

**BOARD OF SUPERVISORS
REGULAR MEETING
APRIL 25, 2017**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, April 25, 2017 at 7:00 p.m. in the Board Room of the County Administrative Building thereof;

PRESENT: Case C. Clinger, Chairman; Joe D. Turman, Vice Chairman; J. Fred Gerald, Linda DeVito Kuchenbuch, Lauren D. Yoder, Board Members; Terri W. Morris, County Administrator; Cynthia Ryan, Assistant County Administrator.

Chairman Case Clinger called the meeting to order at 7:00 p.m. with the reading of the handicapping statement.

Agenda Item 2. – Opening Prayer.

The Opening Prayer was led by Supervisor Gerald.

Agenda Item 3. – Pledge of Allegiance.

Supervisor Kuchenbuch led in the Pledge of Allegiance.

Agenda Item 4. – Public Hearing on Six-Year Plan with Virginia Department of Transportation (VDOT).

Mr. David Clarke said this is a secondary road six-year plan Public Hearing. We do this annually in every county across the state to let the Board and the public in each county hear our proposed plan and take comments on future projects if there is room in the plan. Fortunately we have quite a bit of room in the plan over the next few years to add some projects. I will read a draft plan that I brought just for discussion purposes. Over the next month we can have discussions with Board members. We will hear from the public tonight. I would like to have a resolution passed with some roads added either at the next meeting or the early June meeting. We would like to have it before the beginning of the next fiscal year.

I will tell you a little bit about the plan as it stands right now. There is roughly about \$700,000.00 coming in each of the next three years – FY18, FY19, and FY20. If projections are correct in the second half of the six-year plan it gets to about \$1 million a year. The projects we have on the early part of the plan are pretty much funded. What we are talking about is roads at the bottom of the plan that wouldn't get started probably for another three years when that other funding comes in. This is all subject to revenues and the formula. This is what I have right now. This is the plan that will be signed by the County Administrator. It is showing \$1 million in FY21, FY22, and assumed for FY23 even though it is not showing there right now. The list is basically what was approved last year by the Board. There are a few alterations. For example you added Goose Creek Bridge, but we found another way to fund it so it doesn't have to come out of your secondary six year plan. I added another one that used to be in the plan a while ago.

I just put it back in. Even with these changes, you can probably add three or four projects, depending on the length obviously. It is quite a lot to think about.

Right now your list is:

- 1) Alum Ridge Road, Route 750 – it has been on the plan for a while. It will be put out to advertisement in October of this year. We will keep it on the plan in case it needs any funds transferred to it.
- 2) Vaughns Mill Road, Route 759 – we have already started some rough work on that. We have already done some tree cutting and drainage work.
- 3) Diamond Knob Road, Route 808 – The plan is to pave 1 mile of this unpaved road.
- 4) New Haven Road, Route 637 – 0.8 mile.
- 5) Roger Road, Route 683 – 0.5 mile.
- 6) Sidewalk project that we have on the books. We have started some of that. We will keep it on there so we can add to it as we expand what we are working on now.
- 7) Shawsville Pike, Route 653 – we are trying to find an appropriate spot to do something meaningful. It is still open for discussion on what we can do there or the Board might decide to do something else with those funds. Those are non-unpaved road funds. It is a lot of federal funds. We are limited a little bit as to where we can put it because there is a lot of federal money.
- 8) *Goose Creek Road – I took this off because we are going to do the project but it won't take any secondary road money so the new priority in this draft plan is Firehouse Road, Route 768 – this has been on there for a while.*

Mr. Clarke said this is our draft plan. We can take comments. We can add maybe up to four projects this year. The \$700,000.00 up to \$1 million in the last three years, \$54,000.00 of that is from the telecommunication fee that VDOT collects and that can be used on anything. The rest of it is just for unpaved roads. The bulk of this has to go to unpaved roads. These are the projects we are looking at adding, either a small non-unpaved road project like a spot improvement or save \$54,000.00 a year for three years are spend roughly \$150,000.00 on a project. The roads we are looking to add will be more than likely unpaved road projects. Most of the money the county is getting is for unpaved roads.

Chairman Clinger said having heard the six year plan if anyone wishes to come forward and speak may do so. We ask that you limit your comments to four minutes.

