

**BOARD OF SUPERVISORS  
REGULAR MEETING  
SEPTEMBER 9, 2008**

At the regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, September 9, 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 Supervisor Gerald.

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 September 9, 2008. She reported that she hopes to get information to the outsourcing company this week for tax ticket preparation. Things have gone smoothly so far with the addition of the new fee that replaces the vehicle decal cost.

Mrs. Morris presented the revenue/expenditure report ending August 31, 2008. She reported that, at 17% through the fiscal year, General Fund revenue collections are at 12% and expenses at 19%. The auditors spent three weeks here doing field work. They commented that on preliminary review, things look better than they did last year. They hope to have a draft copy to us in a few weeks.

The minutes of August 12, 2008 were presented to the Board for review and approval.

On a motion of Supervisor Gerald, seconded by Supervisor Gardner, and carried, it was resolved to approve the minutes of August 12, 2008 as presented.

Supervisor Gardner – aye  
Supervisor Allen – aye  
Supervisor Gerald – aye  
Supervisor Boothe – abstain – not present at meeting  
Supervisor Ingram – aye

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

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

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

Sheriff Zeman, Clerk of Court Peters and Commonwealth’s Attorney Shortt had no reports for the month.

Agenda Item 8a – Subdivision plats as approved by Agent for August 2008. Mr. Campbell reported that eight lots were created for the month, compared to ten in 2007. For the period of January – August 2008, 96 lots have been created, compared to 123 for the same period in 2007. Mr. Bryant, Chairman of the Planning Commission, has been meeting weekly with Mr. Campbell to review proposed subdivision plats, and this has been working very well.

Agenda Item 8b – General Reassessment proposals – Mr. Campbell reported that he, Supervisor Boothe and Mrs. Sutphin, Commissioner of Revenue, have met and reviewed the received proposals. One proposer was interviewed by the same committee. After the interview process, negotiations came in at \$20.25/real estate parcel and \$15/manufactured home unit. We do need to get this process started within the next thirty days. The committee is recommending that the agreement and fee schedule be approved with Wingate & Associates. The proposal does include the contract details. The contractor is ready to begin in the next thirty days. There are 14,347 real estate parcels and 1257 manufactured home units.

Supervisor Boothe commented that the committee felt comfortable with the agreement, that they did not feel they could obtain cheaper prices anywhere else. The firm will have people available to meet with community groups or others, if desired, to explain the process. Concerns of the Board were reflected to Mr. Wingate and he assured us that these things would be taken care of. The company needs to be available and thorough.

On a motion of Supervisor Gardner, seconded by Supervisor Boothe, and unanimously carried, it was resolved to approve the agreement with Wingate & Associates for the General Reassessment as presented; authorize appropriate County officials to execute same.

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.

Mr. Loren Yoder – Copper Hill District – I came here basically for a couple of reasons this morning. The main reason is to say thank you to each of you for all the hard work that you do. I know a lot of times you don’t see anybody until there’s a problem, or there’s something that somebody doesn’t like. You don’t ever hear the thank yous. So my wife Chelsea and I would like to say thank you to each one of you for the many hours that you put in. One of the

reasons that I came here this morning is because I do enjoy government, especially on the local level. We have such a great opportunity here in America, that our voices can be heard at the local level, and I think that's really important. So that's one of the reasons I came this morning. The last reason why I came this morning is that I'm realizing more and more, in starting a small business, my wife's involved in a small business, I just want to encourage you all to look out for all the small business owners in the County. There are a lot of them out there, I'm finding more and more of them. There's a lot of stuff that has to go on for one person to do, and try to run a business too. I appreciate all the hard work that you do and thank you very much.

After no further comments from the audience, the Chairman declared the Public Comment period closed.

On a motion of Supervisor Boothe, seconded by Supervisor Gerald, and unanimously carried, it was resolved to amend the agenda to delete Carl Ayers at 9:45 a.m.; add Dennis Anderson at 9:45 a.m.; add Jon Vest at 10:30 a.m.; add Judy Weigand at 10:45 a.m.

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

Agenda Item 8c – Proposed Resolution – Virginia Retirement System – Post Service Credit. Mr. Campbell commented that this resolution is the second one required for VRS to meet IRS standards. The first was adopted last month by the Board.

On a motion of Supervisor Allen, seconded by Supervisor Gardner, and carried, it was resolved to adopt the resolution as presented for the Virginia Retirement System – Post Service Credit (Document File Number \_\_\_\_\_).

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

Agenda Item 8d – Proposed Resolution – Recognizing September 17-23, 2008 as Constitution Week.

On a motion of Supervisor Gerald, seconded by Supervisor Boothe, and unanimously carried, it was resolved to adopt the resolution as presented in recognition of September 17-23, 2008 as Constitution Week (Document File Number \_\_\_\_\_).

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

Mr. Robert Asbury, Chairman, and Mr. Joe Levine, Director, New River Resource Authority, next appeared before the Board.

