County and I would appreciate any cooperation that we can get in trying to get some service that would help us get to Roanoke and different places where we need to go. Sure, there are some elderly citizens in Floyd that pay taxes that go to New River Valley, but that don't take care of the great majority. Any questions about that? Another thing that I would like to ask questions about. The different types of Rescue Squad. I read in the paper here a couple of weeks ago where Dr. Lander was here. I worked a case with him where we lost the patient. I have high respect for this man. But it's like I just said, our doctors and what the most of us need, is in Roanoke. A trauma patient needs to go to Roanoke Memorial, that's our trauma hospital. I was very glad when I was listening to the scanner the other day, when a man had a tractor turned over on him, that's a trauma case, and he went to Roanoke Memorial. I was very blessed to hear that. I didn't know until not too long ago, that when we call the Rescue Squad, we might get the paid Rescue Squad, good. It came to my house one time to haul me, in fact, they hauled me twice. They said we're going to take you to Radford, I said, no you're not. Turn this vehicle around and take me back to the house, I'll call Christiansburg to haul me and they'll take me to Roanoke. I got to go to Roanoke, but I've paid and worked for that for 30 some years. My doctors are in Roanoke. Someone tells me now that we have a paid Rescue Squad and we have the other Rescue Squad, if they should take me, that they will bill my insurance, other than paid people, is that correct? You don't know or you're not supposed to say?

Chairman Ingram – we just listen during Public Comment Time and will answer your questions later.

Mrs. Beale – all right, in that case, how do we classify this as being a volunteer Rescue Squad if they get paid? I don't know, I need to be informed on this. I do know one of the things that I work at is Angels in the Attic. I do know that they put into 17 different organizations and charities. I do know the Rescue Squad gets money from them, the Fire Department and I don't have a list, but there are 17 of them. If you should ask me what I get out of my taxes I spend here in Floyd, my first response would be, I have an awesome Dog Warden. Animal Control, I have all kinds of animals, I've never been denied service from them, and they've saved some of them, and come here to this meeting and got money for me for my animals that were killed. They are the best. Next thing, I've had a scanner in my house since a couple of years after I moved here in 1971. I have never heard the Fire Department, no, we can't respond to that call, they're awesome. I think we have enough volunteers here in this County that these cases, that someone shouldn't play God and someone not be hauled. I was taking care of a patient within spitting range of right here, a nice woman that paid taxes all her life. I stayed with her one night and couldn't get her out of the bed the next morning because of such pain. I called Rescue, they said no they couldn't haul her unless she had fallen. We had Christiansburg come get her, we need to do better. I need to be informed, if my insurance company has to pay if they haul me this evening, is that a volunteer service or paid service? That's my question and I appreciate you looking at this paper to see how much us seniors, and a lot of them are disabled, try to help our other seniors here in this County. I thank you very much for your time. I, along with the Sheriff, am glad that this situation went down peacefully over the weekend. That was an awful lot of cooperation there. Thank you very much.

Mr. Don Johnson, Vice President of Rescue Squad – I want to thank you for my annual wage, you do allow me to get personal property tax on the vehicle I drive to Rescue calls, so for

my \$30 per year, I appreciate that. Dr. Lander was here and gave an excellent presentation on why we do what we do. I'm a little concerned about a misperception that the funds are going to the Rescue Squad, the volunteers. The volunteers receive nothing. It takes about six months of pretty intensive study, a rigorous test with the State to become an EMT. We put in the hours that we have to, to serve the County. We have too few volunteers, we need another 20-30. If we could get those people to volunteer and take the training and run rescue calls. We're on a schedule now, with the new members that we got from the last class, it dropped to eight nights a month, plus a weekend, so we put in quite a few hours. The volunteers get no money for their services; in fact, we pay quite a bit for training, updates, CEU hours. I just wanted to clarify that.

After no further comments, the Chairman declared the Public Comment Period closed.

On a motion of Supervisor Boothe, seconded by Supervisor Allen, and unanimously carried, it was resolved to amend the agenda to include Mrs. Phyllis Beale for further discussion on her previous comments.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Supervisor Boothe – as far as the Med Ride, where you were talking about they take you to NRV hospitals, based on that grant, I don't have a problem if some of our people look into grant money to get rides to Roanoke. I don't have a problem with that. As far as where you're transported, by whichever rescue squad, whether paid staff or volunteer, we as a County government have no equipment, everything belongs to the Volunteer Rescue Squad, Inc., it's in their name. Their policy, based on Dr. Lander's explanation last month, and another lady that was here, their policy is, in an emergency situation, transport to the nearest facility. Now my understanding is, that the dividing point is where Kings Store Road, past the second Ingrams' stores, Kings Store Road and Boothe Creek. That's the dividing line, somewhere in there. If you're on this side of it, you go to Radford or Montgomery, if you're on the other side you go to Roanoke Memorial or Lewis Gale. That's their policy. The Volunteer Rescue Squad, other than us making a contribution, we don't set policy for them. They are an independent group and organization. They came to us and asked for help when the numbers were down. We started out with Carilion. The process ended up where Carilion kept jacking the price up on us, so we didn't contract with them because it was cheaper for us with our own hired staff. Those hired staff follow the policy of the volunteer rescue squad, use their facilities and their equipment. The fee was put in place to offset the cost and expense of having those paid staff. The Rescue Squad may get an increase in their funds on the yearly budget basis, that money, per se, you could look at it and say that money is going into that fund, and they do get money out of that fund, but predominantly it was put in to pay hired staff. Direct linkage that charge is not going to the volunteer staff. If they receive any monetary funds, they lose their volunteer status.

