

**BOARD OF SUPERVISORS
REGULAR MEETING
AUGUST 12, 2008**

At the regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, August 12, 2008 at 8:30 a.m. in the Board Room of the County Administration Building, thereof;

PRESENT: David W. Ingram, Chairman; Virgel H. Allen, William R. Gardner, Jr., J. Fred Gerald, Board Members; Daniel J. Campbell, County Administrator; Terri W. Morris, Assistant County Administrator.

ABSENT: Jerry W. Boothe, Vice Chairman.

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 as of August 12, 2008. She also presented the 2007 delinquent tax lists for real estate and personal property. A summary of tax collections was also presented, indicating 98.14% collections for 2007 real estate; 96.50% collections for 2007 personal property; and 98.20% collections for the first half of 2008 real estate.

Mrs. Morris presented the balance sheet and revenue/expenditure summary for the period ending July 31, 2008. She reported, at 8% through the fiscal year, that revenue collections for the General Fund are at 4% and expenses at 12%. The expense figure is somewhat skewed by the large debt payments that were due in July. The auditors are working through their second week in the County and things are progressing very well.

The minutes of July 8, 2008 were presented to the Board for review and consideration. Chairman Ingram indicated a correction on the last page, that he should be shown absent from the meeting.

On a motion of Supervisor Gerald, seconded by Supervisor Gardner, and carried, it was resolved to approve the minutes of July 8, 2008 as corrected.

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – absent

Supervisor Ingram – abstain – not present at meeting

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

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

Mr. Wendell Peters, Clerk of Court, appeared before the Board. He had nothing to report today.

Chief Deputy Bruce Turner, representing Sheriff Zeman, next appeared before the Board. He had nothing to report today.

Agenda Item 8a – Subdivision plats as approved by Agent for July 2008. Mrs. Lydeana Martin, Subdivision Agent, appeared before the Board. She reported some increase in the number of plats for July, with 14 plats, which included 21 lot creations.

Agenda Item 8b – Appointment to Workforce Investment Board – business representative.

On a motion of Supervisor Gardner, seconded by Supervisor Allen, and carried, it was resolved to appoint Mr. Neil Sagabiel to the Workforce Investment Board as a business representative.

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

Agenda Item 8c – Designation of County Administrator/Planning Commission Chair as Acting Subdivision Agent. Mr. Campbell reported that the Floyd County Code does allow the appointment of an Acting Agent in the absence of the Subdivision Agent. With the upcoming absence of the Subdivision Agent for an extended period, request that the Board designate a temporary replacement. Mrs. Martin has met with the Planning Commission Chairman, and he is willing to provide this service. She has also prepared check-lists to assist in the approval process.

On a motion of Supervisor Gardner, seconded by Supervisor Gerald, and carried, it was resolved to appoint the County Administrator and Floyd – Floyd County Planning Commission Chairman as Acting Subdivision Agents for an interim period.

Supervisor Gardner – aye

Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – absent
Supervisor Ingram – aye

Agenda Item 8d – Proposed Resolution – Affirmation of Authorization to Pick Up Employee’s Contribution to VRS. Mr. Campbell reported that this re-affirmation is required because of new IRS regulations. This action was taken in 1988 by the Board in office at that time.

On a motion of Supervisor Allen, seconded by Supervisor Gardner, and carried, it was resolved to adopt the resolution as presented entitled “Affirmation of Authorization to Pick Up the Employee’s Contribution to VRS for Floyd County Board of Supervisors, 55131, Under Section 414(h) of the Internal Revenue Code (Document File Number).

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

Agenda Item 8e – Appointment of Interim Building Official. Mr. Campbell reported that it is not a requirement for the appointment; it is at the Board’s discretion. Mr. Kenny Cox has been performing the required inspections and things are going well. There has been strong interest in the position, with several good candidates. Interviews will be held later in the week.

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

Pastor Warren Brown – I’m pastor of Faith Baptist Church in Check, Virginia. I do know that Paul Lacoste was supposed to address the Board at 9:15 about the Shooting Creek Brewery.

Mr. Campbell – he had tentatively asked to be on the agenda but subsequently contacted the County and said that he would delay that discussion.

Pastor Brown – there is an ABC hearing tomorrow in Roanoke about the Shooting Creek Brewery. I do know that citizens that we’ve talked to in the area, oppose the brewery in the community and would like to get some feedback from the Board, as to what you guys think about it, about the brewery being right there, having an ABC license, and selling alcohol on that little road. What do you think about that?