Mr. Ken Knott, Little River District, Country Ridge Drive – I am here representing the eight family homes in the neighborhood. I was here a few weeks ago to petition you to hopefully bring the road under the state. There are several members of our community here today. As we talked about last time this is one of those roads where the developer claimed it was going to be a state road and it never became a state road. There has been a lot of investigation by VDOT. There will be a report forthcoming. I would just like to put it on your radar and hopefully get this on the books and become part of this six year plan. Again, these meetings are way more exciting than I thought they were. I might come to all of them.

Mr. Clarke said one thing I forgot to mention is that one of the uses of your secondary six year plan money is to fund private roads that are not currently state maintained roads and bring them into the VDOT maintained system. 5% of your construction funds can be put to Rural Addition every year. The county has about \$150,000.00-\$200,000.00 in their Rural Addition fund right now. We have looked at a couple of others and there are issues with right-of-way or eligibility. We move from one to the other based on the Board's decision on their priority list of which ones they would like to see done. Rural Addition, which brings a private road into the state maintained system, is certainly a function of this Hearing and for the secondary six year construction funds.

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

Mr. Clarke said we would like to have a resolution passed by the Board in the next month to month and a half. I don't know if Floyd has done this before, but you might want to select a subcommittee to work on it and go out and look at a few roads or however you choose to do it. Sometime before the end of June, I'll draft a resolution with some additions to it.

Supervisor Kuchenbuch said you mentioned previously taking a ride through the county. Do you have some ideas about roads from your VDOT point-of-view?

Mr. Clarke replied that he had a few ideas. I can throw them out now if you would like to hear them. We have done some work at the end of Moles Road to get better access to the trail, but you still have half a mile that is not paved from where it starts now to that section. That would be a good one to do. We've had some comments from some people recently about Route 644, Countyline Road. It is up near the Roanoke County line. I talked to my Superintendent about it and he said it does get a lot of traffic especially when there has been some snow. There are people trying to get out of there which packs it down and makes it harder. He sees a lot of traffic on that road. He mentioned Epperly Mill Road. There is a section right in the middle that we could do. We've had to do some work on Cannady School Road. We've done some drainage work and grading work. I don't know if that would qualify for traffic count or not.

Supervisor Yoder said he wondered about Smartsview Road which has a small section of about half a mile that is unpaved. It comes off the Parkway and everybody next to the Parkway uses that to come to town. It is a short distance.

Mr. Clarke said the number of roads you add depends on the length. We are doing almost two miles of Vaughns Mill Road and that is just one road, but it is a lot. You could add several half mile sections. I will look at that one too. There are a couple I have made notes on. I can do some more research as far as traffic count.

Chairman Clinger requested that the data be brought back to the next day meeting and then we can decide how we want to proceed as far as forming a committee or each supervisor looking in their district.

Mr. Clarke said Larry Chaffin, the Superintendent in the Willis district, mentioned Firehouse Road. I think it would be a good one to do.

Vice Chairman Turman said Firehouse Road where Easy Drive comes in can be dangerous in the curve.

Supervisor Yoder said he had a call this morning regarding Lick Ridge Road. It may just be a maintenance issue.

Supervisor Kuchenbuch added in terms of maintenance...the people on Sunny Ridge Road, I keep asking if they want to be put on the six year plan and they keep saying if they [VDOT] just worked on it, they would be fine.

Mr. Clarke said we would have to check the traffic count. It may not have enough traffic. It has to have 50 vehicles a day.

Supervisor Kuchenbuch said on Sunny Ridge Road they really just want to keep it as best as you can.

Mr. Clarke said he would come with a list of your top traffic count on unpaved roads that are not currently on the plan. We are catching some of them here. I'm sure New Haven Road has a lot. I'll get the next five or so on the list.

Supervisor Kuchenbuch asked how much is New Haven Road?

Mr. Clarke replied I think it is about 0.8 miles. It will be an easy one to do. I will get you some more information. Be thinking about it and talking to people. I don't know if you want to spread them around the county or do one in everyone's district or we can do it by traffic count. Moles Road is one of those that is in one district but we get people from all over using it.

Supervisor Kuchenbuch asked how much of a stretch is that?

Mr. Clarke replied I think it is just about 0.5 mile.

Agenda Item 7. – Public Comment Period.

Chairman Clinger called for the Public Comment Period.

Mr. Alan Graf came forward and explained that he is the Civics teacher at Springhouse Community School. I am not going to comment, but a few of my students are going to comment to the Supervisors about what we have been talking about in class. Thank you for allowing us to do that.