Mr. Asbury – I'm Chairman of the New River Resource Authority and very pleased to be here this morning to visit with you. Mr. Levine and I are making visitations to all the member jurisdictions and Floyd County uses the facilities at the New River Resource Authority. We enjoy having your presence in our operation. We find it very satisfactory and want to make certain that it's satisfactory to you also. You probably don't remember me, I'm the retired City Manager for Radford, I've been retired from that operation for about seven years. I enjoyed a good relationship with Floyd County over the years and found you to be very progressive in your thinking about regional activities. I was not surprised when Floyd did entertain thoughts of entering our operation. We would like to give you a brief report on our operations and entertain any questions that you may have. We want to make sure that you know that we are here to serve you and our presence is solely for your benefit, and also for the other operating members in other jurisdictions.

Mr. Levine – as you know, the Authority was formed about 22 years ago with 3 members. Since that time, we added Montgomery and Giles Counties, and in 2006, we added Floyd County. I joined the Authority in 2003, at that time managing about 200,000 tons of waste. Last year, we managed 247,000 tons of waste. Our rates were \$31.50/ton in 2003, and the rate is \$32.00/ton now, which in that time period, even though the economy has changed a lot, the Authority has been able to maintain operations, even with all the increased fuel costs and all the other costs. Our recycling rate has maintained within the 25% range, last year it was 23.2%. We are the solid waste management plan holder for Giles County, Pulaski County and the City of Radford. That certainly helps us maintain our current Part A permit. The Authority has 236 acres, permitted design for 100 acres; we are operating with 36 acres now. We just closed 8 acres in 2007. It cost \$440,000/acre to build; it was very expensive to build. We've added a gas recovery system at about \$250,000/acre. That's over \$10 million in the last few months that the Authority didn't have to go out and borrow money, we were able to pay as we went, the funds were set aside when we saw what was coming up. That is certainly a benefit when we have the waste stream that we have, that we can put aside money to pay for expenses in terms of building or phasing out sections. We were able to install the gas recovery system and plan to use it beneficially in the near future. We've been able to establish an E2 status, which in the Virginia Environmental Program, which allows us to have a little bit of a reprieve on inspections and we get reduced permit fees. There are very few organizations with this status, and we're certainly proud of it. Floyd County has been an excellent customer for us. The impact of your waste on our operations is about 6% of our waste stream. We've had a wonderful relationship with you.

Supervisor Boothe – could you detail your recycling program to us?

Mr. Levine – we're the plan holder and plan manager. We're the drop center at our facility for our customers from our plan area to come in and use the facility. We recycle metal, tires, paper, plastic, white goods, batteries. We do have a household hazardous waste collection day in August. We hope to increase that to a quarterly basis. We had 209 customers at our collection day last month, which was up from a 100 from a year ago. Folks are becoming more

interested in recycling. The percentage is down simply because of weight of what people are recycling and the price that folks are getting for metal is causing them to clean things up and hauling them away. The recycling centers don't ask where they're from so they can send the amounts to us for recordation. We did see a lot of metal recycling this year, but a lot has gotten cleaned up on its own this year. The member areas do programs on their own also; we help them in terms of doing programs in their schools or clubs. We are not in control of their sites. Our sister organization, Montgomery Regional Recycling, are members of our Authority, and we encourage folks to bring their recyclables to them.

Supervisor Allen – what do you do with the tires that people bring?

Mr. Levine – we collect approximately 13-15,000 tires every six months. Today, the Shenandoah Planning District Commission moved in their chipper. We contract with them, at \$0.65/tire to come in and shred them into 2"x2" chips. We use those chips in our operations, the gas collection, stormwater management, road construction, helps with the daily cover. We get to use those chips. Those chips are of the size that if people wanted to use them for drainfields, they could use them. We have used the chipper for three years now and it has worked very well. It takes about two days to process about 15,000 tires.

Supervisor Gerald – do you think the requirements are getting more stringent every year from EPA and DEQ? Has that been a problem for you all?

Mr. Levine – no it hasn't. I serve on two State committees which puts me in Richmond a couple of times a month, so I'm aware of things that are coming down. EPA hasn't really changed what they have asked us to do in terms of solid waste management for a long time. The biggest change has been in e-waste, or electronic waste. Pretty soon they will probably put an all out ban on it at landfills. We have an alternate now, but are looking at other options. We don't want it in the landfill, we do recycle it. The regulations will be more stringent and restrictive in the future.

Mr. Asbury - we are here today to bring good news. Mr. Levine did tell you the good news, rates are stable. We do not have an increase in our disposal rates or other fees this year, which is a result of efficiencies in the operation and an economy that is stable. In this day of economic hardships for local governments, that's one thing that you can appreciate, is a visitor that says we don't need more funds. We could use more of your solid waste stream, but we don't need more money at the present time. We hope that trend continues. We do need to look at other recycling options.

Mr. Campbell – I would like to say that you've been very helpful to us, we appreciate the partnership and do value the fact that the rates have been stable. It's been a great partnership and we look forward to it continuing for many years.

Ms. Korene Thompson – Assistant Town Manager. Would like to bring you up-to-date on Town activities:

Grant activities:

Public restrooms – have gotten lots of attention. I believe Mike mentioned at the last meeting, some vandalism had occurred it was a work in progress. What we have done is reduced the hours as a result of the vandalism. We've also installed a new type of valve that won't be as easily removed. The new hours of the public restrooms are Monday-Thursday, 7am-5pm; Friday 7am-11pm; Saturday 7am-5pm; Sunday-closed. As I said, it's a work in progress and we'll continue to monitor the situation and see how things go.