Chairman Ingram – our normal procedure during Public Comment Period is to listen and we don’t discuss or comment. Your floor is yours if you have other things you’d like to say.

Pastor Brown – we have talked to the people along the road. I have some parishioners who live on the road and are concerned on several levels. One, should the brewery bring tours through there, from Chateau Morrisette and other wineries. The citizens that we’ve talked to, and we’ve gone up and down the road, they are concerned about the type of traffic that will be

coming in and out of there, possibility of inebriated traffic coming up and down the road, making it a danger, especially for children and grandchildren playing along the road. I'm sure most of you have been out there, you know where Thomas Farm Road is, you know that the road can't handle that type of traffic, it's very dangerous. That's one of the concerns. The other is that they don't really want that type of business in their community, because of the traffic, and especially the fact that the people may be drinking. They're really concerned about that. I, as a representative, just for the people that we've talked to, and they have not in any way made me their representative, no one else is speaking out so I am, would oppose the brewery getting an ABC license and would appreciate any type of action along that line by the Board of Supervisors or anyone else who would like to voice their opinion on that. That's about all I have to say unless you have questions for me.

Supervisor Gerald – when is the public hearing going to be held in Roanoke?

Pastor Brown – it's going to be tomorrow. I don't know the place, I don't have the information.

Supervisor Gerald – I would just like to make a statement that I am entirely, 100%, against it. That's just my opinion.

Pastor Brown – I do have the information, I did not intend on speaking, I was just here to lend my support to Paul and the others.

After no further comment from the audience, the Chairman declared the Public Comment Period closed.

Agenda Item 8f – Communication System Proposals. Mr. Campbell reported that one proposal was received from the advertisement. The County Attorney has reviewed the proposed contract and finds it to be acceptable as to form. The proposal was within the estimated budget amount. Mr. Wirt will report on the matter in greater detail during his agenda time later in the morning.

Agenda Item 8g – Liaison to Blue Ridge Heritage, Inc. Mr. Campbell presented a letter request from the Board of Directors, for a liaison from the Board of Supervisors to assist in relaying information and concerns.

On a motion of Supervisor Gerald, seconded by Supervisor Allen, and carried, it was resolved to appoint Supervisor Gardner as liaison from the Floyd County Board of Supervisors to Blue Ridge Heritage, Inc.

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

Agenda Item 8h – Recycling Action Plan. Mr. Campbell reported that Mrs. Martin has prepared the plan, with the assistance of the Director of Recycling Consortium for Montgomery County. The plan has to be submitted to DEQ for approval. The County has not met the 15% requirement for the last two years, basically because of DEQ's change as to what is accepted and not accepted, which we feel is disputable. Our rate for 2006 was 14.6%. This is a joint program with the Town and the plan has been reviewed by their staff. Page 6 outlines the target start-up costs with planned improvements. We would like the Board's input before submittal to DEQ. Some part-time assistance may be required with implementation of the plan as far as reporting, public education, etc.

On a motion of Supervisor Gardner, seconded by Supervisor Allen, and carried, it was resolved to accept the Recycling Action Plan as presented, with submittal to the Department of Environmental Quality.

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

Agenda Item 8i – Pulaski County invitation. Mr. Campbell provided an invitation to the Board for the Elected Officials picnic on August 24, 2008 at 1:00 p.m. if any Board members are interested in attending.

Agenda Item 8j – Vehicle Decals in the Town of Floyd. Mr. Campbell reported that the proposal was approved by the Town Council, but the Mayor decided later that the proposal should be withdrawn.

Agenda Item 8k – Review of proposals for General Reassessment. Mr. Campbell reported that two proposals were received in response to the advertisement. We do need to move quickly to get a firm on board and derive a contract for the Board's review at your next meeting. Would like to request that the Board designate a review committee for the proposals, such as was done last time.

On a motion of Supervisor Allen, seconded by Supervisor Gerald, and carried, it was resolved to designate a selection committee of the County Administrator, Commissioner of Revenue and Supervisor Boothe for the General Reassessment.

