

**BOARD OF SUPERVISORS  
REGULAR MEETING  
MARCH 10, 2015**

At the regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, March 10, 2015 at 8:30 a.m. in the Board Room of the County Administration Building, thereof;

PRESENT: Case C. Clinger, Chairman; Lauren D. Yoder, Vice Chairman; Virgel H. Allen, J. Fred Gerald, Joe D. Turman, 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 Clinger led in the Pledge of Allegiance.

The minutes of February 10, February 24, March 5 and March 6, 2015 were presented to the Board for review and consideration.

On a motion of Supervisor Allen, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the minutes of February 10, February 24, March 5 and March 6, 2015 as presented.

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen – aye  
Supervisor Yoder – aye  
Supervisor Clinger – aye

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

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

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen – aye  
Supervisor Yoder – aye  
Supervisor Clinger - aye

Ms. Tracie Brewster, Social Services Director, next appeared before the Board. She presented the February 2015 statistics for the Board's information:

- SNAP cases – 849 with 46 new cases;
- TANF – 46 cases;
- Medicaid – 1155 cases;
- VIEW – 9 cases;
- Child Care – 9 cases;
- Crisis Applications – 80 (as of February 20, 2015);
- CPS cases – 8 new and 7 on-going;
- APS – 5 new cases;
- Guardianship Reporting – 33;
- Companion cases – 6;
- Foster Care cases – 10.

She also reported that the Self-Assessment Study for the CSA program is due March 31, 2015. Areas of improvement that are being concentrated on include: no backup to the CSA Coordinator – training another employee at this time for backup; no formal OCS training – CPMT will be discussing training for members at their next meeting; CSA files – no formal organization – all necessary items were in the files, they just need to be set up in the CSA system way which is being done.

There were no Constitutional Officers reports for the month.

Ms. Lydeana Martin, Subdivision Agent, next appeared before the Board. She presented the Subdivision plat report for the month of February 2015 and noted that it was a light month for plats.

On the economic development side, she reported that space in the Innovation Center is being shown regularly to interested persons for possible rental. The EDA is also holding events and classes at the center to further the efforts of increased interest from possible tenants. A series of strategic growth workshops were recently held with twelve people in attendance to instruct on better service and processes within their respective businesses. An upcoming series entitled Floyd C4 – Small Business Development Series with four core sessions on how to build and grow businesses will be held over the next couple of months. A grant has been applied for to offer a \$5000 prize to the participant who comes up with the best business plan.

Mr. Campbell questioned Ms. Martin as to the list of businesses in Floyd County, if it was current and up-to-date from an earlier question from the Board as to number of businesses in the County.

Ms. Martin noted that the list is not current but estimates are around 1200 self-employed individual businesses and 300-350 business establishments in the County. With not having a business license in the County, it is difficult to pin down the exact number.

Agenda Item 7b – Appointments to Economic Development Authority – defer for later discussion.

Agenda Item 7c – Illegal oil dump and cleanup costs. Mr. Campbell presented a bill and report from a clean-up for an illegal oil dump in the Goose Creek section of the County. There were four 55-gallon oil drums and one suitcase of waste oil. Our Emergency Manager

responded to the site per a request from a neighbor of the site. It was investigated but there are no leads at this point. It cost the County \$3859 for this clean-up which we are required to do. It is unfortunate because the waste oil could have been used in the heating system at our maintenance building or other businesses around the County who use waste oil burners.

Mr. Campbell next reported that bids were received on the oil/water separator removal at the Floyd Flex Building. There were three interested bidders at the pre-bid conference but only one submitted a bid, Paul R. Shively, Inc. in the amount of \$12,535.00. Mr. Gary Crouch from Anderson and Associates provided a notice of award agreement between the County and Contractor for the Board's consideration. Mr. Shively hopes to start the work within the next two weeks and the work should be completed in three days. This time schedule would greatly assist H&V in their efforts to modify the building for their use.

On a motion of Supervisor Allen, seconded by Supervisor Yoder, and unanimously carried, it was resolved to approve the notice of award to Paul R. Shively, Inc. in the amount of \$12,535.00 for removal of the oil/water separator at the Floyd Flex Building per bid and authorize appropriate County officials to execute same.

