

**Minutes  
Floyd County Board of Supervisors  
Regular Meeting  
December 13, 2022**

- 1. Called to Order** – Chairman Turman called the meeting to order at 8:30 am.
- 2. Opening Prayer** – The opening prayer was offered by Supervisor Bechtold.
- 3. Pledge of Allegiance** – Supervisor Boothe offered the Pledge of Allegiance.
- 4. Quorum** – Dr. Millsaps called the roll. A quorum was found as all Supervisors were present. Note Supervisor Kuchenbuch was remote in a secure location, due to medical reasons.
- 5. Approval of Agenda** – On a motion by Supervisor Boothe, seconded by Supervisor Bechtold, and approved unanimously.
- 6. Approval of Disbursements** – On a motion by Supervisor Cox, seconded by Supervisor Kuchenbuch, the disbursements were approved. Supervisor Boothe abstained.
- 7.** Dr. Linda Millsaps updated the board that minutes will not be available for approval at this time.
- 8. Closed Session** – On a motion by Supervisor Boothe seconded by Supervisor Bechtold, and passed unanimously, the Board voted to move to closed session under 2.2-3711.A1 to discuss appointments to Boards and Commissions. 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.

On a motion by Supervisor Boothe, seconded by Supervisor Bechtold, and approved unanimously, the board agreed to come out of the closed session.

On a motion by Supervisor Bechtold, seconded by Supervisor Kuchenbuch, and approved unanimously, the Board certified that they only addressed issues in the closed session that were the subject of the closed session.

- On a motion by Supervisor Boothe, seconded by Supervisor Bechtold and unanimously approved, the board appointed Draken Thompson to the Economic Development Board

for a 4-year term from 12/14/2022-12/14/2026. As well, Joyce Esterhuizen was appointed to the Montgomery/Floyd Library Board.

## **9. Presentations:**

### **a. Dr. John Wheeler, Superintendent of Floyd County made comments as follows:**

- I think the first thing you had is a question from what I understand on the capital improvement request, those are the last 24 buses that did not have cameras. And as we do every year, when we get grants, you're at the mercy of when the grants come. Well, these days, you're at the mercy of when the cameras are available. So, we got the items, and we got them installed very quickly. A week later, we got part of the grant we requested so there will be \$23,538.00 going back. We are going to continue to work for grants until hopefully, we get this and at the end of the year, pay the rest of it. The new buses have a dual camera system however we had to get them professionally installed, which was part of it. We continue to search for grants and make sure safety is a priority.

Both Chairman Turman and Supervisor Boothe asked questions about the camera system, technology, memory, and how it is monitored.

Dr. Wheeler replied that Robert Rack Director of technology is of course involved in all of that, and it is easily accessible and has a sustained memory for a long time. The memory is downloaded, and we have a good system that we can pull anytime. We put the best cameras in about every place we possibly could as our security is a priority.

Supervisor Bechtold stated then this appropriation, the movement of this money would cover all the expenses.

Dr. Wheeler replied it was a one-time deal. And like I said we have the grant for \$23,538.00 and will continue to search for grants. And we build that capital improvement up at the end of the years, as much as we can. But as far as everything else, we have all the main infrastructure Engineers, and we're just waiting for some costs that we can be able to use with their operating budget this year and replace some of the bigger units as the air conditioning they use is going to be obsolete. One of them is already broken for days. Both roofs are already replaced so we are good there. It's good to have federal money in this budget.

Dr. Wheeler added that we have had some pretty good accolades. Last year, we had two of our kids who are honored with the PSATs for small and rural schools. Now, we have two of our students, Victoria Price and Jay Turpin who won second place in the app congressional challenge for the ninth district. We beat out some pretty impressive schools with this. And their app on an invasive species is really cool. It's through our computer science program that we started two years ago. That was a nice honor. And then the other thing our board approved last night, we have finally been working on this one of the great needs in this area is pipe fitting, pipe cutting, and that technology. So, we got Atlantic piping behind us right now, because they are what we are looking for in that building, they want to sponsor a class where they can get employees in for adults. So, we'll have a start date with that. And it will be on Saturdays and multiple certifications. And this company is the one that's sponsoring it and they'll be using our facility and providing a great job source and great skill that's going to lead right into that company if they want.

