

**BOARD OF SUPERVISORS
REGULAR MEETING
MAY 23, 2017**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, May 23, 2017 at 7:00 p.m. in the Board Room of the County Administration 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.

Vice Chairman Turman led in the Pledge of Allegiance.

Agenda Item 4. – Public Hearing on Floyd County’s proposed FY18 annual budget and tax levies.

Ms. Morris read the call for the Public Hearing and noted that it was published in the May 11, 2017 edition of The Floyd Press. Ms. Morris stated that highlights in the proposed FY18 budget include an overall increase over the current year budget of \$3,597,429.00. Some of the primary items that account for this increase include: \$2,500,000.00 estimated cost to construct a 20,000 sq. ft. building at the Floyd County Commerce Park to attract potential businesses and industries; \$58,398.00 in local funds to the school system plus their carryover of \$305,000.00 of unused funds from the current budget; \$49,000.000 for the County’s share of an upgrade of a computer system used in the dispatch center; employment of six additional Emergency Medical Staff staff to allow the running of two ambulances 24 hours a day/365 days a year; \$10,000.00 toward the startup of the Drug Court costs and assistance to participants; \$35,000.00 for Access to Community College Education program to assist with college tuition for students who might not have other opportunities or means to attend. A loan program for various capital items which include: an ambulance for the paid staff; two police vehicles; 1 roll-off truck for the Solid Waste department; two Animal Control officer vehicles; an upgrade of the computer assessment system used by the Commissioner of Revenue; \$150,000.00 for the upgrade of the CAD system in the dispatch center which will be through a grant; \$125,000.00 for the upgrade of the ALI database in the dispatch center which is also by grant with no local match. I am also pleased to note that there is no proposed increase in any of the taxes.

Chairman Clinger declared the Public Hearing open to anyone who wished to address the Board of Supervisors regarding the proposed FY18 budget.

Ms. Ann Boyd, Indian Valley District – I am 1st Lieutenant and Personnel Officer with the Rescue Squad. Thank you for listening to my comments tonight. On behalf of the Rescue Squad, the volunteers, we want to thank you for all of the assistance that we have been given over the past years to keep us afloat. We have a \$148,000.00 budget. Last year we were blessed to raise \$40,000.00 on our own with the assistance of the community. It has not been any secret that the Rescue Squad volunteers have been up against it for a while to keep enough people going. We agreed to recruit and train and we have been doing that. We are just now starting to see some of the results helping us. This year our proposed budget that we gave you was \$148,000.00. You came back to us with \$60,000.00 to help us with our budget which leaves us with a deficit of \$80,000.00 to \$90,000.00 to raise on our own as well as to cover more calls. I know that is asking for a lot from our community members to help us with as well as our volunteers to be doing. As a volunteer squad we do maintain all three buildings, all the utilities of those buildings. We continue to keep up a fleet of vehicles and they are starting to get some age on them. We have repairs and stuff we have to look at with that. We still must keep all of our equipment up-to-date, medical supplies up-to-date, uniforms and replacing any worn items or equipment. For the past 43 years, with God's help, we have been able as volunteers to go out here and help our community. We've missed meals. We've worked our jobs. We've left family events. We've missed a lot of sleep. We've done all of this simply because of love for our community and not because we are on a paid payroll to do it. We want to continue to do this. It would be a lot easier for us if we don't have to use what time we do have to try to raise twice as much funds as we did last year. I appreciate you listening to us.

Ms. Pat Bishop, Indian Valley District – Thank you for listening to me. I am 487 on the Rescue Squad. I have been on the squad for over 30 years. I love serving my country and my county and my people. I have also taken over the fundraiser that Doug and Shirley Phillips started to pay off Station #4, which we have done. For the last two years we raised money for the members or their family members who are fighting cancer to help with their finances. This year we were going to help a member's wife who is fighting cancer. She was on the Ladies Auxiliary and her husband has been with the squad. They both helped us at Station #4 with our fundraisers. But if you cut our budget this year we will not be able to help her. Our equipment and supplies are so expensive and needed we will have to help with that. We have also taken pride that we could give our patients the best care available. Many other squads and even the hospitals would compliment us on our care of patients. They knew when Floyd County Rescue Squad brought in a patient that we knew what we were doing. We are really proud of that. That takes a lot. This is because we have the best training. We try to keep our equipment up-to-date with whatever comes out for the best of the patient. We also have EMTs who become Advanced Life Supporters and you should be very proud of our Floyd County Rescue Squad volunteers. I am really thankful. I wanted to be a nurse when I grew up and this is something that came available. I have been on it. I am appreciative of all the help you have given us in the past. Like Ann [Boyd] said, it is going to be hard on us, but by God's help, we can do it. We can do it. I thank you and may God bless each one of you.

Mr. Leon Moore, Burks Fork District – I am speaking tonight as a private citizen and a member of the Economic Development Authority (EDA). I am the longest serving member on the EDA. I've been there a long time. I want to compliment this Board, and I've talked with about every one of you, on the situations we have worked on with the EDA. I want to thank you

for putting the money in this budget for the EDA. Most of you know, better than me I think, how many people we have in this county that go to Montgomery County and everywhere else around for a job. That's because of two things. We don't have employment here in the county and for compensation. I think by putting this money in the budget and helping the EDA, I hope we can turn that around. I thank you very much.

Mr. Jeff Walker, Little River District – I operate a small business. It has recently come to my attention that the Department of Health is advertising free services in a field of work in which I am a professional, licensed by the State to provide those services. I want the Board to be aware that by funding the Department of Health's provision of free services you are inadvertently interfering with the marketplace. That office is open for the use of the citizens of the county to obtain birth and death records, in some cases to obtain medical care or referral. Through a provision of the local government agreement which specifies what services are offered, there are services which are provided either free or at great subsidy which are used by the Department of Health to provide design consultation to developers of private property in the county.