Mrs. Beale – if I in any way related to you that I thought the volunteers was getting a salary, no. I knew that some were paid. What I was asking about, when we get hauled by the

volunteers, why is your insurance company billed and you have to pay since we never had done that before. I didn't mean they were getting paid.

Supervisor Boothe – that's the cost of the paid staff.

Mrs. Beale – you said you don't have many volunteer members. This stuff is stressful, I know, I was there. I jumped out of my running clothes at 7:30 in the morning and jumped into a pair of pants to drive a school bus. I hustled quite a bit on this too. Took classes and did all this stuff. What if this gets to be too much for these rescue squad people and they get worn out with this. What if they decide to disburse and say we don't want to do this anymore? What happens to the money that's in their name? There's several hundred thousand dollars, I understand.

Supervisor Boothe – their bylaws are set up that if they ever disburse, they can turn their equipment and assets over to another non-profit organization or they could liquidate their property and turn all funds over, they could sell their property. We have another emergency board set up as a non-profit organization so that if it happens. None of us want to see that happen. But we have an avenue in place if that did happen, they would have an option if they wanted to turn everything over to that Board and then it would continue on under that agency. So there is a mechanism in place with the County. I said this when we started this, I don't want to see the volunteers go away. I appreciate every one that has ever had anything to do with it, because they kept us that far away from having to have paid staff. If something happens and they do have to disburse, then this Board would have to look at paid staff across the board. That would be something we'd have to look at. I can't say we'd jump in with paid staff, 24/7. I'm not going to speak for the Board, just on my part; I wouldn't want to see us without something in place.

Mrs. Beale – when you said Kings Store Road was the dividing line, and that tractor that rolled over a neighbor of mine, I was glad they made an exception there. Roanoke Memorial is a trauma center, when a tractor rolls over on someone, that's traumatic. They made the right choice.

Supervisor Boothe – I've heard of exceptions being made. In talking with some of the higher ups in the rescue squad, there are not supposed to be exceptions made.

Mrs. Beale – he went to Roanoke Memorial, according to what I heard.

Supervisor Ingram – I think the language is something like this, and not word for word, it's the closest, most appropriate facility.

Mrs. Beale – and it was appropriate for him to go there.

Supervisor Ingram – that decision is made by someone on the scene who can evaluate the situation and make a decision then. That may not be the exact wording, but it's close. Closest, most appropriate.

Mrs. Beale – that's better than a black and white policy, there's exceptions.

Supervisor Boothe – does that answer your questions?

Mrs. Beale – I never had any idea that rescue squad members got paid, no, and I never said that. I wanted to know why, when we had a volunteer rescue squad, that they billed their insurance, where is that money going? But if it's going to the gas, equipment, this, that and the other, that's fine. I didn't know so I asked.

Supervisor Boothe – it goes into a fund to help pay those expenses and the paid staff.

Mr. Michael Maslaney, Town Manager, next appeared before the Board. He reported: Everybody's coming out because of the spring time, and lots of things are happening. With the CDBG grant, we're trying to finish it up. The official date is May 25, we're trying to get all the final construction things done this month, and along mid-May, we'll start the paperwork to wrap it up. Once we do that, that's when the loan pool diverts directly to the Town, and the Town has control over what we do with that. That will start another phase of things that we can do in the Town to help some of the businesses. We'll think about that more as we move forward. The restrooms are going up like crazy. The timber frame has been accepted, we're trying to get the metal roof on it. Several mis-tries on that, I think we've finally got someone to put it all together. The Enhancement Grant, we are moving forward with that. The Council will be reviewing it very quickly, probably at the next meeting. Innovation grants are still being negotiated between the Village Square, Village Green and DHCD, it's always in the fine print where the details are. We just submitted for a new grant for a Farmers Market. Application was sent in on April 4 to help cover construction costs for a market in downtown Floyd. We have some land that has been donated to the Town and if we get the grant, it will probably move very quickly to construct a farmers market, which we all know would be very nicely accepted in the community, and what everybody has wanted for a very long time. We should hear something in 2-3 weeks on that. We're still doing zoning, once a month. We did make some progress last month; we'll have another two-hour meeting this month. We're close to getting the Town boundaries finalized, Katherine made us a map. The Town has essentially shrunk a little bit on all the corners. She did a real nice map that shows all the old and new points. We just want to make sure that before we take it to the Courthouse to record, that we have everything correct. The Town Charter says that the boundaries were set out based upon a plat that was registered at the Courthouse on a certain day, certain deed book. Of course, if you get out that plat, it has a couple of monuments on it but not the clearest thing. We do have a Park Charette planned for June 7; it will be another ice cream social where a bunch of architects will come in to meet with the public to come up with ideas for the park design. David Hill & Associates out of Roanoke will be doing that for us at a reduced rate and we think it will be a nice affair. Everything around the area should be done and cleaned up. The restrooms will be completed and the deck on the Winter Sun looks great, so we hope to have a nice event. We are starting the budgeting process for the Town on May 1. We'll be talking with Shannon Zeman about some of the issue there, things look promising but we'll have to see how things look in respect to the Town. We're looking for an Assistant Town Manager, as you've probably seen in the newspaper. Somebody to help me out and hopefully alleviate a lot of the day-to-day things that I do, and somebody that we could nurture into the Town Manager position at a future date. So we have five resumes to date on that. April 10 is the cutoff date. Changes on the Council – Skip Bishop has retired

effective June 20. He had a lot of issues going on with his life; he's been involved with the Town Council for 21 years. We're now looking for a new Mayor. The process for that is an appointment process, could be one of the current Council members moving over into the Mayor position and then they'd appoint a new Council member, or they could appoint a Mayor directly. So the search is out there for people to participate in the Town Council, so if you have comments on that, let us know. The new Council chambers, we'll take occupancy on May 1. We hope to have the Council meeting there on that date, and it will give us some much needed space.