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger – aye

Mr. Campbell presented a setback exemption request from Little River Baptist Church on Poor Farm Road. Also provided a recommendation from the Building Official as to the matter. The Board of Supervisors has discretion within the Code section to allow exceptions or exemptions. He noted that it does look like from the setback that a good portion, maybe not from the edge of the pavement but the setback, of the existing structure would be in the setback zone. There is 22' from the edge of the pavement to the new footprint. If you back it up to the right-of-way, it looks like it would be a large portion of the existing structure in the 35' setback. The Building Official has reviewed the situation and there does not seem to be any increased visual hindrance and also VDOT has reviewed and sees no problem either.

On a motion of Supervisor Allen, seconded by Supervisor Turman, and unanimously carried, it was resolved to approve the setback exemption request for Little River Baptist Church, Poor Farm Road, Floyd, VA as requested.

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger - aye

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

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

Mr. Jon Beegle, Chairman of the Economic Development Authority of Floyd County, next appeared before the Board concerning their FY16 budget request. He commented: I won't waste your time re-reading our budget request to you. Ultimately, we are without a budget. We've operated in the past off of some arbitrary income that came off of the commerce center with existing deals with Dreaming Creek and the Floyd Flex building. Of course, we all know where that is now. Regardless of that, and even if we still had those incomes, our future thinking is about the commerce park and how we'll create jobs and develop that space out there. What we've found is, typically, when businesses are looking to locate, they either want a building in place that they can move into right away or lots ready for construction. We have the land but not a building. For a lot to be ready for construction, it takes a lot of preparation. Now with VDoT and stormwater management regulations, those have to be addressed as well. I think Dan will probably tell you, there is probably some money out there to deal with that but there is still the issue of the lot itself. Basically it is graded, some gravel on it, but that's it. It is not ready to build on at this point. We need to be thinking about the future and where we are going to be if we don't get these lots ready. We have a certain amount of momentum in the Commerce Park right now with the Innovation Center. We have a lot of people interested in that facility and that building and we're showing it on a regular basis. It spurs discussion and talk about growth into the other parts of the Commerce Center. That's part of the reason that I'm here talking to you. In order to prepare for expanding businesses there we need to be ready for them to move in and we're just not there yet. We're not going to be there unless we have some sort of a budget. Currently, we have approximately \$34,000 to operate off of. The Innovation Center will require somewhere in the neighborhood of \$31,000 annually to maintain until we can get it up and running. So the idea is to be able to budget some money for the Innovation Center and hopefully as we are able to fill the Center, use any of the additional part of the budget for developing the rest of the Commerce Park. That's basically why I'm standing in front of you today. The past four years we've been very busy, it is a very active board. There is a lot that we've done but there's a lot more that we'd like to do. In order to do that, we need some funds to operate.

Mr. Campbell – one of the highly positive parts of the Innovation Center is that we have no debt service on that facility. As we get tenants in there, it will become more self-sustaining.

Mr. Beegle – that is the idea. We are talking to people on a regular basis. We have interested parties but we don't have anything inked at this point. We are very optimistic about being able to rent the spaces out. It also gives us an opportunity to offer business development programs. We can use the facility for things of that nature which helps to grow our local economy which is obviously important to us.

Mr. Campbell - \$31,000 is mainly for utilities?

Mr. Beegle – yes, basic operating costs. No salaries or anything of that nature. We're just looking to keep the doors open, lights on and water hot. Some janitorial and outside maintenance. We also need to be thinking about the upkeep of the building. Repairs or anything of that nature, if they need to happen, we'd have to have an expense account for that. Also, if there is any sort of build-out that needs to happen to get a client in there, if we need to put up a

divider or something of that nature, we'd have to have some income. We're just stretched thin at this point. We're renting one office space now.

Supervisor Yoder – does the EDA feel it would be a good idea to start planning to build another building?

Mr. Beegle – we need to look at that, explore those possibilities. The thing that we keep running into is do you have a building, do you have space to move into, particularly when businesses are ready to expand or move. It's not something they want to do in a year, they want to be able to move in on a six month time frame. I think it takes about six months to get a lot ready for building, much less starting a building. The Innovation Center was about a one year construction process.

Ms. Martin – That might be a good process to start, getting a lot ready. The Southwest Economic Development Fund, that really in the past, liked to do things like site development. I think if we could down the road, if we had some funds to leverage it to get other funds, to do some site work and get it ready. Once we have a site ready, we could talk more about the building possibility. Definitely when you have a building, you have visits and you have people looking at you. The stormwater standards have increased so much over the last three years that it is hard for a business to get started.