Mr. Alex Hicks, student at Springhouse Community School, Little River District. As part of our second semester Civics class, we are proposing some changes to the local noise ordinance as we feel it is unconstitutionally vague. Our primary basis for this is the case in Virginia Beach. Their noise ordinance was declared unconstitutional by the Supreme Court of Virginia in the case of Bradley S. Tanner versus the City of Virginia Beach. The aspects of their noise ordinance that were found unconstitutional were several pieces of language that are also found in our local noise ordinance including the statements "unreasonably loud, disturbing and

unnecessary noise,”...“of such character, intensity and duration as to be detrimental to the life or health of persons,”...“annoy the quiet, comfort or repose of reasonable persons.” The reason that this was found unconstitutional was that when a vague statute implicates a citizen’s rights under the first amendment vague language under a statute or ordinance may cause citizens to avoid constitutional permissible conduct based on fear that they may be violating an unclear law and thus a vague statute may inhibit constitutionally protected activities. We feel it is very important, of course, that all of the constitutionally ensured rights are properly protected in Floyd County as much as everywhere else in the United States. I am now going to invite my classmate Cameron Callahan up to speak.

Mr. Cameron Callahan, senior at Springhouse Community School, Court House District. I have lived here most of my life. I would also like to talk about the noise ordinance. This ordinance would give the authorities the ability to have an increase of their position of power over regular citizens. This gives the police the authority to not only have the final say but take people into custody with the say of a citizen. People who are reporting crimes may also have their own bias, meaning they could send someone to jail for not looking average or listening to good music. Floyd County is a small town. Teenagers are met with many accusatory actions by the authorities on where would be the appropriate place to play music. There have been discussions on Facebook’s Floyd Group about how to deal with the teenagers hanging out around the Town of Floyd. Now imagine the power this has on people in a situation. It creates specific situations for people to fear everyone and the police as well. The town has many places of worship, meaning it needs a certain level of quiet in the town during a certain part of the day. The Board is right to propose a certain fixed level of noise; however, Floyd is not an impartial place. The police have their own ideas. They are not a neutral unit of impartial authority. The citizens of Floyd are not impartial as well. Those who call in a disturbance may not be looking for the noise to stop, but instead cause trouble and bring charges down on people they may not like. Take the vague sound section of the noise ordinance into consideration. Does a phone call mean you can tell the decibel level is too high? Can a citizen’s actions be based on personal taste? Even if this is a circumstantial argument it makes me fear for my first amendment rights. Expression should be allowed no matter what you listen to for music, what instrument you play, or how loud your conversation is. Can you justify bringing charges on people for enjoying their evening? These are not okay in an ordinance. Words such as “unnecessary noise” in Section 26-31 [Floyd County Ordinance] and “noise and disturbances of such character, intensity and duration.” These are malleable terms. Can you really form charges on opinion and choice? Thank you for your time.

Mr. Andrew Finn, Little River District. I am here to propose some edits that we can make to the current ordinance that would more respect the first amendment and make it less impartial. These changes I am proposing...the ordinance is divided into three sections with sections 1 and 2 being highly subjective. As the other students said highly subjective, highly based on opinion, and easily used with bias. As for the third section, I will read it right now. It says, “Between the hours of 11:00 p.m. and 7:00 a.m., sound from any source which, when measured from a distance of 50 feet, has a sound level in excess of 70 dbA’s. All measurements of sound level under the subsection shall be made using a sound level meter. For purposes of this subsection, the term ‘sound level meter’ shall mean an instrument used for measurement of the intensity of sound and accurately calibrated in decibels. Furthermore, the term ‘dbA’s’ shall mean decibels shown in a reading made on the dbA scale.” This is something that can be

accurately measured with an instrument and isn't subject to anyone's bias or own opinions. So what I am suggesting is we extend this or create a new section applicable to daytimes and not just 11:00 p.m. to 7:00 a.m. This can then be measured accurately and a conclusion can be made as to whether it is disturbing from the found evidence. The preamble also would need to be redone which reads, "It shall be unlawful to create any unreasonably loud, disturbing or unnecessary noise in the county. Noise and disturbance of such character, intensity and duration as to be detrimental to the life or health of any person or unreasonably to disturb or annoy the quiet, comfort or repose of any person is hereby prohibited." This could be totally revised to cope with the new section that could be added and make it more applicable to this new section. Thank you for your time.