Mr. Carl Ayers, Social Services Director, next appeared before the Board. He reported: I went back through and did some research on our emergency assistance numbers and those sorts of things over the last several months to give you a better picture of what's we're looking at with struggles of people in the County. I went back through the payments that we've made for emergency energy assistance, 97% of related to electrical shut-offs. Something to be aware of, that our people are struggling with the basic necessity of keeping the electricity on. Those sorts of things. We spent about \$9000 over the last quarter in paying cut-off notices. Very few are related to the oil expense now. What we've seen over the past four years that I've been analyzing it, that people are switching from oil based to electric based heating. From what we're seeing from people coming into our office is basic electric heat. That's a shift that we've seen in this locality. With regards to our program areas, we've had a pretty busy month. We've had around 20 child protective service investigations for the month, and that is a huge number for us. These are more than the basic cases. As the economy downturns, we see an upswing increase in our office for services. We see increases in violence, in abuse and neglect, substance abuse. All the financial pressures really impact the families that we serve out of our office. If the economy continues to function in the way that it is now, you'll continue to see our office have larger numbers and dealing with more difficult cases. There's more to the economic situation than just the money coming and going. Budget – got the recommended budget reductions from the Department of Planning and Budget. From our end of it, a couple of things that will be affected directly, General Relief dollars will be reduced by 3.9%. The only thing that we use General Relief funds for in this County is for burials for indigent people. It would basically reduce the amount that we have to bury somebody if they are indigent. If we have somebody that comes in that has no resources, and the funeral home agrees to accept the payment, which is only \$500, then we do pay that. The other item is Comprehensive Services. That recommendation is that the base amount be reduced by \$23,000 for the coming year, \$24,000 for the coming year. However, the program is sum sufficient. If it remains as a sum sufficient program and they do not change it, it's not going to affect the County negatively as far as funding. If they reduce the base, we still have to provide the services. If they reduce the base, they will have to come up with the money as the cases arise. Just something for you all to look out for. There has been some discussion as to what sum sufficient is or is not. If you get into that discussion, it will affect you if they decide to change how they do the funding for CSA outside of the base. If they decide that only certain cases are sum sufficient, it will impact how much money we'll have to put forward for that program. There's not a proposal out there, but it's something to look at as they're doing the budget reductions, if they change the language, how CSA would be funded. I will update you as I receive information. The only other thing I wanted to speak with you about is that I met with Mr. Campbell and he came down and looked over our office. We have some pretty significant respiratory issues going around our office, and they continue to get worse over the last couple of years. As some of you may be aware, we've had several sewer backups in our

office over the years that I've been there. As best as I can remember, there were four, and maybe more, where the sewer backed up in our office. We got to looking, it has gotten into the carpet and that sort of thing. Something that I wanted to make you aware of, that we need to look at some strategy as to how to handle that and how to move forward. Right now, Mr. Campbell is going to contact a couple of contractors for some kind of idea as to what we need to do to address the issue.

Mr. Campbell – we will be getting cost estimates on removal of the carpet and replacing it with tile similar to what is in the hallway now. Maybe some other air purification or dehumidification devices would help against the back wall.

Supervisor Gardner – have you contacted any agency to check the air quality before you do that? We had that issue with one of the schools and they checked the air quality first before we did any renovations.

Mr. Campbell – we have not done that. We wanted to remove the carpet first.

Supervisor Boothe – more than that is correcting the sewer backup problem itself. We can replace the tile, but we need to fix the problem first.

Mr. Ayers – that has already been taken care of. The pipe was fixed out here in the parking lot. That was approximately two years ago, since that time, we have not had a backup in the office. We think that has been taken care of. However, it has not changed the inside air. I purchased a dehumidifier for the office and we pull two gallons of water every day. This is in the old vault area where we used to keep food stamps. Everything in there had molded. Looking at it, we need to have a better solution. Also, on the back wall, water runs down it continuously and we get puddles in the floor, depending on the amount of rain. There's also carpet in that area too. If the windows are kept shut on the porch on this level, it helps. But you can see the water running down the wall.

Mr. Campbell – I have asked the Building Official to contact a couple of contractors to come in to get their opinion on a solution and costs. Another difficulty is that the office is very crowded, logistically; it will be a challenge to move everyone and all the furniture/equipment.

Ms. Paula Alston, Ms. Cathy Whitten, Ms. Diana Humphrey, and Ms. Molly Cox, representing the Montgomery-Floyd Regional Library, next appeared before the Board. Ms. Alston presented a copy of the strategic plan for the library system, and an annual report for the last fiscal year. The strategic plan concentrates on services to children and expansion of our facilities, prominently featured is the Jessie Peterman Library expansion. She also presented copies of prints of Supervisors Boothe and Gardner reading books at the Library, recognizing the READ program.