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

Mr. Michael Maslaney, Town Manager, next appeared before the Board. He reported:

- Restrooms – I told you last time we were having some issues on when to keep them open, so we've installed electronic locks that you program from a laptop. We have

- them installed and seem to be working very well. They are open Sunday – Thursday from 7 am to 7 pm and on Fridays and Saturdays from 7 am to 11 pm. No one can get locked in, you can always get out.
- Enhancement Grant – still waiting on VDoT, they have 90 days to review that.
 - Innovation Grant – contracts have been signed and sent. We'll get the first draw-down soon and then we'll disburse to the applicants.
 - Zoning revisions are still going on; we'll have another meeting on August 21 and hopefully can step up our efforts toward a public hearing date.
 - Old Hensley/Route 8 intersection next to the Winter Sun – bid requests ad will be in the paper this week for repairs/widening. The easement has been obtained by the Town. I think this will be a welcome addition for everyone especially because of the safety issues.
 - Route 8 is being milled and will be paved soon. After that is done, we will be putting crosswalks around the Country Store. We weren't allowed to do this until they completed the road. We would also like to put the upright signs in the middle of the crosswalk there and in front of the Blue Ridge Restaurant. These really seem to slow the traffic.
 - We have an agreement with the Sheriff's Office and have a letter of understanding for a part-time deputy to patrol the Town. It will be a 16 hour/week position. I understand he is looking at some of the retired officers to fill this position.
 - Town boundary – we are still talking about this, for over a year now. We are drawing another map. The monuments will have to be moved and a new GPS survey done.
 - Town Loan Pool – this Pool has been set up from funds left over from the original CDBG grant. The Town Council, on Thursday night, approved the program design, the application and some highlights we'll use. We'll be beginning the outreach program in the next couple of months. We have 34 loans already outstanding in the Town; they're being repaid at approximately \$100/month per loan, so the Town's getting about \$3500/month into this pool. There's about \$10,000 in it now. We have two people in line to use the funds. We have expanded the boundaries of the plan so it will encompass the whole Town. We'll be advertising soon and hopefully it can be used as an economic draw to bring in some new companies, hopefully both to the advantage of the Town and County to help spur more jobs in the whole area. We hope to do more as the money accumulates each month.
 - Car Decals – we had a proposal with respect to car decals that the Council had approved, but the Mayor changed his mind. So we will withdraw that from the agenda and maybe sometime in the future we can discuss it again. We apologize for the confusion.

Mr. Carl Ayers, Social Services Director, next appeared before the Board. He reported: I wanted to update you on the cooling assistance program. The program finishes at the end of this week. Effective at the end of July, we had seen a 17.6% increase in applications this year. We had 149 in 2006 and 142 in 2007, and 176 in 2008. The benefit amount has been reduced to \$100 for a year. People also seem to have entered their applications more quickly than usual. We have served 2809 people throughout our four main programs. We are serving 66 through TANF, Temporary Assistance to Needy Families; 1159 through the Food Stamp Program; 12 through the Transit Food Stamp Program; 1572 through Medicaid, which is the second largest

expense the State has behind schools. That will continue to grow. You may have seen flyers or advertisements in the newspaper for the Safe/Stable Families Grant program. We did four focus groups throughout the County over the last couple of months. A community assessment was required to meet the grant regulations. The grant was for \$19,000 which we use for targeted children that fall under the non-mandated population of CSA. The County chose many years ago to not serve the non-mandated population under CSA, so we found another route to serve those children with this grant. We have completed all the paperwork and the grant application will be submitted. There were four main groups that came out of these focus groups: 1) education/awareness of community resources, especially depending on which population was answering questions, they were not aware of available resources; 2) Medical, dental and psychological – both lack of and lack of those that accept Medicaid; 3) Transportation; and 4) Recreation – such as a community center. Also, the DSS State Board meeting will be held in Christiansburg next week. On Tuesday evening from 6-7 p.m., the Board will be available to meet with localities. The State Commissioner will be attending and public comments will be accepted. The State Board meeting itself will be on Wednesday and Thursday.

Ms. Cathy Shaut and Ms. Darcie Lester, Floyd County Humane Society, next appeared before the Board. They commented:

Ms. Lester – I am President of the Humane Society this year. The reason that we are here is we would like to enter into a partnership with our local pound. We have no beefs with the pound; we're not here to air any grievances against the pound or anything like that. We would like to make the pound more accessible to the public and help it to better serve the public at no cost to the taxpayer. The ways we could help our pound to better serve the public right now would be to increase the hours of operation. Our pound is currently only open six hours per week and that makes it very difficult for someone to try and retrieve a lost dog, especially if they work. The hours that the pound is open right now are from 8-9 in the morning on Monday, Wednesday and Friday and 3-4 in the afternoon on Monday, Wednesday and Friday. It's completely closed Tuesday, Thursday, Saturday and Sunday. Weekend hours especially are crucial for someone who works to get to the pound to retrieve their lost pet. We would staff it with volunteers who could increase the pound hours and make it more accessible for people who are looking for their lost dogs, especially during lunch hours, after work and on Saturdays. We could also take over the mundane responsibilities of feeding the dogs and cleaning cages on a set schedule. We could free up our Animal Control Officers to pursue their other duties. They have many State duties, responding to calls from the public, all these other duties that they have, they would have time for. It would save the County money and overtime or comp time for the Animal Control Officers because we would be keeping some of the duties off their shoulders. Another way you could increase the accessibility to the public would be to have photos of the dogs. We could keep a current listing of all the pound dogs on our web site, so if someone was working and couldn't get to the pound and had a lost dog, they could check the web site and see the dogs at the pound at that moment. Another way we could do that, the pound is accessible even when it isn't open, but when you go to the pound and there's no one there, you don't see the dogs that are in residence, because they're inside the building. We could also have a billboard outside the pound with photos of all the current dogs in the pound, so someone could stop by and at least see if their dog was in the pound. We could produce revenue for the pound by reducing euthanasia rate and raising the adoption rates. This would happen because we would be more

accessible to the public, by getting their pictures out there, by investing our time and energy in trying to get more dogs adopted. We'd reduce the euthanasia rate and it would bring in revenue through the adoptions themselves. Also with our increased presence, we could get the word out about the spay and neutering of people's pets. This would hit the problem at its core, so to speak. When people are bringing in puppies and kittens to the pound, we could arrange for them to get the adult animal spayed and we could cut off some of the flow of animals coming into the pound, the unwanted animals.

Ms. Shaut – again, reiterating with Darcy, that we are here to help, we do not want to take over the pound, and we want to help. This County is growing in leaps and bounds and Animal Control is needing, we feel, badly, the help in cleaning and caring for the animals that come in so they can do their major jobs that they do. The amount of phone calls that we, from the Humane Society, exceed 60-80 every month, that we receive, not only counting the probably above numbers that Animal Control receives in regards to animals that need to be taken in, or what can we do with this animal. We can work in conjunction to unload the pound, unload the Animal Control Officers from their duties that we would be taking from them, to give them the time to do the things that they need to do for this County. We also have a very good insurance policy that covers us. We go through Petsmart now. We have all the insurance that we need through Petsmart for our coverage for any of our volunteers. We have updated our waivers so that people will sign for no liability, also to make sure that no one has been convicted of animal cruelty or felonies that would be a member of our society in any way like that. We in conjunction, would work with the rules and regulations that Animal Control tells us that we need to do. So, along with all of that, we are ready to seriously help them in any way that we possibly can. Secondly of all, help the citizens of this County to know that right now, the County does not understand that the Floyd County Humane Society and the pound are two different entities. They continue to think that the pound is us; therefore, we need to try to explain to the citizens, that we are the Humane Society. We wish we had a building, but we don't, we foster out of our own homes. The pound is a totally different entity. Along with this, we feel that we can educate the public. We try to educate in all of our functions the best that we can, the difference in the two entities but also what responsibility the County has to stop these dogs and cats being dropped off at the green dumpsters and be of help along with that. As far as what we've done in the last 2-3 years with that growth, we have also updated everything that we have. We've talked with the State Vet. He, in turn, said that they welcome the Humane Society to be able to come into the pound and to help out because they understand that Animal Control Officers are overworked at this time everywhere. There are several surrounding Counties such as Pulaski, Giles, Roanoke, Rockbridge, that the Humane Society is helping them at this time and servicing Animal Control. These are some of the reasons that we're here, just basically wanting to help, wanting to be able to serve the County in any way that we possibly can, thereby making everybody's life a lot better and being able to get these dogs adopted, hopefully getting fewer dogs in the pound, that the kill rate would go down. It does cost money for the drugs that are used when the animals go down, therefore, we're hoping that not so many dogs go down, and therefore, there is a savings on the budget that you don't have to worry about, because we've been able to get animals adopted out at that time. Those are the few items that we're looking for at this time. We know at this present moment that cats are not allowed in the pound. But there are one or two times that someone drops off momma cat and her kittens and for us, in just the few hours, to scramble around to call our foster people to say ok, can you take this cat? We're also taking a step with where there's a

part of the pound that's not being used, could momma kitty and her kittens stay overnight or for a few hours. We would, in turn, be responsible for caring for those animals to once again take a load off of Animal Control until we can just find the foster people that we need to move those cats or kittens.