Ms. Pamela Pinto Sessions, Little River District. I have tried to use the noise ordinance and have not been able to. We have a neighbor that decided to put in a motor bike track along his 40 acres. I have to say I'm probably a quarter to one half mile away from part of the track, but in our house we can still hear that going on with windows closed. On the weekends he starts about 8:00 in the morning and goes to about 4:00, maybe stops for about 30 minutes for lunch time. I have called about it because literally I have almost lost my mind some Saturdays over it. I was told by the police department that there is no way for Floyd County to measure the decibels because we do not have a machine. And even if we had a machine to measure the decibels it would not be admissible because there is no one on the police department that is registered to use one of those. So we have a noise ordinance that can't even be upheld because we do not have a decibel machine. That should probably be incorporated somehow into that too. Thank you.

Mr. Michael Patton said he was really impressed with the young folks. I assume you will get to the Town Council because that is an issue we have to deal with too. Thank you for your input. I'm here tonight to report to you as your representative on the New River College Board. First of all, thank you for allowing me to serve, not one but two terms. It has been a rich experience. I've got two years left. This last month has been unbelievable. We have been given the opportunity to recommend to the Chancellor the next President. That is really the only thing of substance that we do as a Board.

You are fortunate if you get to make that choice. I consider that a blessing. Again, I thank you. You didn't have anything to do with that. Still I appreciate it. We started this month to interview four candidates for the job. I understand that in the beginning there were 89 applicants for the presidency. New River is very desirable because it is in a very healthy financial condition. It is considered by many a plum. Our Board selected three members – the Chairman, the Vice Chairman, and a woman on the Board to go to Richmond and interview the twelve; the twelve people that the Chancellor's Office had chosen. They were in the group to name these four. Mr. Patton gave a background on the four candidates and asked for feedback from the Board of Supervisors on any candidates they might know.

- 1) Dr. Pat Huber – She received an undergraduate degree from Wytheville Community College and then Emory & Henry. Her master's degree was from West Virginia University. Her doctorate is from Old Dominion. Currently she is the Chief Academic Officer and Vice President for Instruction and Student Services at New River Community College.
- 2) Dr. Kristen Westover – She is the Vice President of Academic and Student Development Services at Patrick Henry Community College in Martinsville. She was

an undergraduate of Colby Community College in Kansas and Fort Hays State University in Kansas. She has a master's degree from Fort Hays. Her doctorate is from Nova Southeastern University from North Miami Beach, Florida.

- 3) Dr. David Brand – He is Senior Vice President and Chief Academic Officer of Fayetteville Technical Community College in Fayetteville, North Carolina. He is a retired U.S. Army major. He earned all of his degrees while in the service. He earned a bachelor's degree from Troy State University in Troy, Alabama. He got his master's degree from the University of Houston in Texas. He earned a doctorate of education from the University of South Carolina in Columbia.
- 4) Dr. Susan Shortt – She is Associate Vice President for Engagement at Virginia Tech. She has a bachelor's degree from Shenandoah College and Conservatory. She earned a master's degree from Shippensburg University in Pennsylvania. Her doctorate came from Virginia Tech.

We will vote tomorrow night. I'm not sure how many members of the Board will vote. You had to meet a certain criteria to be able to vote. You had to show up at so many of the activities or you weren't eligible. Floyd County will have 100%. Karen Thompson and I have been present for all events. For me personally, I'm not sure who I am going to vote for yet. I have only eliminated one. When I scored my answers to the questions there were two of them that were just a point apart and a third one who was a good bit in the lead and one that was way behind. Again, if any of you know any of these people and have an opinion, I'd like to hear it. Again, thank you for the opportunity to represent our county.

I want to invite you to the Council meeting next Thursday night at 6:30 p.m. Quarterly we try to honor a group or an individual for their contributions to our community. I know Fred [Gerald] and Joe [Turman] this is dear to your heart because you have been ramrods behind this in the background. We are going to honor Ms. Lydeana Martin and Ms. Angie Covey for the ACCE program. Everyone who wants to go to college will have an opportunity financially to get into New River through this ACCE program. We are honoring them for their success in getting the funding for that.