Ms. Cox presented a framed print to the Board of the Hokie Bird reading his favorite book.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to amend the agenda to add Mr. Jack Wall and Mr. David Rundgren at 10:15 a.m.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Mr. Rundgren – as you've been aware, the Planning District Commission has been working on sustainable development and some of those kinds of issues for a couple of years. That first page I gave you is a summary piece of work done since October 2007 by the PDC, working with Blacksburg, held a sustainable development workshop on the kinds of things that were going on. We talked about green planning and the concepts involved, looking at conservation subdivisions, and meeting third party criteria for folks like Earth Craft to deal with what things might look like from their perspective. They have a clear urban perspective, and a Piedmont perspective, they haven't started looking at mountains and rural. That's one of things that they are willing to do and that's part of what the workshop coming up is going to be about. On the second page, is information on the NRV Sustainable Development Workshop on May 29-30, 2008. It's focused on Earthcraft's criteria. They're looking at a way to bring together mountainous and rural terrain in their criteria. It's an opportunity for us in the New River Valley, owners of properties such as Mr. Wall, developers who may be working on properties, design professions, engineers, architects, and governing bodies to work together to look at a couple of sample developments. Out of those sample developments, Mr. Wall has offered a project that he wants to develop as one of those projects, and there is another one in Blacksburg that is being built by Housing Community Partners that will look at mixed use development. All of these things bring together some policy issues for us on the regulatory side of things that we're doing with our local governments such as subdivision regulations, zoning ordinances. We're getting new secondary highway acceptance standards, how those will impact, I don't know, because we don't have enough information on them yet. But we know those standards are changing. Stormwater regulations are changing and all will have to be incorporated into the project. We would like you to mark your calendar and hopefully some can attend the sustainable development workshop on May 30. We'll try to get more information to you by your next meeting. We do have some participant size restrictions but we'd love to have at least one person from the Board and one from the Planning Commission attend. One other quick reminder – the green home tour will be April 26, concentrating on recyclable materials, renewable energy, energy systems and that whole plan of development.

Mr. Jack Wall – the big word of the day is sustainability and its pressure on growth, particularly in Floyd. You all know that we'll have major problems if we don't work with the right practices, we'll have the kind of growth occurring that we don't want. Water issues, we have a finite source of water in this County. The Partnership for Floyd is doing a conference on water issues on April 19 and dealing with that specifically. We're also trying to look long-term at what are the issues, how can we work with our environment to create sustainability for everybody in our community. We want sustainable jobs, sustainable water use, and sustainable energy use. We're trying to set some examples as to how to do this. I have a 70 acre piece of

property on Franklin Pike that we're going to use as an example for a sustainable community. It will be working with the latest technology and also shows a small village community built with sustainable agriculture methods using land/water collection systems, energy efficient resources, and ways of living that provide jobs for people that will be based on sustainable practices in agriculture and community supported way of life. We're working on this, part of the project, and seeking the Earthcraft Community Standard. They have some new standards that they're working on for small communities. Such as cluster housing so a common water system could be used. Small village type of developments, with a small cluster of houses working off of a common sewer system, rainwater collection, to reduce the use of freshwater. We're working with systems that reduce the need for fresh water out of the ground. It's a major thing with the geology in Floyd County and we all need to be concerned about that. We're trying to set some examples. The conference that David was talking about, we will be participating in that showing the demonstration project that we're developing. We're already working with Virginia Tech on a sustainable community and hope we can get as many Floyd people to attend as we can. There are a lot of public policy issues that come into play with this also so we're trying to take our time and do our research.

Agenda Item 9d – Proclamation for National Library Week. Mr. Campbell presented a draft proclamation for the Board's consideration.

On a motion of Supervisor Gerald, seconded by Supervisor Gardner, and unanimously carried, it was resolved to adopt the Proclamation for National Library Week as presented (Document File Number _____).

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Agenda Item 9e – Farmers Market Advisory Committee. Mr. Campbell reported that he had been contacted concerning the formation of an initial steering committee for the Farmers Market. They envision a nine member committee consisting of four producers, crafts/artisan person, Village Square member, Town Council appointment, Board of Supervisors appointment and a member at large. The Town may take this over at some point. The appointment does not have to be a Board member or staff. Suggestions from the Board included Jon Vest, Extension Agent and Sandra Greenwood, retired teacher. Mr. Campbell will contact the suggested representatives and report back to the Board.

Agenda Item 9f – NRV Housing Consortium – follow-up questions/answers were mailed to the Board in a previous pack. There is a meeting on April 24, 2008 at 9:00 a.m. at the NRVPCD Office concerning distribution of funds. Consensus of the Board was for the County Administrator and Chairman to attend said meeting and report back to the Board for further action.

Agenda Item 9g – Request for local vehicle licenses (free decals). Mr. Campbell reported that Supervisor Allen had received a request for these free decals for law enforcement. Sent

copy of the State Code section to the Board as to who is allowed free decals. Consensus of the Board was to discuss the matter further with the County Attorney later in the day, when the decal ordinance amendments are discussed.

Agenda Item 9h - Upcoming appointments to various boards/commissions – for the Board’s information – these will be advertised in the next few weeks for a June 30 deadline.

Agenda Item 9i – State Budget Report (correspondence) – Mr. Campbell presented a draft letter for the Board’s review concerning how the State budget cuts will affect Floyd County. He reported that the cut of approximately \$78,000 was going to be tough, but felt fortunate it wasn’t more than that amount.

On a motion of Supervisor Gardner, seconded by Supervisor Boothe, and unanimously carried, it was resolved to authorize the County Administrator to submit the draft letter as presented, concerning State budget cuts, to the Governor, State Legislators, and a copy to the Town Council.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Agenda Item 9j – Setting of tax rates for FY09 budget.

On a motion of Supervisor Boothe, seconded by Supervisor Allen, and unanimously carried, it was resolved to adopt the FY09 budget tax rates as advertised/presented, at the same rates as the FY08 budget.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Mrs. Myra Grim, EMS Administrative Assistant, next appeared before the Board. She presented a copy of Mr. Dalton’s report for agency #1219. If there are questions, she would be glad to relay same to him. She presented a copy of her report for March 2008 indicating a balanced report with career/volunteer call sheets. She outlined one new report item, accounts with amounts written off, which could relate to a remaining balance or full payment. She commented that she had reviewed each case carefully and confirmed same with Diversified Ambulance Billing and the amount of \$66,991.20 was written off. The auditor had suggested that this action be done on a yearly basis. Another report also received from Diversified Ambulance Billing included a list of individuals/companies that needed to be reimbursed – could have been an insurance over-payment or a patient paying when secondary insurance paid. All information was reviewed for accuracy and reimbursements have been sent. Write-offs are not included in the aging report.