Enhancement Grant – still awaiting VDOT review of our Phase I submission.

Innovation Grant – funds have been issued, this is part of the administration funds for the innovation grant.

Town/County issues:

Town Council is reviewing the zoning ordinance – September 18, 6:30 p.m. will be working on the sign ordinance.

Old Hensley Road intersection – bids were received by September 5, one bid received, Council will be reviewing.

Sheriff's Department Letter of Understanding – Council has approved, Sheriff is working on staffing.

Town boundaries – a great deal of work has been done on this matter. John Lewis, Surveyor, has been before Council twice on discrepancies between the boundaries and Town charter. The Town Charter would be the proper description. Feel that the boundaries are now correct and they are in the process of mapping.

Town Loan Pool – has been set up, next phase will be the outreach to the community.

Web page development – page is being developed to include meetings, minutes, activities.

Mike Maslaney has given resignation as of September 19, 2008 – I will be stepping into the Manager position. I am ready to work with the County and civic organizations for the continued growth of the Town, to have us recognized as a point of destination, which is something we all want. That we be a community recognized as one that works together. I would like to extend an invitation to any of the County officials to have representation at our Town Council regular meetings, we would be glad to add you to our agenda.

Mr. Dennis Anderson, Trails in Floyd County – We have attempted to construct a one mile loop at the Recreation Park. The Recreation Board was unwilling to hold a signed easement from Mr. David Larsen. In addition, their lawyer instructed them that they should have someone else hold the easement in their park. In general, they were in favor of the trail but wanted someone else to hold the easement for the trail within their boundaries. They also liked Mr. Proffitt's advice to draw up a memorandum of understanding for the Town to hold the easement. The Town also declined to hold the easement, I'm not sure of their reason. We checked with other organizations such as the Virginia Outdoor Foundation, Department of Forestry, Department of Conservation and Recreation, trying to find someone to hold the easement so we could go ahead with the trail. We have an approved grant in the amount of \$6000 to construct the trail, but we've run into a road block. My understanding is that the Recreation Authority's main concern is the potential maintenance burden on their budget in the future. When we initially spoke with them, we indicated that we would sign a memorandum of understanding that we would be responsible for the maintenance. Again, there was a concern that somewhere down the line that it might be a burden on them. Number one, I'm here asking the County to hold the easement. That's my primary concern. And to alleviate the concern that the Recreation

Authority had, we've discussed it, and trying to make this work, having trails is something new and people are unsure of it. We would like to make this a large, wide-scale program throughout the County. I think it would be good for tourism. To alleviate the concern, we would be willing to sign a memorandum of understanding that the maintenance would our concern. We would bear the burden, either through volunteers, or get grant money. At such time, if the County felt that we were not upholding our end, we would sow it in grass, drop trees across it, and put gates up, whatever. The liability issue was mentioned but I don't think it was a concern with the Rec Authority, I don't think it would be a concern here. I don't want to spend time pulling out Codes, but as a legal entity, which you are or the Rec Authority are, the term gross negligence comes into play. Which means, if there is an open pit or dynamite lying around, and it has been pointed out and nothing has been done about it, then that is gross negligence or liability. Other than that, if somebody falls or whatever, it's covered and you're protected. I don't think the liability should be a concern. We would work with some of the other community groups, like Boy Scouts, to help clean up trash and maintenance. We would have to experiment with the type of trail cover, whether it be pavement, natural or whatever, to see what works the best. I don't see that there would be any cost to the County.

Supervisor Boothe – you are saying that the Trails group would enter into a contractual agreement with the County, assuming all responsibility for maintenance, upkeep, the whole nine yards, with the understanding that this Board or whoever is sitting here, has the authority to shut it down if it's not being kept up like it's supposed to be?

Mr. Anderson – yes.

Supervisor Boothe – questions on the grants – you get a grant, you build a trail, for whatever reason, problems are not being taken care of when you're made aware of them, we shut it down. A lot of the grants have stipulations, that you have to maintain a certain number of acres for the life of project. Like you go in and build a gymnasium, if you shut it down and don't go somewhere else and build another park, then you've broken the agreement and have to re-pay the grant. Does that not fall back on the locality to re-pay the grant since we're the parent organization? The money's already spent by the organization.

Mr. Anderson – it varies from grant to grant. I spoke with Bob Munson, who's head of DCR and trails. DCR wants nine years. In this instance, where Dave Larsen owns property adjacent to the park, is going to be granting the easement. They wanted at least nine years, after that, there is no liability and no pay-back. I don't know each grant specifically, I would have to check. We have \$6000 for this particular trail, we feel that's adequate money, we've budgeted it out, looked at the surfacing and grading, etc. I would have to check with them. I don't think it would be in perpetuity.

Supervisor Boothe – when I was on that Board, and it has been a while, part of this involved a land swap at the lower end. Or does this affect the proposal.

Mr. Anderson – no, there is no land swap. Mr. Larsen does have a right-of-way at the bottom but he's willing to grant the easement into perpetuity.

Supervisor Boothe – he’s willing to extend the right-of-way as part of the grant?