Supervisor Bechtold asked about a follow-up with the job opportunity and education of what became of the EMT program that was discussed.

Dr. Wheeler replied we're still looking at what will happen there as we need those people to come in during the eighth and ninth grade PE section and get them exposed to EMT because we teach some of that in that curriculum. And then Brittany Quesinberry is working on that, won't be next semester but we can definitely offer it if the individual wants to teach it, and definitely offer an evening class in that. But we can create a feeder program by just getting the interest in the school. We have the space for that, we have a nursing lab, and we have another lab that would be perfect too.

Supervisor Bechtold asked if there was an opportunity to offer that during class hours, like with the pipe fitting and other stuff.

Dr. Wheeler answered, the pipe fittings were after school too, so there wouldn't be a complete program with that. So most likely, you can get a bus ride after school, that's not a problem. I think the biggest thing is to make it available to adults on their schedule. But yeah, we have that underway. We are working to see if we can't get it for the beginning of next year. Now with any adult class like that, we have to look if you want to minimize the charge to any adult. So, if there is a charge at all, we'll work with you on the county with that, because it's really the use of our facility.

Supervisor Boothe asked that it not be forgotten social services workers, and mental health workers and possibly incorporate some of the into the nursing program. Also, can you give us an update on the current construction, briefly?

Dr. Wheeler replied that they are about to finish the punch list for phase one. Our timeframe is we just need to be in it by June and their timeframe is before that. They are looking at February for both projects and that would be great it's more lucrative for them if they can hurry up and finish. The spaces are incredible, especially this other collaboration space that we are doing. We've already purchased with our Perkins money two training machines for auto mechanics that we needed to be up to date. So, we are good to go with everything and no major hiccups nothing, major is going on there and they want to get done.

The Board of Supervisors thanked Dr. Wheeler, and all wished him a Merry Christmas which Dr. Wheeler wished the board a Merry Christmas and the holiday season.

**b. Mr. David Clarke, Resident Engineer, VDOT made the following comments:**

I have just a couple of items for an update as we into the colder weather. We did manage to get some potholes passed last month and we did have some decent weather on Route 8 and 221 as well as some of the secondaries and Oxford Road and County Line Road. Most of it was trying to get the gravel roads graded and some stone on it before we left to push it off. And catching up on some of the moving. And I don't know if I was able to update last time but we did finish up the rustic construction project.

Supervisor Bechtold asked if there was much consideration done to the light having one direction of travel at a time to alleviate the left and right turn fiasco.

Mr. Clarke shared that they have the study on that and a lot of it is the logistics of what can be done and what they would have to do is change the configuration of it.

Supervisor Bechtold continued to state that the last couple of times I've been downtown, I've noticed people are not using the crosswalks appropriately, they're doing more of a scramble cross, which would help if we did the single lane of travel at a time to also have just a scrambled crosswalk where everybody goes at once.

Supervisor Boothe added that the people are just jetting out between two parked cars across the road. I know as rule pedestrians have the right of way, but they have little responsibility to and I've seen some very near misses. But now I want to thank you for working on Route 8. And you mentioned Oxford, it's been rumored there's potential it may be resurfaced in the spring. Mr. Clarke confirmed calendar year 23.

Supervisor Kuchenbuch thanked Mr. Clarke for the work and trimming that has been completed on Christiansburg Pike. Mrs. Kuchenbuch also mentioned with the change of weather coming maybe they could get out there with a grader at some point in key spots. Mrs. Kuchenbuch again thanked the crew and wished them all a Merry Christmas.

Supervisor Cox stated we met a week or two ago on Jerry Lane and I see Mr. Price wasn't able to attend the meeting today. But on behalf of Mr. Vest's concerns, we met on Jerry Lane. Could you elaborate since he's, Mr. Vest is with us?