Mr. Gene Dalton, EMS Operations Manager, appeared before the Board. He explained and demonstrated the new equipment purchased by the Board for in-bone IV placement. Training on the new equipment is planned for next week for both career/volunteer staff. For the month of March 2008, there were 49 patients; 38 transported, 11 not transported, no transfer of care, 1 cancellation, 3 fire standbys for a total of 53 calls. The Response Unit had 31 calls; 14 assists with volunteers to transport, 14 assists, 3 cancellations, for a total of 84 EMS calls. Nursing Home – 8 patients with only one true emergency, for a year-to-date total of 52.

Mr. Ford Wirt, Emergency Services Coordinator, next appeared before the Board. He reported: Regional Jail – for March, 22 residents, 27 the previous month, total of 604 the previous month, 587 current month, for 610 average daily. The upcoming budget is based on 600 residents. The State budget cuts information indicates a proposed cut of \$265,000, which will be addressed in an upcoming budget meeting. Concerning the expansion, have received verification from the bond company of attaining an A3 rating, which will lower the bond insurance premium. The jail is certified for 370 inmates now, adding 488 beds which increase capacity to 1200 with double bunking. The groundbreaking ceremony for the expansion is Friday, April 11, 2008 at 11:30 a.m. Concerning the search last week, everything from the emergency services standpoint went well. When there were a limited number of law enforcement personnel, merchants donated food for the 20 people. But, when personnel numbered over 200, donations could not keep up. Bills have been submitted to the State Police for possible reimbursement, and we hope to hear something from them within the next 30 days. Cooperation from all agencies was tremendous and excellent. The School Board was very generous in providing Indian Valley Elementary School for a command post, the logistics were very hectic. The well permit has been obtained for the Indian Valley Fire Station, finally, after two years. The easement information will be provided to Mr. Cornwell for review, since the well site is on an adjacent property owner's land.

Dr. Terry Arbogast, School Superintendent, next appeared before the Board. He presented the enrollment report for March in the amount of 2036 pupils. He commented that the State revenue comparison, original vs. final, indicates a reduction to schools in the amount of \$76,417. The School Board has a work session at 6:00 p.m. tomorrow night to discuss the matter. He presented information on on-line advanced courses for 7th-8th graders, especially in the math areas.

The Board recessed for lunch with Dr. Arbogast at Indian Valley Elementary School.

Mr. Bob Beasley, VDoT Residency Administrator; Ms. Heidi Coy, VDoT, and Officer Keith Gregory, Virginia State Police, next appeared before the Board, concerning the Highway Safety Challenge Program, which is a target to reduce driver deaths.

Mr. Beasley – this program began in October 2007 when VDoT, Virginia State Police and Virginia DMV joined forces with the target of reducing highway deaths in Virginia. The focus of this is on the driver, who is, of course, the decision maker behind the wheel and must take responsibility, ultimately, for the safety. We have a web site, www.safevahighways.org if you're interested in further information over what we speak about today, you're invited to get on that site and find a number of resources. In Virginia, we have 900+ people who die each year on

our roadways, that's 19 per week, 3 per day. One of the biggest things that people don't do that could save their lives is not wearing seat belts. If you wear a seat belt, you can reduce your risk of death by 45% if you're in a car, 60% if you're in a SUV. 38% of vehicle crashes involve drinking alcohol. Traffic crashes are the leading cause of death for Virginians under age 30, that's a sobering statistic. In Floyd County, in 2007, there were 163 crashes, 113 injuries and 1 death. I dug up some figures a little further back. In 2006, the numbers were more sobering, there were 146 crashes, 5 deaths and 97 injuries. So, this County has its share of carnage on the roadways. There is an average of one injury for every two miles in the County on the primary system. The good news, if there is good news in this subject, we are in the lowest category for deaths in Virginia. Part of that, of course, is the low population. There are other factors, and it is difficult to analyze. You can see the numbers of injuries/deaths from 2001-2006, and it is broken down between primary and secondary roads. 65 accidents on primary in 2006, 67 in 2007 on primary, 95 on secondary. We have more accidents on the secondary roads, but we have much more secondary roadway miles. Two-thirds of the accidents with injuries in Floyd involved the vehicle leaving the roadway. This statistic simply perplexes, and I don't know that it isn't linked to the fact that 50% of our secondary roads are unimproved. I was talking to Trooper Gregory earlier, one of the largest problems in rural Counties which is borne out by statistics, is speed. If we have folks who are speeding on unimproved roads, they are definitely taking their lives into their own hands. If they leave the road, there is often a line of trees, and those things do not move. Some of the things that you can do that is being expressed by this highway safety challenge are: buckle up, that's one of the easiest, simplest measures to take, it makes a huge difference if you're involved in an accident; avoid distractions – don't eat while driving, talk on your cell phone; share the road with cyclists, motorcyclists and pedestrians. That's simply being courteous and considerate and most folks are. We have a segment of folks in a rush and want everybody to get out of their way. One sobering statistic as far as motorcycles go, there has been a 61% rise since last year in motorcycle related deaths, partly linked to the large increase in motorcycles on the road, but that doesn't explain the whole thing. Drive drug and alcohol free, 38% of all fatalities involve alcohol. Obey posted speed limits. Interestingly enough, a national statistic says that rural America actually has more fatalities than in the cities, maybe we feel more comfortable on our roads, there is less traffic and we feel we can speed and get away with it. I'm not sure what the causes are, but the statistics are clear. Three things that the agencies are going to do to help this call: 1) VDoT will improve safety via engineering; 2) enforcement by Virginia State Police; 3) public awareness by all agencies. The #1 issue is driver behavior and we're often the cause of an accident because of decisions we make or fail to make. I'm basically asking you to take this highway challenge – talk to your friends and family and take the web site and look at it when you have a few minutes. It's a very good website with a lot of good information that we need to stress, especially to our young folks. I was speaking with Heidi and Trooper Gregory earlier; I would love to find a way to do some presentations to our high school driving classes, to get straight to the kids before they get on the road, before the bad driving habits set in. The stats for Floyd County, there are 11,087 licensed drivers in Floyd County, 163 crashes in 2007, 146 in 2006. We're concentrating on fatalities here, but I also want to relay the injuries across Virginia. There were 73,348 people injured, 51,326 of those were drivers, 20,099 were passengers, for a total of 151,692 total crashes. That's overwhelming when you think about it. The two movements that are the most critical, and apply to both urban and rural areas are: 1) failure to yield, it's that thing of I'm in a rush to get where I'm going and the devil take the high road, and 2) following too closely. Once again it's that in a rush type of mentality. I thought the