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

Agenda Item 5. – Public Hearing to solicit input on the proposed Community Development Block Grant proposal to be submitted to the Virginia Department of Housing and Community Development for the Blue Ridge Center for Chinese Medicine.

Ms. Morris read the call for the hearing. The Public Hearing was advertised on April 13, 2017 in The Floyd Press.

Ms. Lydeana Martin provided a summary she had prepared which described the project, use of funding, and project timeline and budget. Ms. Martin stated that Mr. Rob Glenn, the President of Blue Ridge Center for Chinese Medicine (BRCCM) would give a brief summary of the project.

Mr. Glenn explained that he was here to represent the Blue Ridge Center for Chinese Medicine which everyone calls BRCCM. You already know me. You already know what we do. Terri [Morris] just did a terrific job of telling you all you need to hear. Lydeana [Martin] has done a great job with the paper she put together on all the facts and figures. All the goals and numbers are in there. I think what I will do is just highlight maybe three or four things that I think are really important, not necessarily for this project but for the county.

We are getting ready to start our spring planting and we are going to increase our herb count to 50,000 plants. It has become a little bit ridiculous. We are going to need to change to square feet soon because farmers don't take kindly when asked over and over to go count their plants, by species in addition to that. It turns out these plants take up about 1 square foot so it is going to be pretty easy to do.

I just came back from New York where we were invited to attend a conference of herbalists. There were 60 of them there. Our product was extremely well received. A group of our staff went to North Carolina this past weekend where over 500 medicinal practitioners were at a conference. I have not yet got a briefing from them. I will be very interested to hear how things went for them.

The Innovation Fund offered the perfect opportunity for Floyd County and BRCCM to work together to develop a grant that would assist in the expansion of everything you know that we are working on. Our staff is fond of saying "you don't know what you don't know." That has been really interesting because every day turns out to be a learning experience. There are only a couple of people in the entire country that are considered to be a true expert on Chinese medicinal herbs. I am pleased that our staff interacts with them regularly. They are providing information that these people across the country don't have and vice versa. One of the important things that we want to do, of course, with this grant is to maintain and grow the number of farmers who are participating in the program.

Funding opportunities like this Innovation grant are harder and harder to come by, to find, to win, and to administer. It is becoming very challenging. But these funds are critical for non-profit organizations to be able to survive. We would not be able to do anything that we have done had it not been for a number of grants. In closing I just want to say to you that when the Governor made his CDBG [Community Development Block Grant] awards announcement in February, Floyd County was one of only nine government entities to receive a grant. It deserves to be very proud. We're proud that grant was received. We really want to work on encouraging and preserving the agricultural history here in Floyd County. I would remiss if I did not invite you to please come and see us. We'll have to work on that and if it's a luncheon or whatever suits your schedule. I need you to see what we are doing. I would really like for you to meet our staff. They are an outstanding group. I thank Terri [Morris] and Lydeana [Martin] for all the support they have given us. It has been incredible. I'll be glad to answer any questions you might have.

Supervisor Kuchenbuch said she has been there. I am very proud that this is in my district. I have said to some of the staff here just this evening that this kind of thing is what government is all about. We can help our citizens and businesses within our county grow by being the driver of the car so to speak in obtaining the grants with the efforts Ms. Martin puts in

on a daily basis to obtain these. This shows government in action. This shows how government can work with the people and for the people. It does my heart good to know that this is happening at this time in our county.

Chairman Clinger thanked Mr. Glenn for coming. After no comments from the audience, the Chairman declared the Public Comment Period closed.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adopt Agenda Items 9.a. – 9.e. and authorize the County Administrator to execute the following:

- a. the Resolution of affirmative action that Floyd County will not discriminate against an employee or applicant for employment because of race, age, color, religion, sex, national origin, disability or status as a protected veteran (Document File Number 906).
- b. Floyd County Internal Grievance Procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the Department of Housing and Urban Development's (24 CFR 8.539(b)) implementing Section 504 of the Rehabilitation Act of 1973, as amended (29 USC 794) (Document File Number 907).
- c. Adoption of Business and Employment Plan (Document File Number 908).
- d. Adoption of Residential Anti-Displacement and Relocation Assistance Plan Certification (Document File Number 909).
- e. Adoption of Fair Housing Certification (Document File Number 910).

Supervisor Gerald – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Turman – yes
Supervisor Clinger – yes

Agenda Item 8. – Approval of month-end disbursements.