Ms. Lester – most of our members do work during the day, so when we get these cases of an animal dropped off during the day, it's very difficult oftentimes, to get in touch with our foster families until evening. So if we could get those cats held overnight, we could save a lot more of them. We've spoken with other Humane Societies who are already ready working with their local towns. We've not uncovered any problems that they've encountered in terms of liability or those kinds of issues. We've been told that the thing to do is to get together with the County and develop a memorandum of understanding. That means that we would sit down, discuss what specific duties that are under the realm of the Animal Control Officers and what duties would become our responsibility, that we would then take responsibility for, such as regular cleaning, and you could count on us to do the required duties, as well as expanding the pound hours to make it more accessible to the public. We would agree that we would find volunteers for these times. What we don't want to deal with are things like paperwork that is the responsibility of the Animal Control Officers, to deal with intake and out-take and all the paperwork that the County and State requires. We wouldn't be dealing with euthanasia, calls from the public that is entirely their realm. We just want to help out at the pound itself, making animals more accessible to the public, making the pound itself more accessible to the public, more friendly to the public. Our only goal, therefore, is to get more animals adopted which would naturally happen as a result of this effort.

Ms. Shaut – I don't know how things work with you all, but after discussion and everything, we would like to be able to have in writing, that in a certain length of time, maybe in September, that we hear from you. Or do we just need to meet with you all and Animal Control? We would like response from you all as to what you are agreeing with, and Animal Control is agreeing with, so that one can still talk to another. We don't want this to be a dead issue, we want this to be continued, and work in any way that we possibly can.

Mr. Jesse Cobb, was Animal Control Officer with Montgomery County – basically what I would like to say is that we can get a lot of the issues taken care of with the volunteers from the Humane Society. Virgel has worked with them. This would free up a lot of the time and efforts of the Animal Control Officers. The Humane Society could be counted on to do a lot of the mundane things and get a lot of the parts of the pound squared away.

Chairman Ingram – we will discuss the issue with the Board and Animal Control. Mr. Campbell will contact you.

Agenda Item 81 – New River Valley Community Services Board Performance Contract. Mr. Campbell commented that this is an annual report/agreement that must be approved by each local governing body. The agreement is actually between the Community Services Board and the State Department of Mental Health/Retardation. The Community Services Board approved the agreement on July 25, 2008.

On a motion of Supervisor Gardner, seconded by Supervisor Allen, and carried, it was resolved to approve the Performance Contract between the New River Valley Community Services Board and the Virginia State Department of Mental Health/Retardation as presented.

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

Agenda Item 8m – Carry-Over Request – Electoral Board. Mr. Campbell presented a request from Mrs. Ingram, Registrar, concerning a carry-over request. She had mistakenly omitted submitting a salary request for May 2008, and needs to pay the Electoral Board members now. The carry-over request would take care of this salary amount.

On a motion of Supervisor Allen, seconded by Supervisor Gardner, and carried, it was resolved to approve the carry-over request in the amount of \$584.67 to line item 4-001-013010-1100 in the FY09 budget.

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

Mr. Kenny Bartlett, Assistant EMS Operations Manager, next appeared before the Board. He presented the July 2008 report for the career staff, indicating 55 calls for the month with 39 transports and 1 fire stand-by. The Response Vehicle responded to 33 calls, with 8 assists with volunteers, 13 on-scene with volunteers, 5 cancellations, 2 other EMS crews handled, 1 mutual aid with Franklin County, 1 Life Guard. Total for both units was 88 calls. There were five calls to the nursing home for the month.

Mr. Ford Wirt, Emergency Services Coordinator, next appeared before the Board. For the Regional Jail, Floyd County had 33 inmates for the current month, and 30 the prior month. Total inmates for the month were 600, with 609 the prior month. The construction project is progressing well, we are looking at every cost savings that we can. We are under a Direct Purchase Policy where the Regional Jail can buy the materials directly, which saves on sales tax, which has resulted in a \$700,000 savings. Transportation of inmates to/from jail is becoming an issue, will have a report for you next month from the committee, with options to solve the problems. We have received one response to our advertisement for the communications equipment for the new Dispatch Center. The proposal was within the budgeted amount and does meet all specifications. The contract has been reviewed by the County Attorney and he found no problems with it. Do ask that the Board approve the contract today so work can proceed. The Communication Center construction is moving along well and on schedule. The equipment will be ordered as soon as the Board approves the contract, and will have 8-9 week delivery time. Am working with the Amateur Radio Club in Floyd, to update them on the new communication center equipment, will bring that information to you next month, to review the memorandum of

understanding. The easement agreement for the Indian Valley Fire Department has been executed by the Chairman and sent to Mrs. Quesenberry for her signature.