weather would play a large difference in this, but on looking that up, in 84% of the accidents the weather was either clear or just cloudy. By and large, it's us, the person behind the wheel.

Trooper Keith Gregory – presented handouts of various statistics for Floyd County. These are for 2006, which are most recent dates. One of the biggest problems for us is speed, if they're anything that really hits home for Floyd is speed. It's a bedroom community to Blacksburg, Christiansburg and Roanoke. I can't prove this, but in 13 years here, if there is a road that has a big speeding problem, its 221. You would think Route 8 between Town and the Montgomery County line would be the worse since its been improved, but my best speed on Route 221 was 107, that was down next to River Ridge Road. Most of them are headed for Roanoke and the average speed is the low 70's. If you look at the fatality stats, we have five for 2006, in 2007 we had one. Injuries went up by 10. Property damage went up. Total crashes were up. Alcohol is somewhat of a factor but speed is the problem. We only have four troopers assigned to the County. Maybe you can hit home with State Headquarters in Richmond, we are supposed to have five, but only have four. The budget is a consideration, so certainly it would be worth looking at. It is based on population, which we have increased, and fast approaching 15,000. If you look at the ratio of troopers vs. population, we're down in that respect. The Legislature only allots so many troopers. On the second sheet, there is a comparison of Floyd County with other Counties adjacent to us, gives the roadways, day of week, time of day, type of vehicle, type of accident, etc. Most are not wearing their safety belts. This past December, the State Police, in conjunction with the Sheriff's Office and Farmers Insurance, had a program aimed at juniors and seniors at the high school. The emphasis was to wear their seat belt just for 2008, and condition them to get into the habit. We gave them \$300 to use at the school for anything they wanted. The Principal advised us that they would use it for the prom. We wanted them to feel like there was something in it for them. This next year, we're going to try to again, and give \$100 to two different students, for a prize for wearing their seat belts. One of the problems we face with secondary roads, it's tough to enforce the speed limit. Most of the time we use moving radar. It's hard for us to sit somewhere with radar, get turned around and catch the person. Also, on-coming traffic warns other drivers by flashing their lights. It makes it difficult. We get a lot of complaints on White Rock Road; they're running in the upper 60's. It's hard to get around everywhere, to patrol 383 square miles with one trooper per shift. Fortunately, we have had a reduction in fatalities, we only had one last year, but that is one too many.

Mr. Beasley came back before the Board to discuss routine maintenance items. He commented that they are trying to catch up on machining, patching, etc. The machine is in the Check area now and is moving west through the County.

Supervisor Gardner – Old Furnace Road – gravel was put down but there was so much dirt in it, that it made it worse.

Mr. Beasley – we have had complaints with it, the appearance is that it is mud, but the tests that have been done on it indicate that it is ok. We have let out a new contract so it will change shortly.

Supervisor Allen - it does pack better though, it is like cement.

Supervisor Boothe – appreciate the brush cutting and other work that has been done.

Supervisor Gerald – nothing to report today.

Considerable discussion followed with Mr. Beasley as to the Clarke County Board of Supervisors not voting on the 6-year secondary road plan, as to what would happen with funding? Mr. Beasley commented that he would obtain information on the matter as he was not familiar with their action or VDOT's reply.

Supervisor Allen – nothing to report today.

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

Agenda Item 7j(i) – Draft Transient Occupancy Tax Ordinance – Mr. Cornwell presented a revised ordinance for the Board's review. The General Assembly changed where the money goes, it was that the County kept the entire 5%, but now we can only use 2% in the General Fund, 3% has to be used for tourism related activities. The transient tax, for more information, basically is a tax on hotels, motels, boarding houses, travel campgrounds and other facilities offering guest rooms to persons occupying same for less than 30 days. It would cover bed and breakfasts and things like that. The maximum tax that can be charged is 5%, 2% to be used in your general fund, the other 3% has to be set aside for tourism related activities, after you either hold a public hearing or meet with local tourism industry organizations. The hotel, motel, or bed and breakfasts charge the tax and files a report with the Treasurer and Commissioner of Revenue on a monthly basis and remits the funds. (Read the section from the Virginia State Code to the Board). What I put in the ordinance was that any excess tax over 2% shall be collected and spent as provided by State Code. The Code goes on to say that if there are no local tourism organizations in the locality, the governing body shall hold a public hearing prior to making any determination as to how to attract travelers to the locality and generate tourism. These are old sections of the Code but just apply to Floyd County this year. It has to be used for tourism initiatives. You confer with the tourism organizations as to the initiatives.

Supervisor Boothe – like the Rocky Knob project that is developing, we could use some of the funds for the marketing of that program.