Mr. Campbell – there is also a possibility of getting a planning grant for site development, which could be a possible strategy to consider.

Ms. Martin – we are trying to lower the barriers for businesses in Floyd County for time and investment.

Chairman Clinger commented that all factors and requests will be considered in the budget workshops.

Mr. David Clarke, Virginia Department of Transportation, next appeared before the Board. He reported:

- Maintenance – snow removal and cleanup has taken a lot of time over the last month, some brush cutting both County-wide and particularly on Lick Ridge, Level Bottom, Weeks and Quesenberry Roads.
- Pothole patching continues when time is available – have repaired several on Kings Store and Daniels Run Roads;
- Several pipe issues – cleaning out, etc.
- 6-year Plan Public Hearing will be held on March 24, 2015 at 7:30 p.m. Presented a copy of the draft plan for the Board's review.
- Hope to have a public meeting with folks in the community of the Route 750 project (#1 on draft plan). Properties directly affected have already been contacted because of right-of-way needs. Will inform the Board when this meeting is set up.
- Haycock Road will be finished this summer (#2 on draft plan).
- Discussion of Shawsville Pike project not being on plan – noted that it was removed since these funds are all for unpaved road projects. Possibility of the telefees funds being moved to Shawsville Pike project is available.

Supervisor Gerald – 1184 Indian Valley Road – deep potholes in the middle of the road; Sumpter Road – needs grading and gravel; request for guardrail on Indian Creek Road; stop sign down at Sutphin Road; 2 miles off of Route 221 onto Indian Valley Road – 15.5 potholes within that area; appreciate pothole patching on Route 221.

Supervisor Allen – nothing specific to report.

Supervisor Turman – presented a petition from residents on Vaughns Mill Road to be considered for the Rural Rustic Road program; Turnip Patch Road – very muddy especially the area around the Route 58 detour; appreciate gravel on Sugartree Road.

Supervisor Yoder – Shoulder of road at Bear Ridge Road/Route 221 needs to be built up.

Supervisor Clinger – pothole patching is needed everywhere.

On a motion of Supervisor Gerald, seconded by Supervisor Allen, 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 Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger - aye

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

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger - aye

On a motion of Supervisor Allen, seconded by Supervisor Yoder, 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 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 Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger – aye

This Certification Resolution was adopted.

On a motion of Supervisor Gerald, seconded by Supervisor Turman, and carried, it was resolved to appoint Mr. George W. Nester to the Economic Development Authority of Floyd County, Virginia for a four year term, term ending December 10, 2018.

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger – abstain

On a motion of Supervisor Allen, seconded by Supervisor Turman, and carried, it was resolved to appoint Mr. Daniel B. Vest to the Economic Development Authority of Floyd County, Virginia for a four year term, term ending December 10, 2018.

Supervisor Turman – aye  
Supervisor Gerald – nay  
Supervisor Allen - aye  
Supervisor Yoder – aye  
Supervisor Clinger – aye

The Board recessed until 1:00 p.m. for a budget work session.

At 1:00 p.m., the Board reconvened and discussed the FY16 budget – time lines, general information received since the last budget workshop, etc.

At 2:00 p.m., the Board welcomed the Floyd County School Board and Dr. Kevin Harris, School Superintendent, for a joint work session on the proposed FY16 budget.

Chairman Clinger commented that, per Dr. Harris' request for an amount of local funding for the upcoming budget, the Board had agreed to \$50,000 more in local funding plus the purchase of three school buses, for a total of \$290,000.00. He also noted that only one budget workshop had been held so far so it is still early.

Dr. Harris made the following presentation to the Board of Supervisors, the synopsis of which includes:

- Floyd County offers free, appropriate and high quality education to almost 2000 students in preschool through 12<sup>th</sup> grade each day with a 93% graduation rate.
- Meet the needs of 300 special education students.
- Provide 428 employees with jobs and a means of supporting their families along with health care and retirement benefits.
- Provide a variety of after-school activities in athletics, music, art, academic tutoring and vocational training.
- Provide facilities for community events and meetings as well as fields and facilities for use by our community for recreation purposes.
- Agriculture/horticulture program is teaching new and innovative techniques that promote sustainable farming practices. Food raised in these programs is used to feed our students.
- Advanced Placement and Dual Enrollment courses allow students to earn college credit while still attending FCHS.
- Reading Recovery Program allows teachers to provide intensive remediation in reading to the lowest performing students.
- Schools allow students access to state of the art technology and connectivity to the internet and a variety of technology related learning experiences.
- Cafeterias serve thousands of nutritious meals each day to students, many in uncertain food situations.
- Nurses provide the only health care that some of our students receive.
- Have established successful partnerships with NRVCS, FPC and NCG to provide day treatment counselling and help with the mental health needs of our students and their families.
- **Since 2009** – have had loss of personnel at every level of organization – teachers, aides, support staff, technology staff; loss of supplemental positions; loss of Retirement Service Program; decreases in materials/supplies budget; decreased purchases related to transportation.
- Presented a page of **budgetary requests** for the FY16 budget which included definite, probable and wanted items. Under definite items: \$240,000 to increase employer contributions to \$5188/employee for health insurance; \$100,000 for loss in ADM; \$100,000 for decrease in State funding even if ADM estimates stayed the same; \$15,000 for increase in OT/PT services; \$29,075 for 20 current employees moving up in longevity steps; \$8944 for degree supplement increases for 9 current employees earning advanced degrees. Under probable items: \$35,000 for 13 AmeriCorps tutors; \$30,000 for additional maintenance repairs. Under wanted items: \$446,706 for 3% raises division wide; \$55,000 for 1 new core teacher at FCHS; \$55,000 for 1 new CTE teacher; \$15,000 for 1 psychology intern. Total request in local funding would be \$977,868.54.
- **How we have made it work:** Cashed in BC/BS stock in the amount of \$230,764.80; identified our operating expenses in a much more precise way by carefully analyzing

costs. The FY15 budget is based on actual historical costs; carry-over funds created by unexpected revenue and decreases in expenditures were used to balance the budget in FY14 and FY15; Health Care Reserve account – rates were set lower than actual costs to balance the budget and keep health care costs manageable for employees; Passed extracurricular transportation costs to FCHS; reduced staffing; VACorp rates lower than VSBA rates for our insurances.

- **Innovative Ideas:** Buff Time – remediation time during the school day; Local changes reduced history requirement which will allow for additional building trades classes; Creating more offerings through Virtual Virginia to provide class offerings and to decrease class size; Have applied for and received over \$200,000 in grants/donations during this school year to be applied to infrastructure and educational needs for FCPS; volunteer coaches to take the place of paid positions.
- **Other Concerns:** Must find a way to address our growing transportation needs. We are required by law to provide transportation to most of our students; we should be purchasing 3.5 buses/year based on VDOE calculations. Over the last four years we have purchased 5 buses when we should have purchased 14; have a need for student transportation vehicles other than buses; have a need for maintenance and service vehicles; have antiquated heating systems that are near the end of their life expectancy of about 25 years – converting to propane would cost about \$150,000; have parking lot paving needs that are approaching the critical level. Estimates for this could be in the \$200,000-300,000 range; still have not found a viable solution to our tennis court repair needs. Have \$88,600 set aside from a donation for this – may be less than half of what it will cost; roof replacement will need to be addressed in the next five-seven years.
- **Options:** Have no further options to reduce our expenditures or create revenue without making substantial changes in the way we operate; have at all times been transparent and accountable for our fiscal responsibilities; 80% of our costs are related to our personnel – any decreases in revenue will affect this area of operation.
- **We need your help:** No matter how much we want to avoid the fact, costs continue to rise every year; we cannot do the same things we have always done with level funding; to have a strong community we must have strong schools. To have excellent schools we must recruit and retain the best teachers available. We must maintain our buildings and grounds at an acceptable and safe level, taking into account increased maintenance based on aging systems. We must provide safe transportation for students and staff.

Discussion followed between the two Boards on various aspects of the budget – salary scales (especially for teacher aides, custodial staff and bus drivers); local effort; teacher salaries as compared to other areas; maintenance needs; school bus needs; capital projects; etc.

Consensus of the two Boards was to have a joint meeting with the Chairman and Vice Chairman of each Board only within the next few days to further discuss the proposed budget.

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

Supervisor Turman – aye  
Supervisor Gerald – aye  
Supervisor Allen – aye

Supervisor Yoder – aye  
Supervisor Clinger – aye

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Daniel J. Campbell, County Administrator

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Case C. Clinger, Chairman, Board of Supervisors