Mr. Clarke noted that we talked about the difference between maintenance funding, and construction funding, and what can be done with each type of thing. What would be the appropriate next steps for that should the Board decide to be involved in that kind of funding and decisions that the Board is involved in the construction type stuff? Maintenance prioritization is over a much larger kind of area, we try to keep all the roads kind of at a general level that is all we are funded. We try not to let anything get too out of hand on secondary systems, obviously, the primary systems are the top priority because that's where your larger traffic volumes and higher speed traffic volumes are. A pothole on 221 is going to do a lot more damage or safety issues. And so that's the kind of difficulty we face on secondary systems, spreading maintenance money to the 300 miles of paved roads of secondary systems.

Supervisor Cox stated he appreciated his attention to that matter and that spending time was very educational. Another topic that was brought up was a project off Christiansburg Pike at the cabinet shop, County Ridge.

Mr. Clarke acknowledged that was Phleger Hill a private road. You can use some of your construction funds to bring it up to state standards. We just did one in Giles County, but it would have to be in awesome condition. There are other considerations. How was it planted, what kind of sight distance do you have there, some roads are eligible, depending on how long they've been planted. Sometimes, the plats specifically say this will never be that road, not sure if that is the case here or not. And if you're coming out the road you're looking to the right sort of curve. And that's probably where the biggest sight distance issue is. But in that curve, it's on private property, there's a fence line with growth in there. If that can be taken care of that might solve the site problem. There are ways to address sight distance. Looking to the left that there is kind of a hill and didn't get that measure. So, I don't know what to say, this would be coming up the hill, you also right now have a speed limit on the bigger hill. It may not be appropriate for all but maybe the park near 615

would be appropriate. That's again, a whole other question, but that affects your cyclist and regulations.

Chairman Turman shared, from the end of state maintenance road down less than a 10<sup>th</sup> of a mile he built a good road. So now people are going to think they can go on through. I and the Goad family own both sides down to the county line. You can't tell there has been a road there if you go down, Brandon. So, they want me to gate the very top of that, can I legally do that, or is that a state right of way?

David replied that it depends on whether it was ever abandoned or discontinued. Discontinued roads cannot be gated.

Chairman Turman continued to state that a gate there would maybe stop people from running into my daughter's trees and I would put a gate up with reflectors. If not maybe wondering about the signs that say no outlet. There is a bus turn around at the state maintenance. Chairman Turman closed by thanking Mr. Clarke for the speedy resolution of the problems.

Supervisor Boothe noted, just to clarify what Mr. Price had told citizens, we do somewhat control the construction money. However, a lot of the new money gets eaten up on products for current projects where prices have increased to a certain extent. But as far as maintenance, we don't control that funding.

Mr. Clarke ensued, there is construction money that can be used depending on the size of the project. Because most of the projects are unpaved roads that are where most of your money comes from. But we reserve the telephone telecommunication fee for distribution. So, the state collects fees for utilities and takes that money and they divide it strictly on a population basis and you get a certain amount of that, and this can be used anywhere. We have set aside some for rural addition like the one-off Pflieger Hill, but the County has chosen not to do that.

Mr. Boothe requested more details on that fund amount. Also noted that maybe in the future Mr. Price, if he's going to explain something gives a little further explanation of what it is.

Mr. Clarke asked if we'd like to set a six-year plan public hearing for February, it might be a little bit earlier than would be normal, but not that much. Several years ago, we rode around and looked at a lot of the roads either on the six-year plan, or the ones that you're thinking about putting on the six-year plan. And, even if it's not a six-year plan, project per se, if it's a project that you would want to use construction

money, just in the next calendar year, we would call that a budget item and be part of your for that year construction budget. We could look at some options for the upcoming year and can begin bids for construction.

The entire Board of Supervisors thanked Mr. Clarke for all the work and wished him a Merry Christmas and Happy New Year.