Mr. Cornwell – sure, or the brochures that you hand out on the Blue Ridge Parkway, it could be used for that. The Crooked Road program would be eligible. Before last year, we could charge the 5% and keep it all in the General Fund. The State Code changed last year, and was effective to 14 localities, that only 2% could be retained in the General Fund. In order to adopt this ordinance, you have to have a public hearing.

Mr. Campbell – is the 10% penalty on both the report and the tax if not paid and reported on time?

Mr. Cornwell – actually if both are not submitted on time, the 10% penalty would apply to both. I will draw one other thing to your attention; you can allow the businesses that are

collecting this tax to retain some of it for the bookkeeping expenses of collecting it. The State Code says no less than 3% nor more than 5% of the amount they collect.

On a motion of Supervisor Allen, seconded by Supervisor Gardner, and carried, it was resolved to authorize the County Administrator to advertise for a public hearing on May 13, 2008 at 7:30 p.m. on the proposed ordinance enacting the Transient Occupancy Tax.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – nay
Supervisor Boothe – aye
Supervisor Ingram – aye

Agenda Item 7j(ii) – Draft amendments to the Motor Vehicle License Ordinance. Mrs. Mary Turman, Treasurer, Mrs. Maggie Sutphin, Commissioner of Revenue, and Mrs. Lisa Baker, Deputy Commissioner of Revenue, joined the discussion. Mr. Cornwell commented that this draft amendment to the ordinance will do away with the decals, to make it chargeable with the personal property tax bill. I tried to keep all of the provisions that we've had, the tax amounts were left the same, left all the vehicles the same, left all the exemptions the same, the only thing I changed was to make it chargeable once a year. I deleted the requirement of actually having a decal, and made it payable on December 5 of the preceding year for motor vehicles with the idea that when the personal property tax bill is sent out, the vehicles that the person owned, would pay for the decal at the same time of the tax.

Supervisor Allen – this is strictly for vehicles that are tagged and have State registration on them?

Mr. Cornwell – yes, we do not have at this time, a fee on vehicles that are not on the road. There is a presumption that if you list your vehicle with the DMV, that you are going to use it on the road, if you have a license plate on it. If you have a vehicle that is unlicensed, there is no presumption. You do have the authority to tax unlicensed vehicles if you wish to do so.

Mrs. Turman – last year, we took in \$405,799 in decals, we spent approximately \$10,000 in buying the decals, postage, etc. Maggie and I have a problem with all these fees, we've always had a problem with the three different trailer rates because Southern Imaging has a problem getting our forms right. We are the only County that has different prices. Its wrote up, gross weight, which Maggie deals, we use empty weight. Since she's the one putting it on, she uses gross weight. Last year, with the automobiles and trucks, we sold 14,780 decals, which brought in \$379,249. We had 17,492 vehicles, some people are running around without a decal. If we just use one fee of \$25, for those 17,492 vehicles, we would have took in \$437,300, more than what we took with the trailers, motorcycles, and everything. I've talked to about four Counties, most of them has one fee. Some have one fee for the trucks and cars and nothing for trailers or motorcycles, and getting more money than they did with the other decals. The ones that do have the trailers and motorcycles have dropped the trailers back to \$6.50 and the motorcycles \$10, and trucks/cars \$25. I have talked to Southern Imaging, they don't know how they're going to program it to get all of this on the personal property sheet. They do 45 Counties and none of the other Counties have all these different prices. I've talked to Bright, they have

got the program set up with one fee for automobiles and trucks and things. If we go to different prices like we are now, they're going to have to give us a specialized program, which you know how much that would cost. We're just saying that if it stays this way, we're going to have major problems. If we just do them all at \$25 for example, we're going to get the ones that aren't buying decals now, because it will be on their personal property tax bill.

Mrs. Sutphin – most of the ones that I've talked to have one fee. With our work load in our office, we're going to have to do what we can to not put more work load on us.

Supervisor Boothe – so you're looking more at equalizing out across the board?

Mrs. Turman – right. Montgomery County is charging a flat \$20. You can set the fees whatever, according to the Code allowances.

Supervisor Allen – is there any cost to implement this with the State?

Mr. Cornwell – none.

Supervisor Allen – I understood that if you went to the DMV and you had not paid this fee, they wouldn't issue you the State decals until you paid the fee?

Mr. Cornwell – correct, the Treasurer will enter DMV stops.

Mrs. Turman – we can do DMV stops, we've never done them before but that might be something that we can do when we don't have to sell decals. There is a charge but we'll put it back on the taxpayer for the stop.

Mr. Cornwell – I did not provide for proration in this ordinance, if someone in Floyd County buys a new car, they'll pay the full fee. If they sell a car, they won't get a refund.

Mrs. Turman – we'll save there also. Before, if they sold a car and brought the sticker back to us, they got a refund.

Mrs. Sutphin – so the proration will be on our office to do?

Mr. Cornwell – there's no proration.

Mrs. Sutphin – when they bought one?

Mr. Cornwell – if they buy one on October 31, they owe the whole year's decal.

Mrs. Sutphin – how are we going to know this?

Mr. Cornwell – DMV, that's why you need to be connected to them.

Mrs. Sutphin – that will be our office to take care of too. All this is coming back on our office to do.

Mr. Cornwell – my understanding from what some Commissioners do is, they go in monthly and check the DMV list.

Mrs. Sutphin – but having the time to do that, we don't have time to do that with our work load now.

Mrs. Sutphin – one other thing, where the Fire Department gets one free, you've got in here, to notify us before November 1 of each year, we update our books in August.

Mr. Cornwell – we can easily change that. They probably need to notify you whenever there is a change. I'll look at that to see what would work.

Mrs. Sutphin – someone coming in from another County that has already paid?

Mr. Cornwell – they get credit for that, they have ten days to notify the County, you can pick it up on DMV checks.