On a motion of Supervisor Yoder, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the month-end disbursements as presented.

Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Gerald – yes
Supervisor Turman – abstain
Supervisor Clinger – yes

Agenda Item 6. – Ms. Becky Howell, Chair of Floyd County Planning Commission – Requests permission to carry over \$892.24 of unspent balance from FY16 to FY17 budget.

Ms. Howell stated that she was here on behalf of the Floyd County Planning Commission asking that you approve the carryover request from the Floyd County Planning Commission for \$892.24 from FY16 to FY17 for the purpose of paying FY16 training related lodging and mileage. As you know policy titled Travel and Other Expense Reimbursements Policy was adopted by you on March 14 of this year. I am pleased that we now have clear guidance in

seeking reimbursement. I know this will make reimbursements and bookkeeping much less stressful for Cynthia [Ryan]. Four of our five Planning Commissioners are in their first term and I believe it is to our credit and for the benefit of Floyd County that Commissioners are interested in attending training sessions in order to be more knowledgeable and better able to serve the citizens of Floyd County as decisions are made on questions of community growth and development.

I cannot address why the reimbursement request was submitted in 2017, but \$892.24 in unspent funds was returned to the county in FY16. I submit to you that these expenses were incurred in good faith in the process of becoming a better educated Commissioner and therefore ask that you approve this request.

Supervisor Yoder asked are you running a budget deficit? Is that why you are asking for this? I'm just curious why you are asking for a carryover.

Ms. Howell replied well we are out of money. This really is outside of my reason for being here but I didn't realize how little we had for training. I don't know if you all are aware of how little we have for training, but when the payments are made for the Commissioners attending the monthly meetings and travel, we only have \$949.60 left for training in a year. And we have two brand new Commissioners and they both have expressed an interest in attending the Certified Planning Commissioner Program, which of course is cheaper if it is close by and we don't have to stay overnight. For one person to go to that it costs \$742.00.

Supervisor Kuchenbuch asked if that is just registration?

Ms. Howell answered that is travel also, mileage.

Supervisor Gerald said I think the main reason we should approve this is because of new members who need training. We have two new members on the Board.

Supervisor Kuchenbuch responded I agree with you there. If I knew that this \$892.24 was going to go back into the budget for exactly that but this is saying the money is going to go to reimburse somebody for FY16 training related mileage and lodging. So the \$892.24 was already spent and now wants to be reimbursed. So it doesn't increase the Planning Commission's ability to send the new members.

Ms. Howell said right, which is something else we need to discuss as a Commission.

Supervisor Yoder asked out of curiosity where in the budget is this?

Ms. Morris answered it is department 8101, local planning commission.

Ms. Howell said we have \$4,000.00.

Supervisor Kuchenbuch said yeah, I saw that. Did everybody use their...the new members are they putting in for mileage? So everybody is turning in a ticket for mileage?

Ms. Ryan replied they don't do it that way. We actually have how far it is from their home to a meeting here and every six months they automatically send out a check to everybody.

Ms. Howell clarified that is for attending meetings.

Ms. Ryan agreed and said we count the number of meetings [attended].

Supervisor Kuchenbuch said but the compensation-mileage local members \$4,000.00 that whole kitty goes toward attending these things here in this building and it goes for training, correct?

Ms. Ryan added and the \$30.00 supplement.

Supervisor Kuchenbuch repeated and their \$30.00 supplement. So \$4,000.00 covers all of that?

Ms. Ryan replied yes.

Supervisor Kuchenbuch asked how much was the average registration fee at one of your planning commissions, just off the top of your head?

Ms. Howell clarified you mean for the training?

Supervisor Kuchenbuch responded yes.

Ms. Howell answered for the certified planning commissioner program it was \$500.00 per person. It is a rather extensive training. The people go for two days in June for this next one coming up and then they have assignments. They have five or six books that they have to read and submit answers to questions. They go back again in August for two more days to wrap it up. That particular training is very comprehensive.

Ms. Martin said the planning commissioner training is a one-time thing that certified planning commissioner it is not something that they continue to go back for. It is just one time.

Chairman Clinger said just as new members come on.

Supervisor Yoder said New Supervisor trainings are similar to that. The ones VACO puts on.

Ms. Martin agreed exactly.