Mr. Anderson – actually the right-of-way that you’re referring to is along Dodds Creek and I think it is on Park property. It’s a right-of-way and is part of the Old Scotts Mill Road. He can’t grant an easement for his right-of-way. That’s Park property already. He’s ready to do whatever to make it work. He owns about  $\frac{3}{4}$  of an acre along Route 8. He would deed that to the Authority if they wanted it. The easement is back along the Old Scotts Mill trail which goes between him and the Park. That’s the easement we’re talking about. There is no land swap. If the Park wants it, he’ll give it to them, if not, he’ll just keep it.

Supervisor Allen – is it not true that Old Scotts Mill Trail, half is owned by the Recreation Authority and half by Larsen?

Mr. Anderson – I think that is correct. It was an abandoned road and goes back to the original property owner. I would like for you all to consider this request and I will research the particulars of the grant funds we have as far as expiration date.

Supervisor Boothe – I would like to see photographs or other information that you may have.

Mr. Anderson – because this is something new, people are cautious. I see people everywhere walking and biking and we feel it would be greatly used. The Recreation Authority seemed to be in favor of the concept.

Supervisor Allen – so you are willing to sign a life-time agreement to maintain it?

Mr. Anderson – yes.

Supervisor Allen – I just know how volunteers are, they start out doing good and then it falls off. I have been picking up trash and emptying trash cans at the Park for years.

Supervisor Gardner – is there a deadline with the grant?

Mr. Anderson – it has to be spent by September 1, 2009.

Supervisor Boothe – what is the work scope on the trail to complete?

Mr. Anderson – 3-4 months. I do need to let them know if we will be using the funds.

Supervisor Gerald – you are absolutely sure that it will not cost the County anything?

Mr. Anderson – I don’t see a problem. If these funds are not enough, we would apply for another grant, we would not ask you. We are also talking to the IDA about a trail at the Commerce Park. I have a \$5000 check for that trail already. These are walking trails.

Supervisor Allen – how will you keep 4-wheelers off the trail?

Mr. Anderson – signage, otherwise I don't know. You all have trouble with that now at the Commerce Park.

Supervisor Gardner – seems that you could be working on the memorandum of understanding so we could review it and be moving forward.

Consensus of the Board was for Mr. Anderson to obtain further information and report back to them.

Ms. Marti Holliday, Workforce Investment Board, next appeared before the Board. She reported: October 15, 2008 is being promoted by the Virginia Workforce Council, with partnership of the Virginia Department of Education, and being supported by Governor Kaine as GED Day. The Workforce Investment Board feels this is an opportunity to use this as a step to promote economic development. A well educated and trained work force is the cornerstone of economic development. We are the ying and yang, the chicken and the egg, do we educate our work force first, or do we get businesses here first. We know how important it is. The last census count, over 3000 people in Floyd County did not have a secondary credential. I'll grant you, a lot were 65 and above, and now 8 years later, many of them would also been pushed out. When businesses look at Floyd County as a place to bring their business or expand their business, they're really looking, for the most part, at 25-44 year olds. That's the block of people in the workforce that they research, the numbers, what their education is, etc. There's still probably going to be close to 1000. At the Learning Center here on Locust Street, which was established in 2005, we serve about 40-50 annually. That's the number of people that we can count with the Department of Education, because they don't all stay in the program, sometimes they come in and other things get in the way. Computer classes are very critical for us right now. These are people who are working on the very thread of existence, if it's the difference between going to class and putting food on their tables, they're going to go to work. If they can get a job. It's very difficult to get a job if you don't have a high school diploma these days. It's very difficult to keep a job as the job market is tightening up and unemployment is going up. Unemployment in Floyd County jumped about a point from June 2007 to June 2008. It is rising, it's rising everywhere in the New River Valley. We're asking and I believe you have a copy, of the proclamation, for Floyd County and the other 13 jurisdictions that we serve, to proclaim October 15, 2008 as GED Day and the week of October 12-18, 2008 as Adult Education Week. I'm a teacher here at Floyd County's Adult Education, I teach on Saturdays. It's a small class but we really believe in adult education. Part is trying to get the word out about our classes; part is trying to solve the solutions of gas prices, childcare costs, and all the barriers that keep people from coming in. Some of the barriers are just flat out the stigma of coming forth and saying, I do not have a high school diploma. We have a variety of options at the Learning Center. They can come in and reach their GED, to prepare them to take the test. In partnership with Floyd County Schools, they can come in and do the credit recovery program, its adult high school, and get their diploma back from Floyd County, an official diploma, not a GED. We also have computer classes for folks who have their high school diploma, but are trying to enter the work force or get a better job, and just don't have the computer skills. If they want credentials, they would have to go on to NRCC. We do offer computer literacy classes, resume writing classes and just how to be prepared for the job market. Ms. Jennifer Bolte, who was unable to be here today as planned,

is concerned about two things: 1) she has lost half of her funding for the Middle College Program, which also supplemented her adult education program; 2) being able to validate having an actual building for Floyd County Adult Education if we can't pull our numbers up. We're asking everybody for support for our programs. We will be doing more press releases outlining the opportunities that are here. When I talk to my counterparts who teach in the other four jurisdictions in the New River Valley, they are floored that we have a facility that has a bank of computers that we can call our own. They are a little slow, but they're here. We have a facility where all our records are kept, it's very nice and we're quite lucky. We want to be sure to be able to keep it. We would like the support of this Board and the community. Its more than just economic development, it's a help to our people, so they can become active citizens, and not a drain on our coffers as we're having to support them through various types of public funding. They will feel better about themselves when they become independent.