Mrs. Sutphin – and what if they haven't paid?

Mr. Cornwell – they are supposed to notify you within ten days when they re-locate. If they don't, you pick it up on the DMV checks. If they sell or buy a vehicle, they are supposed to notify you within ten days also. If I got a decal and paid personal property taxes from where I came from, I'm good for that year, but you'll get me the next year. DMV is supposed to be notified every time you move.

Mrs. Turman – this would be put on the 2009 bill, right?

Mr. Cornwell – starts January 1, 2009, so it would be on the December 5, 2008 bill.

Mrs. Sutphin – you are kidding, right?

Mrs. Turman – but they've already bought decals this year.

Mr. Cornwell – this is the short year to start it.

Chairman Ingram – well Maggie, how do you do it now? You have to get the info from DMV now, don't you?

Mrs. Sutphin – we get a download January 1 and then the Treasurer takes care of the decal side. When they get a new vehicle they go to the Treasurer, they don't come to our office.

Chairman Ingram – but we fill out a form and return to you by May 15.

Mrs. Sutphin – that’s for personal property. But we’re going to have to track who comes in and who goes out. The Treasurer handled all that before.

Supervisor Boothe – you’re talking about coming up with a figure as to who owns what?

Mrs. Sutphin – no, we do the assessing as of January 1 of every year.

Supervisor Boothe – no, I’m talking about the decals.

Mrs. Sutphin – we do the download in our office, we do all the clean-up, address corrections, it takes days. Once we do all that, the Treasurer gets it to do the decals.

Mr. Cornwell – under this system it would go out with the personal property tax bill which you send out in October. It would be up to the person when they pay their personal property tax bill to tell you about any changes that you don’t have, and pay the correct decal amount. So you send a bill with three vehicles, the decal fee would be x, an additional amount for each decal.

Mrs. Turman – and we have the same collection tools to collect fees as we do taxes?

Mr. Cornwell – yes, you can do DMV stops.

Mrs. Sutphin – I talked to other Counties who’ve had to run their books 6-8 times or even more to get it balanced because of the fee. We’ll be one short this time because I have a girl that’s expecting and will be out on maternity leave at that time. It’s hard to get it all done when we’re all four there.

At 3:00 p.m., the Chairman called for the Public Hearing on the proposed amendments to the Floodplain Ordinance.

The County Administrator read the call for the public hearing.

Mr. Cornwell – As you are aware, the County of Floyd has a floodplain ordinance so that people in the floodplains of Floyd County can participate in the insurance plan through the Federal government to cover damages in case of floods. The Federal government has passed new requirements for the Federal Insurance Plan and has passed those requirements to us to make our ordinance comply with the new statutes. We have changed some definitions, primarily the ones related to manufactured homes, recreation vehicles and structures. We’ve also changed permits that are required, notification requirements. When a permit is issued, my understanding from Lydeana, who talked to the Federal people, and who has looked at the actual floodplain maps, the changes did not make any properties that were not in the floodplain, now in the floodplain. As far as I know, it also did not take any out. The map is the same. These changes have been discussed and negotiated with, and approved by the Federal agencies that are involved in the floodplain flood insurance program. I recommend the changes to you.

The Chairman called for comments from the audience.

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

Discussion continued with Mrs. Sutphin and Mrs. Turman on the proposed amendments to the motor vehicle decal ordinance. Discussion centered on using class codes for different types of vehicles instead of weight. After considerable discussion, it was the consensus of the Board for staff to obtain revenue projections for each class of vehicles: 1) cars, trucks, semis - \$20; 2) motorcycles - \$10; 3) trailers - \$6.50; 4) farm use - \$15, information to be available for the next meeting for further discussion. Discussion also next month on the possible free decals for law enforcement.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A.3, discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; Paragraph A.7, consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

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

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

On a motion of Supervisor Boothe, seconded by Supervisor Allen, 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 property and potential litigation, in accordance with Section 2.2-3711, Paragraph A.3 and 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 judgment it was a departure.

Hearing no statement, I call the question.

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

This Certification Resolution was adopted.

Mr. Cornwell – I would remind you that you had your public hearing on the proposed floodplain ordinance and that can be adopted if you so desire. You also have a license agreement pending with Verizon for lease of space on their tower in the Copper Hill area. This is a 5-year agreement at no charge to the County for placement of emergency equipment on their cell tower. This will ensure communication capability in an area with poor coverage. I have reviewed the draft lease agreement and would recommend its approval to you.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to approve the lease agreement with Verizon as presented, and authorize the Chairman to execute the said agreement (Document File Number _____).

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

On a motion of Supervisor Boothe, seconded by Supervisor Gerald, and unanimously carried, it was resolved to adopt the Floodplain Ordinance amendments as presented, and reaffirm the existing ordinance (Document File Number _____).

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

On a motion of Supervisor Gardner, seconded by Supervisor Boothe, and unanimously carried, it was resolved to amend the agenda to include discussion of the School Board request of renovations.

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram – aye

Mr. Campbell outlined the request from the School Board for renovations beginning July 2009: 1) County responsible for part of costs; 2) County responsible for all costs; 3) County gives blessing to School Board themselves to borrow for the entire cost. Their request included windows, roofs, electrical upgrades and air conditioning.

After considerable discussion, it was the consensus of the Board to support the \$1.25 million renovation project of the Floyd County School Board, at their complete expense, without any funding from the County because of its cash flow situation, and the matter to be considered again with the FY10 budget. The Board also asked that Mr. Campbell convey a letter to the School Board indicating the Board's action.

Supervisor Allen asked that the recycling discussion be placed on the agenda for next month.

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

Supervisor Gardner – aye
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – aye
Supervisor Ingram - aye