**c. Mr. Mike Maslaney, PSA update.**

Well, thank you for letting me come today, I want to give you an update on the PSA. And where we are, as you know, we've had a lot of activity the past six weeks, especially over on Oxford Street. And I understand that the ARPA funds are in and I just wanted to kind of give you a snapshot of where we are financially, the projects that are still outstanding, and what we've done, with the previous money, so I did a simple kind of just capital analysis, you know, talking about what money cash we have in reserve money, so you have a really good appreciation of where we are. And then, of course, some of the things that we're looking to do and need to look at doing in the future. So typically, I'll just run through this, you know, we keep a cash account, you know, working cash count from about \$150,000 to \$200,000. And, you know, to pay the bills, and they vary, you know, appropriately, we do have reserve funds. In this case, we have three CDs and just a small cash savings account, totaling about \$330,000 that we've been trying to keep as kind of an emergency fund. And our auditor likes that, he likes to have a little bit of cash on hand. And, specifically, you know, when we get into things like Oxford Street, which I'll talk about in a minute, you can see why everything we do tends to get a little bit expensive. We do have some debt reserves, CD uses us to cover the debt that we have down on the liability side, and you'll see that we have about \$3 million in debt that we're financing over about a 40-year period. So, we continue, to look for the best debt that we can, of course, when they do projects. And typically, with rural development funds or BJH funds, you know, when we go in and ask for more loans from them, they will refinance existing loans, we haven't stretched them out to, kind of keep us on a long-term loan thing to help keep the payments down overall, as far as to help us, with our cash flow, because they understand where small systems are. And, you know, small systems like ours, they're never going to be profitable for you just try to run them as best you can and manage the money that you can. There have been several studies by a lot of people, and it's just, it's a tough road all the way. The rest of the assets that we have, are the remaining amount of funds from the first round of the ARPA funds, we have \$520,000 left of that. We did, you know, extensive lining on the east side of town, which I feel good about. And we've kind of secured Main Street and all the way up to

the schools and down to the main pump station. And we're seeing the results of that have been very positive, we get feedback as you know, how long the pumps run when we have rain events and stuff and they're down significantly from where they were before. So, all the work that we've done to date has gone to not only decreasing the risk at that pump station but also ensuring the longevity of the lines in that area. So, we feel a whole lot better about that. So as far as liabilities, as I said, we've got about \$3 million that we're currently financing on the debt side. The emergency repairs on Oxford Street, it was a classic example of what we run into, and that's why I wanted to spend a little time on it. It started out as an exploratory hole right across from Gardener's funeral home and before we knew it, we were replacing 450 feet of the sewer line. That is again some of the older concrete pipes that I've been telling you about that are about 20 years past their lifespan now and it was literally crumbling. So not only did we see Facebook, which is drilled twice right through the center of the pipe, which we have pictures of, but we also found two other sections where the pipe bed literally collapsed, and sooner or later, it was going to be a real problem. And so, we decided to take down to the manhole, kind of redo that whole section, so that we would never have a problem also fix the laterals, recognizing that, and hoping that would come through and fix the road at some point, which I understand is on the list. I think everybody will be grateful for it, but especially since we literally tore it up, all you must do is drive over it, but we didn't have a choice. It was really one of the worst situations that we've had in a long time. But we got it all fixed. Now, contractors do a great job, they worked, you know, weekends and late night several times, trying to get things going, we're sorry, it took so long. But you know, it's just one of those things where we were lucky in that we could close off the road because we couldn't have really done it with flaggers. And, you know, it would have been a mess every day, trying to flag it. And the expense of doing flagging, as we all noticed, is very high. So, the remaining capital projects, we have the ones that we previously submitted to you are still on the list, the Wilson six filter still needs to be done, we have, \$520,000 of the original money, and it's projected that it's going to cost us at least 550. Well, we're using it about 10% of the time now because it still has sulfur infiltration, manganese, and some iron in it. And so, we run it at night, mostly when it can mix with the rest of the system, and it won't get noticed. But if there was ever to be a large user where we need, the capacity of that, well, on a larger basis, we really need to get that filter done on that pump, so that we have clean water going to everybody. And it is still potable water, per standards, and we test it every day. But nobody likes sulfur-smelling water. So, some of these projects are still high on the list of things that we need to get done. And put in there the sewer line for the rest of Oxford Street, because if they're going to pay that, we put a camera down, and when we did fix the upper section, but we ran a camera all the way down to Farm Bureau, the manhole there, and we found a couple of cracks in

the pipe there as well. And we had one point repair that we had to do. Luckily, the pipe is not that deep in the ground. But we would like to line that as well before the guy gets in there and runs, the whole road because I'd hate to have to come back next year and pick it out to do some point repairs and we see that that pipe is very versatile and does have some cracks in it already. So again, a lining of that is going to be about \$60,000. And nothing is cheap anymore. Just unbelievable. So anyway, I know you're looking at the ramp to offer money. I know you've got a bunch of priorities. I just wanted to bring you up to date on where we were, we recognize, where you're at. And all the other requirements, I just didn't want you to forget about us. We can still spend all the money we can get.