Supervisor Gerald – when you say support, what do you mean?

Ms. Holliday – money would be nice, but I'm not that foolish. Maybe next year I'll ask. We're actually looking for support, all of us belong to different organizations, it needs to become something that's talked about. Adult education is the white elephant in the room, everybody knows that it is there, there are people without that secondary credential, but we just don't talk about it. Some of it is the stigma, and we want to release that stigma. I don't care why they didn't get the diploma, it doesn't matter to me, now is the time to correct that.

On a motion of Supervisor Gardner, seconded by Supervisor Boothe, and unanimously carried, it was resolved to adopt the proclamation, as presented, recognizing October 15, 2008 as GED Day and October 12-18, 2008 as Adult Education Week (Document File Number ).

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

Mr. Jon Vest, Extension Agent, next appeared before the Board. He presented a copy of the new Extension quarterly magazine entitled "Solutions", which highlights activities/programs going on across the State. He reported: Our 4-H Agent is no longer with us; we are going through the hiring process now. The interviews were held on Friday, originally five candidates were to be interviewed, I understand that there were several suitable candidates. Our Director will go back now and look at the funding issues. We want to make sure that 4-H is not dropped or left vacant in any way. Also, in the back of the magazine, there is a discussion about an IPM Program that brings up something that I want to talk about today, and that particular program highlights Extension's involvement with pesticide safety, education, and pesticide clean-up. The clean-up is something that we're working with currently in Floyd County. In fact, for the first time, I'm actually taking homeowner pesticide waste out of the County. An article will be running in the Floyd Press indicating that next Monday, we'll be collecting all homeowner pesticide materials that they want to dispose of so I can transport them in with the agricultural waste from the County. This program is usually done every six years; it has been done two times in the past, with good results. We get the unwanted pesticides out of the County. The second

program that I'm here to discuss with you is an opportunity that we all have to take advantage of a program that needs some agreement in order for the program to work. What it basically is, is a pesticide container recycling program, where the Virginia Department of Agriculture and Consumer Services and Extension work to collect pesticide containers throughout the County. We teach the various concepts of triple rinsing, making sure folks know the proper way to dispose of the containers. In the end, they are collected up in the recycling program, and the materials are chipped on site, in the County, and then taken to the recycling company, and then used for fencepost construction. This program needs the insight and approval of the Board. This initial plan comes in the form of a grant, whereas, the Department of Agriculture and Consumer Services will approve the locality's program. We are permitted as a locality, to spend up to \$1875 to conduct this recycling program. This money, would be paid up-front by the County, and then reimbursed from the State. We would be approved up to \$1875, but we may not spend that much to conduct the program. The funds would be reimbursed by January 31, 2009, the full amount of what was spent. Dan and I talked at length about the program, and there are several considerations to be taken into account before we could proceed with the program or bring it to your attention. First of all, how would we collect the containers and would that even be permitted by the Department of Environmental Quality and how that would fit within our landfill site within the County? I checked with Pamela Dirk, DEQ, I have that letter in your packet, confirmed that if containers are properly rinsed, that this in no way impacts the County's ability to take the containers in and have them disposed of. She did remind us that it is important to keep totals of these particular containers so we can apply to the generated waste stream that we report. From my standpoint, I'd like to run the program to the point where everything is now in place. The last page of the pack is a memorandum of agreement between Virginia Department of Agriculture and Consumer Services and Virginia Cooperative Extension and Floyd County. We have an opportunity to say yes, sign on, and get this program conducted for this fall. Right now, the chipper truck is scheduled to come here the end of September. At the same time, we can collect and get rid of, the unwanted plastic containers and get them out of the area. What I would like to look at, from my standpoint, there should be no other effort needed than that of the Extension Agent and my office to conduct this program. I'll take care of the advertising, distribution, collection and disposal. The monetary amount is something that you could consider from the County's perspective, as to what you'd like to do for your producers and others in the County. This \$1875, once we say yes, can be used however you want to use it in administration of the program. That means, it could support pesticide safety programs that Extension might do here in the County, we could buy for every pesticide applicator here in the County, personal protective equipment, or a new triple wash nozzle, or something that would be of benefit to the producers here in the County. The program outline is the second document in your packet. With your approval, I need to proceed to tell the Department of Agriculture, if we want to participate. I don't want to hold you to an immediate decision; we can look forward to the program for next year. If you want to delay this program for this fall, we can, but I would like to see us take advantage of it.

Supervisor Boothe – with the proposed State cuts that are to come in October, which according to some State officials, everything is on the table, and the cuts can come anywhere, the money for this program, is this money that is already approved for this year?

Mr. Vest – yes, that money is already there for this year, whereas, next year, it might disappear.

Supervisor Boothe – do you have any ideas as to volume that we might have?