Ms. Howell said there are also other trainings like the Rural Planning Caucus which happens each October. They also have a legal seminar which I had been interested in attending, but since we are short on funds and Lydeana has found out there will be a video recording and I am perfectly willing to look at the video recording instead of attending that.

Ms. Morris offered the use of the county van to the planning commission.

Ms. Howell said thank you and asked if we use the county van then we...

Supervisor Kuchenbuch said you wouldn't have mileage.

Ms. Howell said that's good that would help a lot.

Ms. Morris said we would just charge the gas back against your account but it wouldn't be near as much.

Ms. Howell repeated that would help a lot.

Supervisor Yoder said he wasn't sure he completely understands what the request is. I understand it is a carryover, but I am not sure I understand exactly where the money is going. It's not going to new projects.

Ms. Howell said no, it is going to reimburse a training which was received in good faith.

Supervisor Yoder said in 2016.

Ms. Howell said right.

Chairman Clinger said before they ran out of money.

Ms. Howell said in 2016 we turned money back in that we didn't use.

Chairman Clinger clarified so it was a late billing after the policy came. I know we have a policy that it has to be billed within 30 days.

Ms. Howell said this was before that.

Supervisor Kuchenbuch said understood. When was this put in? After the policy was initiated? What date was this received by the County?

Ms. Morris replied before March wasn't it?

Ms. Ryan replied we had the initial policy in October, this came in January or February...it came in February and it was what spurred the March policy.

Chairman Clinger said so we could tie it back to the year it was incurred.

Ms. Ryan replied correct.

Ms. Martin said the request came in about fifteen months after the expenses were incurred.

Chairman Clinger said I know we revised the policy to get more timely in turning in, but the old policy prior to that did it have any timing or cutoff?

Ms. Ryan replied that it did not.

Vice Chairman Turman said this was grandfathered in.

Chairman Clinger said it was under the old policy.

Ms. Howell said the expenditures were made in good faith.

Supervisor Kuchenbuch asked if there are receipts from these expenditures?

Ms. Ryan answered yes. I mean most of it is mileage but there are receipts. The training was in Norfolk and there is a lodging for when the person went and we have their registration.

Ms. Howell said I think it was for the certified training.

Ms. Martin confirmed that it was.

Supervisor Kuchenbuch repeated it was for the certified training.

On a motion of Supervisor Gerald, seconded by Supervisor Turman, and carried, it was resolved to approve the carry over request of \$892.24 of unspent balance from FY16 to FY17 budget.

Supervisor Kuchenbuch – no

Supervisor Yoder – no

Supervisor Gerald – yes

Supervisor Turman – yes

Supervisor Clinger – yes

Agenda Item 8. – Approval of month-end disbursements.

On a motion of Supervisor Yoder, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the month-end disbursements as presented.

Supervisor Yoder – yes

Supervisor Gerald – yes

Supervisor Kuchenbuch – yes

Supervisor Turman – yes

Supervisor Clinger – yes

Agenda Item 9.g. – Appointment to the Floyd County/Town/Economic Development Authority/School Board Strategic Planning Subcommittee, two year term, effective May 1, 2017.

On a motion of Supervisor Turman, seconded by Supervisor Yoder, and unanimously carried, it was resolved to reappoint Supervisor Case Clinger to the Floyd County /Town/

Economic Development Authority/School Board Strategic Planning Subcommittee, two year term, effective May 1, 2017.

- Supervisor Gerald – yes
- Supervisor Kuchenbuch – yes
- Supervisor Yoder – yes
- Supervisor Turman – yes
- Supervisor Clinger – yes

Agenda Item 9.h. – Appointment to the New River Valley HOME Consortium, fill unexpired term ending August 2018.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Yoder, and unanimously carried, it was resolved to appoint Ms. Lydeana Martin to the New River Valley HOME Consortium to fill an unexpired term ending August 2018.

- Supervisor Kuchenbuch – yes
- Supervisor Yoder – yes
- Supervisor Gerald – yes
- Supervisor Turman – yes
- Supervisor Clinger – yes

Agenda Item 9.i. – Proclamation in support of Mental Health Month May 2017.

Ms. Morris stated this proclamation is from Mr. Michael Wade at New River Valley Community Services.

On a motion of Supervisor Gerald, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adopt a Proclamation in support of Mental Health Month May 2017 (Document File Number 911).

- Supervisor Yoder – yes
- Supervisor Kuchenbuch – yes
- Supervisor Gerald – yes
- Supervisor Turman – yes
- Supervisor Clinger – yes

Agenda Item 10. – Old/New Business.