**10. Public Comment** – Chairman Turman read a statement offering assistance to anyone needing support to make their public comment. The following individual offered a public comment:

**Gerald Vest, Locust Grove District**

First, Last month I gave you a package of studies, pictures, and everything that I hope the boards had a chance to look at that. I think the main thing that was a big question when I was here before was that you all didn't know where the money was to do this. And so, I think Mr. Clarke and Mr. Price have that information for you. I didn't hear him say exactly that. But have you all discussed that? Or do I need to get that information for the board? If so, then someone needs to let me know that. But there is money. Because you guys told me last time that I need to bring him to the meeting. And so that's been done, and they did theirs. They did the studies for us. We had some astonishing numbers. And we've talked about it and all that's in the information I gave you last month, so I don't need to go through all that again. But what I'm hoping is that the board has reviewed this and has a better understanding of our problems. Just not only what the problem was but now that you have a pretty good idea where money is to fix our problem. We've had this problem for years; we should have been here 10 years ago. But you know, it's time, something has to be done about it. Because in fact, I heard a story the other day about a teenager, we have three of them, I believe on our street, that's just now starting to drive. Man, one of those trucks on Mill Road comes, the road broke off on the edge, but in order to stay on the road, they can't get over out of the way, pull over and let them pass. So that's the majority of the problem. I think it's caused a lot of problems and will continue to cause a lot of problems. I mean, it's up to the board to let them use that money to fix the road. And we did the studies in October when the traffic had actually died down to the summer months when the growing seasons go on. That's when the majority of the trucks and the traffic go to and from organic to get their organic stuff running. So, it's a lot of issues. And now it's up to the board to let us use the money to fix it. Thank you.

A conversation ensued with Supervisor Bechtold asking about VDOT funds and it is used.

Mr. Clarke replied that many things go into it, and we don't make our choices on maintenance in a vacuum. And we balance those requests with our superintendents who ride their roads regularly on deciding how maintenance funds get spent. Construction funds are different programs, either their major projects to stick to your plan, and that part is released by law that says we will have a public hearing every year and develop a construction budget and six-year spending plan in conjunction with the board. Both Supervisor Boothe and Supervisor Kuchenbuch discussed issues of the width of the roads and safety issues in the county. Mr. Clarke stated that those are all very good reasons to take a look at the road and for the board to consider the use of construction funds. Those all sound like legitimate uses, or reasons to use construction funds. But as you all know, you get requests from all over the county. It's just a balancing act. The board thanks Mr. Clarke for his time.

**11. Board Time** - Chairman Turman opened the floor for comments from the Board.

Supervisor Boothe discussed and requested looking into a schedule and or logbook regarding the dumpster sites and the maintenance of the ground surrounding the green boxes. Each supervisor agreed with the importance of upkeep, cleanliness, and safety.

Chairman Turman discussed restructuring the equipment committee and board attendance. Suggested the board supervisor of that district would participate with either Joe or Jerry to participate with the committee and be all-inclusive and involved. Supervisor Bechtold and Supervisor Cox appreciated the opportunity to be a part of the committee.

**12. Old Business:**

- a. On a motion by Supervisor Cox, seconded by Supervisor Bechtold and passed unanimously, Floyd County School Board requested the revenue and expenditure appropriation in the amount of \$64,576.08 from the Capital Improvement Fund to the FY23 School Board budget transportation category for the purchase and installation of school bus cameras for the entire fleet.

**Closed Session –**

- b. On a motion by Supervisor Cox, seconded by Supervisor Bechtold, and passed unanimously, the Board voted to move to closed session under 2.2-3711.A3 to discuss Real Estate Acquisition. Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

Supervisor Cox – yes  
Supervisor Bechtold – yes  
Supervisor Kuchenbuch – yes  
Supervisor Cox – yes  
Supervisor Turman - yes

- c. On a motion by Supervisor Cox, seconded by Supervisor Bechtold, and passed unanimously, the Board voted to move to closed session under § 2.2-3711.A6. Contract Selection. Discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected.