Mr. Vest – in talking with producers so far, the volume is not nearly as much as I'd like. I would think somewhere between 50-100 containers. I also included a sheet from other Counties that were picked up last year. They ranged from 60-1900. Rockingham County – 84; Orange County – 256; Greenville – 119; Wythe County – 115. I would think we were close.

Supervisor Boothe – what if we had a problem with a spill of the leachate?

Mr. Vest – that's part of the education process that I need to communicate back to the producers. These particular products can be re-applied to non-crop cycled land. There are a number of options. We as the County, and me as the Collection Adviser, will not wash and clean containers here. We are not responsible for leachate. We are assuming responsibility for the containers when they are brought in properly. We will take improper containers, but will pay to have them cleaned by another company through the grant proceeds. I would be responsible for paying attention to the containers.

Mr. Campbell – would it be the County's responsibility for the chipper truck? Is there some type of trailer used after the chipper does its job?

Mr. Vest – I think when we talked originally, I was thinking of conducting this over a year's period, but couldn't come up with a good idea on how to store containers. In speaking with other County agents, a storage container rents for \$80/month, so to store everything for a couple of months, then have them chipped and out of the County, seemed the better option. We were looking at using the pad behind the Extension Office. This program will not cost the County one dime. I will have all reports and receipts back to the Department before December 31, 2008 and you will have your reimbursement in January.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and carried, it was resolved to approve the Memorandum of Understanding with the Virginia Department of Agriculture and Consumer Services for the 2008 Plastic Pesticide Container Recycling Program; authorize appropriate officials to execute same (Document File Number \_\_\_\_\_).

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – nay

Supervisor Boothe – aye

Supervisor Ingram – aye

Mr. Kenny Bartlett, EMS Operations Manager, next appeared before the Board. He reported for the month of August 2008 for the career staff – 53 calls, 37 transports, 15 non-transports, 1 transfer of care, 0 cancellations, and 0 fire standbys for a total of 54 calls. There were 5 calls at the nursing home for a year-to-date total of 10. The response vehicle responded

to 53 calls, 17 with the volunteers to the hospital, 22 on scene, 7 cancellations, 1 driver, 1 public service, 1 no patient found. Total combined calls for the two units were 107.

Mrs. Myra Grim, EMS Administrative Clerk, next appeared before the Board. She presented the EMS financial report for August 2008. She will have a new percentage collection rate next month for the Board. She also invited and informed the Board of the Floyd County Homecoming and Harvest Festival on September 20, 2008 from 10 am to 4 pm at the Floyd Recreation Park. The number of vendors has doubled over last year's festival.

Mr. Steve Love, Rescue Captain, next appeared before the Board. He reported, for the volunteer crew, 94 calls for the month of August 2008, with 15 auto accidents, 1 public service, and 4 stand-bys. He reported that a new version of EMS is coming out and the advisory board has submitted to the State what their recommendation is. It looks like the State of Virginia is going to adopt the National Registry Service. That means we'll have first responders, EMT's, EMT-A's, which is advanced, and paramedics. The intermediate program is being suggested to stay in the program. It will not affect our level right now. The National Registry says that the EMT-A, they want that to become standard care in the field. Just to become an EMT is going to jump to 180 hours of class. EMT-A you're looking at 250-300 hours of classroom time. They have not come out and told us if we're going to have to go back and test National Registry yet or if they'll let us keep our State certification. It's going to become harder and harder to get people to come into this group. Intermediate will stay like it is as long as the State approves it. If the State says no, we'll lose it. The hours on the Intermediate are over 500. The Paramedic is a two year class. 2012 is the date they are shooting for. If they don't adopt the Intermediate program, they will all drop back to A's. National Registry says what they want to do is put the A's in and have them standards of care. They can take care of most problems. They want a Paramedic in the response unit so that way if you have that type of call, the Paramedic would go to the hospital and the A would take over the response unit. Paramedics are very hard to find. We have a few people looking at the program now that can bridge over from intermediate to paramedic, its \$3500 if they can get accepted to the program. It has to be done through a college. Right now, unless you go for a two year degree, you cannot get assistance from grants, you have to pay for it yourself. You have to do the full two year degree. If you all know anyone at the State level that you can talk to, to keep the intermediate program in, it would be appreciated. The advisory board says they know that the rural areas can't function without the intermediate program, but it's up to the State.

Mr. Ford Wirt, Emergency Services Coordinator, next appeared before the Board. He presented a draft memorandum of understanding from the Amateur Radio Group here in Floyd, concerning their scope of service. The State has already adopted this. The amateur radio group is a very important part of our system now because if communications goes down, or if we need additional help, these people are there and have the capability and expertise to step in and be of assistance. It does not, by any means, replace our primary communications system; it's just an added tool. There is no cost to the locality. Mr. Tom King is here today representing our amateur radio group and is the Emergency Coordinator for them. Would ask that you approve the agreement today, as it is written. The local agreement piggy-backs the State agreement, coordinated through the Virginia Department of Emergency Management. It formalizes the agreement that has been in place for years.

Regional Jail – construction is moving ahead on schedule. We are still using the direct purchase program of goods; hope to reach our goal of saving \$1 million on purchases. For the August report, 604 total inmates, 600 last month. For Floyd County, 30 inmates for the current month, 33 last month. Have started a work program with four member crew and one officer. The crew was in Floyd County last week and they cleaned/waxed vehicles at the Rescue Station. They will be scheduled to be here twice a month.