Chairman Clinger stated that we received a request that we adopt a resolution of appreciation for the services of the employees of the New River Valley Regional Jail.

Vice Chairman Turman said people don't realize how dangerous jobs in jails are. You know road officers are in danger. We've had officers in jails that were assaulted. One was seriously injured. They have a dangerous job. They need some recognition.

On a motion of Supervisor Turman, seconded by Supervisor Yoder, and unanimously carried, it was resolved to adopt a resolution of appreciation for Employees of New River Valley Regional Jail Service with Distinction (Document File Number 912).

Supervisor Gerald – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Turman – yes
Supervisor Clinger – yes

Chairman Clinger asked if there was any other old or new business.

Ms. Morris said we received a recap sheet from the Commissioner of Revenue. Her numbers are a little bit higher than what we have been working with. If you would like to use her numbers for the coming year with 98% collections we could realize \$70,344.00 more in revenues. That will help us some.

The Board of Supervisors agreed by consensus to use the Commissioner of Revenue numbers in the FY18 budget.

Ms. Morris said that she checked with the Health Department Director about them being open five days a week. We have to put in our share first before we can use the state money. They will match it after we put in ours.

Supervisor Kuchenbuch said she had a case in point come up this weekend with her mother. If it had happened during the week when I had to be in a Board of Supervisors meeting and I was unencumbered because she was in the hospital, I could have attended that meeting. I am going to bring up taking us into the 21st century and being able to attend a meeting via Skype or LifeChat or something since the State of Virginia has it on their books. Mom is okay. I thought about it as I was sitting in the chair and thinking this is exactly what I am talking about. We were waiting on tests. If it had happened during the day or night time when I had a meeting, I would hate to have missed the meeting. But I certainly would have been at the hospital with her as her advocate. It was just a case in point. We had discussed it just last week and then there it was.

Supervisor Yoder said this coming Saturday we are going to re-try having our opening ceremonies at the park. The school built the dugouts for us. Hopefully the new scoreboard will be up. We want to invite everybody. Fred [Gerald] if you would consider rescheduling for this Saturday for throwing out the first pitch. The game starts at 9:30 a.m. We will meet about 9:00 a.m. We have an Indian Valley team to catch for you.

Chairman Clinger asked whether the T&E sign is on Recreation property? Are they charged for that?

Supervisor Yoder said it was on Recreation property but technically they are not allowed to charge or we would become an advertising company. We have a written agreement with them that allows them to leave it there as long as we allow them to. We can cancel it at any time. They give us a donation of \$100.00 a month. We are making over \$1,000.00 a year for that sign. It is land we are not using. We can cancel it at any time and take it down.

Chairman Clinger asked if somebody else can get in there too?

Supervisor Yoder said they could approach the Recreation Board.

Supervisor Gerald said he was up there last week and you have made a lot of improvements.

Supervisor Yoder said one thing that has really helped us up there is the trustees from the jail. Last week there was one that goes to Solid Waste, one that is in Town, and one that helps at Angels. They allowed us to keep the three until 8:00 p.m. each evening. Every afternoon they were working. They've made a big difference.

Supervisor Gerald said it looked like a different field from what he remembered.

Vice Chairman Turman said New River Community College had three Floyd students who got awards for outstanding performance in certain subjects. One of them was homeschooled. The awards were in business and music and something else. One of the students was Grace Cox. One was EllaJo Thompson.

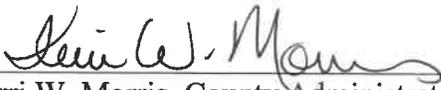
Mr. Michael Patton said you got an invitation to the Regional Commission's annual meeting. One of the people they are going to honor is the head honcho behind all of these grants – Bill Shelton. It is a good opportunity for us to speak to him to say thank you:

Agenda Item 11. – Continuation of FY18 budget work session.

The Board decided by consensus to wait until the May 9 meeting to continue working on the budget. Ms. Morris said if you have any further thoughts on the budget or anything you want us to research let us know.

Agenda Item 12. – Adjournment.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Yoder, and carried, it was resolved to adjourn to Tuesday, May 9, 2017 at 8:30 a.m.



Terri W. Morris, County Administrator



Case C. Clinger, Chairman, Board of Supervisors