Supervisor Cox – yes  
Supervisor Bechtold – yes  
Supervisor Kuchenbuch – yes  
Supervisor Cox – yes  
Supervisor Turman - yes

- d. On a motion by Supervisor Cox, seconded by Supervisor Bechtold, and passed unanimously, the Board voted to move to closed session under § 2.2-3711 1.A.29. Economic Development. Discussion of a public contract involving the expenditure of public funds, and discussion of the terms of scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body. 2.2-3711 1.A.5 Discussion concerning a prospective business or industry or the expansion of an existing business or industry that relates to advanced manufacturing projects where no previous announcement has been made.

Supervisor Cox – yes  
Supervisor Bechtold – yes  
Supervisor Kuchenbuch – yes  
Supervisor Cox – yes  
Supervisor Turman - yes

On a motion by Supervisor Boothe, seconded by Supervisor Bechtold, and unanimously carried, the Board voted to come out of closed session.

Supervisor Boothe – yes  
Supervisor Bechtold – yes  
Supervisor Kuchenbuch – yes  
Supervisor Cox – yes  
Supervisor Turman - yes

On a motion by Supervisor Bechtold seconded by, Supervisor Kuchenbuch, and unanimously carried, the Board certified that the Board only discussed the matters were we in closed session to discuss.

Supervisor Bechtold – yes  
Supervisor Kuchenbuch – yes  
Supervisor Cox – yes  
Supervisor Boothe – yes  
Supervisor Turman - yes

### **Contract Approval**

e. At this time, contract approval will be tabled.

### **13. New Business –**

**a. Emergency Management – Road naming.** On a motion by Chairman Turman, seconded by Supervisor Boothe, and approved unanimously, the Board approved the following request from The Department of Emergency Management has received a request to name a private drive, where there are not three (3) or more addressed structures. The tax map number for the property is 71-152. The driveway is off Halls Store Road, SW, Willis, VA. The name requested by the property owner is Disc Golf Lane.

**b. Legislative Agenda**

- a. Previous Floyd County Agenda- Board of Supervisors reviewed Legislative recommendations and requested updating as follows: (Please see the attached exhibit (a) for updated recommendations for 2023 Legislative recommendations)
- b. VACo Draft Legislative Agenda – On a motion by Supervisor Boothe, seconded by Supervisor Bechtold and passed unanimously, the board approved the VACo Legislative agenda for 2023 with the authority of the County Administrator/Staff to make the changes as discussed during the Board of Supervisors meeting on 12/13/2022.

**14. Organizational Meeting** On a motion by Supervisor Kuchenbuch, seconded by Supervisor Boothe, and approved unanimously, the Board approved the date of January 3<sup>rd</sup> or 4<sup>th</sup>, 2023, for the Organizational meeting, pending the invite of Legislative staff availability to attend.

**15. County Administrators Report** – Dr. Millsaps offered the following information about staff activities.

- EMS Billing Contract. – Legal review complete and will sign.
- Equipment Committee. – Updated on recent visits.
- Workforce Board
- Onward Update – Speaker was the Community College President and conversed regarding the need for EMT staff and IT employees.
- Solid Waste Management Financial Assurances and Regulatory Changes – In the process of completing a 4-year update with the assistance of Draper Aiden as well as our auditor.
- Cows Update- Certified letter sent requesting more detailed justification of bills sent.
- Courthouse Work – Will set up a meeting with the judge regarding plans for current courthouse staff and moves and needs within the courthouse.
- Treasurer and Commissioner Move – The move has been completed
- Radio Update
- Regional Housing Trust Fund
- Opioid Settlement- Richmond trip for training for County and Deputy Administrators
- Parks and Recreation Ribbon Cutting and Open House

**13. Adjournment** – On a motion by Supervisor Bechtold, seconded by Supervisor Kuchenbuch, and passed unanimously, the Board voted to adjourn.

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Chairman, Joe Turman

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County Administrator Linda Millsaps