Indian Valley well agreement – agreement is being reviewed by the family – will report back to the Board as it progresses.

We are getting our fuel at the Transfer Station for the County and Fire Department vehicles. One of the nozzles did have to be changed so that all vehicles could use it.

Communications Center grant – completing all paperwork for close-out of that grant.

Ms. Judy Weigand and Ms. Vicky Johnson of Big Blue Magazine next appeared before the Board. They presented a copy of the magazine and an informational pack on their free magazine that promotes the communities of Floyd, Carroll, Grayson, Patrick Counties and the City of Galax. They advocate natural resources, history, agriculture, tourism and crafts. 5000 copies of the magazine are run each quarter; hope to reach 10,000 copies next quarter. We do apply for grants for our expenses. We do need your support for our grant applications, not financial support. The advertising fees pay for distribution costs. The staff is all volunteers. Floyd County will be highlighted in the next issue, showcasing the Country Store, Hotel Floyd and Café DeSol.

Dr. Terry Arbogast, School Superintendent, next appeared before the Board. He presented:

School Board meeting highlights for August 12, 2008;

Four of five schools made AYP this year according to Federal requirements. All five schools made AYP last year. We have appealed their decision because of a unique circumstance with one student;

SOL scores are very high this year;

Enrollment report – opening went very smooth – opened August 21 with 2035.5 students, September 2 report indicated 2070.5 students.

Supervisor Gerald commented that he had attended the VACo Education Steering Committee meeting on August 22. One comment that was made was that Virginia is the 7<sup>th</sup> wealthiest state, but we are rated at 33<sup>rd</sup> in pupil support, near the bottom. I think we need to contact our General Assembly members to talk to them about this. They said it takes \$9000/pupil to educate a child, is that correct?

Dr. Arbogast – yes.

Supervisor Gardner – it costs even more for a special education child.

Supervisor Allen questioned if Floyd Elementary and Check Elementary Schools are at their capacity?

Dr. Arbogast – both are at 80-85% capacity.

Supervisor Gerald – at this same meeting, they discussed positive behavior plans. Does Floyd County have anything like this?

Dr. Arbogast – each school has different things that they do. One is called “Character Counts” which promotes good things going on in the school, some have special assemblies.

The Board adjourned for lunch.

Mr. Bob Beasley, VDoT Residency Administrator, next appeared before the Board. He presented a copy of the approved six-year plan for the Board’s use. He reported that staff had been instructed to prepare three different budget reduction plans, for 5%, 10%, and 15% reductions. These plans have to be submitted within two weeks. As far as Federal funds, we are expecting the same revenue shortfalls as the State. Congress has not passed a bill to replace funds. Some of the work going on in the last month is: 1) surface treatment schedule is complete; 2) line marking is complete; 3) mowing should be completed in 20-30 days; 4) patching is being done on secondary roads; 5) brush cutting is being done; 6) machining and stone placement is being done on secondary roads.

Supervisor Boothe – Route 705, Beaver Creek Road, about 1.7 miles from Route 8, between house number 1132 and a barn, the ditch is eroding around a culvert, homeowner wanted to know if riprap could be placed to keep it from eroding further?

Route 8 before Clark Nursery sign, guard rail base post is washing out and there is also another washout just past their driveway;

Route 8 across from Wills Ridge entrance – guard rail is crushed and smashed;

Route 729/731 intersection – washout around stop sign;

Route 729/700 intersection – pavement is washing out;

Route 730 about 100 yards from Route 8 – pothole is very deep/big;

Dusty Rock Road – citizens have requested a speed study, especially from Country Lane to Teaberry Lane. There are 46 private entrances in that section of road.

Mr. Beasley commented that he feels the speed study would be cost effective with the density of houses and curves on the road, especially on the Route 750 end, but it does hinge on a three year phase of traffic accidents. The road count is only 57 vehicles per day, which cannot be correct with that number of houses.

On a motion of Supervisor Boothe, seconded by Supervisor Gerald, and unanimously carried, it was resolved to request a speed study and speed reduction study from VDoT for State Secondary Route 735, Dusty Rock Road.

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

Supervisor Gardner – nothing to report today.

Supervisor Allen – is Sam’s Road in the 6-year plan to be paved?

Mr. Beasley – no, it was on the plan at one time but the Supervisor at that time took it off because of the connection to Barberry Road at the other end was not cost effective because of the large incline.

Supervisor Allen – Route 793, Cannady’s Gap Road – there are three kids that have to be driven to Franklin Pike because rocks are protruding out in the road and the school bus cannot come up the road. About one-quarter of a mile of the road was improved at one time. Could you check to see if anything could be done with the rocks?

Mr. Beasley – I understand the problem. If there is an easy fix, we can do it. If it’s a large project, it would have to go in the 6-year plan.

Supervisor Gerald – did you say the line painting is complete? Indian Valley Road from Route 221 to Indian Valley Post Office Road has not been done.

Mr. Beasley – there are edge lines on the road. They stopped at the same point where we have not finished the paving.

Supervisor Gerald – I don’t think it has been done. I do appreciate all the line painting, it really helps.