Ms. Myra Grim, EMS Administrative Clerk, next appeared before the Board. She presented the EMS financial reports for July 2008, reflecting the beginning of the new fiscal year. She reported that the aging summary does reflect the amounts written off, in the range of \$70,000. Deposits were higher this month than usual.

Dr. Terry Arbogast, School Superintendent, next appeared before the Board. He reported that the School Board meets today at 4:00 p.m., so much of the information will be brought to this Board next month. He presented a copy of the calendar for the new school year to the Board and staff. Projected enrollment is 2067.5 students. Have heard rumors that the Governor's proposed budget to be presented in November does show revenue shortfalls and public education may get hit this time. The Board and staff are invited to the opening school ceremonies at 8:00 a.m. on Wednesday at FCHS.

Supervisor Gerald questioned when the bids are due for the roofs at Indian Valley Elementary School and Floyd County High School?

Dr. Arbogast – due in a week and a half.

In discussion of the proposal for the communication equipment, Mr. Campbell reminded the Board that \$200,000 will come from the State grant, approximately \$75,000 will come from funds in a Suntrust account, and the remaining amount is in the County budget in carry-over funds from last year in the E911 Fund. The agreement, a one page document, covers all items detailed in the proposal, which includes all materials, the project itself, work that will be done, etc.

On a motion of Supervisor Gardner, seconded by Supervisor Allen, and carried, it was resolved to approve the agreement as presented with Professional Communications for the E911 Communication Center (Document File Number _____).

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

The Board recessed for lunch.

Mr. Bob Beasley, VDoT Residency Administrator, next appeared before the Board. He reported the following activities for the month: Milling will be done on Route 8 North the next three weeks, with Federal funds; Route 8 South ditching, mix of contract and State forces; skin patching on secondary roads; limited machining has been done because of lack of rain; brush cutting; stone placement on secondary roads; pipe work; line painting has begun, work being done by contractor, is done every two years.

Supervisor Gardner questioned the paving of a strip of road, then skips a section and begins again.

Mr. Beasley – it is called patch paving. It is done for 1000' then there has to be a break. What that is designed to do, is when we have large areas that break up, or when we have a multitude of potholes in one area, instead of patching them, we do them all on the same plane and overlay them with asphalt. Basically seal them in to make them last. They say that if we go more than 1000', we're not patching, we have a project. It used to be only 500' and they increased it to 1000'. I've had a lot of questions about it.

Supervisor Gerald – appreciate the paving on Indian Creek, it was sorely needed.

Supervisor Gardner – I've had a lot of inquiries on Route 688.

Mr. Beasley – we have had them also, I've given the information to the citizens. We're also repairing the bridge on Route 681, it will be widened and repaired.

Supervisor Allen – appreciate the patching on Route 221 below Ingram's Store, but I think it has gotten bad again.

Supervisor Gerald – appreciate line painting on the sides of roads. Indian Valley Road from Route 221 to Indian Valley Post Office Road does not have the lines. I have measured the pavement in several places and it is the same width, if you could check it. Also appreciate patching of holes on Windy Hill Road. Dusty Rock Road has tar/gravel on it, wasn't it supposed to be asphalt?

Mr. Beasley – I don't think so, but I will check to make sure. Tar/gravel is our usual procedure unless there is a high traffic count.

Supervisor Gerald – I would like to know the traffic count on this road.

Supervisor Ingram – appreciate machining when you are able, appreciate brush cutting, and appreciate mowing the side ditches for safety reasons.

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

On a motion of Supervisor Gardner, seconded by Supervisor Gerald, and carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A.1, discussion, consideration, interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees, or employees of any public body; Paragraph A.7, 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 – absent
Supervisor Ingram – aye

Supervisor Gardner left the meeting at 3:50 p.m.

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

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

On a motion of Supervisor Gerald, seconded by Supervisor Allen, and 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 personnel and specific legal matters in accordance with Section 2.2-3711, Paragraph A.1 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 – absent
Supervisor Allen – aye
Supervisor Gerald – aye
Supervisor Boothe – absent
Supervisor Ingram – aye

This Certification Resolution was adopted.

On a motion of Supervisor Allen, seconded by Supervisor Gerald, and carried, it was resolved to authorize the County Administrator to advertise the availability of the 2007 delinquent tax lists in the Treasurer's office for public review.

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

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

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