Mr. Beasley – we have enough funds to re-paint the center lines every two years.

Supervisor Ingram – will the contract mowers do Route 8 and 221 again this year?

Mr. Beasley – I don’t know, they are supposed to do it twice. I feel mowing will take a hit if the budget cuts happen.

Supervisor Ingram – we do need all the machining and mowing we can get as time and funds allow.

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

Agenda Item 7k(i) – Policy on Use of Internet and County Communications Equipment. Mr. Cornwell commented that several months ago, we were asked by the County Administrator to draft a policy on the use of the internet and County communications systems due to concerns related to the use of the County’s different systems, including its computer systems, internet connections, as well as cell phones, pagers, telephones and the rest of your equipment. Phyllis Katz has drafted this policy for your consideration relating to the use of those items owned by the County by the County’s employees. I have drafted for you a document for the employee to execute referencing the fact that they are aware of this policy and that they are due to be bound by it and comply with it. Part of the issues that arise, part is a Freedom of Information Act issue. As you know, written communications, including e-mail, are subject to the Freedom of

Information Act. So we have to be careful. They have to be kept according to the guidelines of the Library of Virginia. Also part of it is the problem with the equipment to make sure that it is actually used for County purposes on County time, and not for personal uses. All issues relate to proper use of the internet and proper use of your equipment. We believe that this policy is a good policy for the County to have. It provides protection for the County from improper actions by the employees. We recommend its adoption. This applies to anybody that uses your communication equipment. It applies to telephones, cell phones, pagers, video equipment, computers, internet, etc.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to adopt the Policy on Use of Internet and County Communication Equipment as presented; also approve the acknowledgement form to be signed by each employee, as presented; policy to become effective immediately (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 Gardner, and unanimously carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A.1, discussion, consideration, or 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.

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 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 Gerald, and unanimously carried, it was resolved to adopt the following certification resolution:

**CERTIFICATION RESOLUTION  
CLOSED SESSION**

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss specific personnel in accordance with Section 2.2-3711, Paragraph A.1 of the Virginia Freedom of Information Act;

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby certifies that, to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or number (2)? If so, identify yourself and state the substance of the matter and why in your 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.

On a motion of Supervisor Allen, seconded by Supervisor Gardner, and unanimously carried, it was resolved to adopt the Memorandum of Understanding with the Amateur Radio Group, as presented; authorize appropriate County officials to execute same (Document File Number     ).

Supervisor Gardner – aye

Supervisor Allen – aye

Supervisor Gerald – aye

Supervisor Boothe – aye

Supervisor Ingram – aye

Agenda Item 8e – NRV Planning District Commission – Mobility Manager/Rideshare Program. Mr. Campbell reported that this program will identify the types of transportation and availability of rides within each program. It will not provide additional transportation. It is geared toward disabled and low income individuals. The Planning District Commission is requesting a \$900 match from the County for the grant. A copy of the management summary was provided, which gives an overview of the program. After discussion and questions, it was the consensus of the Board for the County Administrator to obtain further information and report back to the Board at the next meeting.

Agenda Item 8f – Floyd Community and Wellness Center project. Mr. Campbell reminded the Board of the Center's request to negotiate on County owned property in the Industrial Park for the center site. After discussion of the matter, it was the consensus of the Board for the County Administrator to meet with the Center Directors to obtain further information.

Agenda Item 8g – Floyd County Humane Society – update on request. Mr. Campbell reported that he and the Animal Control Officer had met with representatives of the group on ways that the volunteers could assist at the shelter. They will be meeting again soon to further discuss options. Will bring information to the Board at the next meeting.

Mr. Campbell presented a request from the New River Valley Agency on Aging for an appointment of a representative and alternate to their Board of Directors.

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, it was resolved to reappoint Mr. Lowell Boothe as representative and the County Administrator as alternate to the New River Valley Agency on Aging Board of Directors, upon Mr. Boothe's acceptance of same.

Motion was withdrawn.

On a motion of Supervisor Boothe, seconded by Supervisor Gerald, and unanimously carried, it was resolved to amend the agenda to include discussion on the New River Valley Agency on Aging request for an appointment; and a request from the Montgomery-Floyd Regional Library concerning funds for the library addition.

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

On a motion of Supervisor Boothe, seconded by Supervisor Gardner, and unanimously carried, it was resolved to reappoint Mr. Lowell Boothe as representative and the County Administrator as alternate to the New River Valley Agency on Aging Board of Directors, upon Mr. Boothe's acceptance of same.

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

Mr. Campbell presented a request from the Library Building Fund, Inc. group concerning \$19,500 left of the \$1 million borrowed by the County for construction. They requested that the \$19,500 be applied to the outstanding balance of \$60,467.75 due to Price Buildings, with the Building Fund, Inc. group paying the remainder. The remaining fundraising money would be used to finish up the genealogy room, the staff space and expanding the parking lot.

On a motion of Supervisor Boothe, seconded by Supervisor Allen, and carried, it was resolved to decline the request of the Library Building Fund, Inc. group concerning use of the remaining \$19,500 of County borrowed funds.

Supervisor Gardner – nay  
Supervisor Allen – aye

Supervisor Gerald – nay  
Supervisor Boothe – aye  
Supervisor Ingram – aye

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