I maintain that improvements to real property that are for private benefit should not be funded with public allocations. This is an issue that has been brought before previous Boards and a previous County Administrator. I don't think it is inappropriate for me to remind the Board of what Dan Campbell [previous County Administrator] said, "though he might be qualified, we don't allow our building inspector to design houses." The idea of a government official entering private property and providing design services is fraught with problems.

The New River Health District is acting as a franchise of the state government and using County funds to promote its design services. It is also advertising these services as you can see by this capture [on a large visual aid Mr. Walker held up]. This was captured today. Although the number of permits issued in our county is small, approximately 100 per year and about half of those are repair permits, we have to ask what are we getting by funding these design services? The majority of these permits are under failure and potentially may be cited under civil penalties are actually designed by the very department that is investigating and citing our citizens.

The "de-minimus" standards of the regulation are the extent to which the State staff are required to provide services. They are not required to work within the limits of what is expected in a survey. They are not required to certify their work. They are not required to work under a contract. When someone submits a fee to that subsidized state office or when they walk into that office with no protection under what we normally accept as the standards of business in the state. The file shows a disturbing absence of the requisite reports and record drawings which are required in certifying that an installation was completed in accordance with design and regulations. I think that should be a concern to everybody in the county who is concerned about water quality or the construction of real property.

Before you consider restoring funding I ask that you obtain the following information:

- Is there an inventory of applications qualifying for a fee waiver due to low income status?
- Is there an inventory of man hour allocation units?

- Is there an inventory of hours expended in overseeing or administering the review and verification of subdivision lots under the County's ordinance, which bear the seal of the Health Department and the County Subdivision Agent and is recorded at the Courthouse presumably as being suitable for development?
- Has there been any accounting of field reviews and diagnosis for failed or struggling septic systems and any report on the measures to resolve these issues?

I am here since I read an account in The Floyd Press concerning a Supervisor who wishes to advocate restoration of funding for a 5 day/week services. I suggest that no more funds should be allocated unless there is a satisfactory explanation for the peculiar condition that a franchise of the Governor's has failed to separate the design and regulatory functions at these offices. Furthermore if the Board wishes to continue to support a subsidy on the design of private improvements with public funds whether there will also be discussion over whether the county would like to compete with other local businesses? I don't believe the citizens would support county employees providing competitive services in retail, design or manufacturing; but I could be wrong.

After no further comments from the audience, the Chairman declared the Public Hearing closed. We will take your comments under advisement. We have to wait at least 7 days to vote on the budget. We will bring it to the June 13 meeting for a vote.

Agenda Item 5. – Public Comment Period.

Chairman Clinger called for the public comment period normally before the Board on items not related to the budget.

Ms. Ann Boyd, Indian Valley District – One concern that I have that came out in The Floyd Press is the possibility of putting the paid crew and volunteer crew on two different tones. The volunteer crew would not be allowed on scene of a call until the paid crew had exhausted all of their resources. That is a very dangerous thing. Take where I live and you have somebody choking or having a heart attack and they need CPR and a volunteer member lives two or three doors down that has no idea what is going on. In the middle of the night their tones don't go off because there are only paid tones going off. At that point you are causing somebody's life to be put in jeopardy or even death because you did not let somebody know, that was sleeping two doors down, and could have saved their life. That has been a real concern for us.

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

Agenda Item 12. – Old/New Business.

Ms. Morris recommended that if the Board of Supervisors was comfortable with the School Board part of the budget, we can go ahead and let them know so they can be preparing contracts.

Chairman Clinger received consensus from the Board of Supervisors that the School Board portion of the budget would not be adjusted. Chairman Clinger stated that the School Board could go ahead and extend contracts.

Agenda Item 6. – Mr. David Clarke, Virginia Department of Transportation.

Mr. Clarke introduced Mr. Travis Stanley who until fairly recently worked in the Willis Area Headquarters. He has now been promoted to a supervisory position. As part of a leadership development program, he is following people around and learning what we do. We thought this would be a good opportunity for him to attend a Board of Supervisors meeting.

I'm here tonight mostly to talk about the Secondary Six-Year Road Plan. We had our Public Hearing about a month ago. Based on the comments and speaking with some Board members and staff I have a proposed Six-Year Plan that would add some unpaved roads and switch some funding to another proposed project. Most of your money is in unpaved roads. The Secondary Six-Year Plan I propose is:

1. Alum Ridge Road
2. Vaughns Mill Road *We're working on both of these roads right now.*
3. Diamond Knob Road
4. New Haven Road
5. Rogers Road
6. Firehouse Road *All of these have been on the Six-Year Plan.*
7. Moles Road Route 727 *The unpaved portion would be a new addition to the plan.*
8. Countyline Road Route 644 *The north end of that near the Roanoke county line. I would propose to Roanoke County that they add some money and get their little section paved too.*
9. Mill Run Road *That road is an issue for us with maintenance. Stone off of it washes into Route 221. It is hard for us to do the grading work without getting out into Route 221.*
10. Downtown pedestrian improvements, sidewalks and pedestrian signals *That would take Shawsville Pike off of the plan. We're having a hard time finding a project that would do anything significant for the amount of money we have.*

Supervisor Kuchenbuch asked about Route 615 and the curves where people keep coming off the road, the double curves by Williams?

Mr. Clarke responded quite a while ago when we were getting more non-unpaved road money, we had Shawsville Pike and Christiansburg Pike on there. The money for non-unpaved roads is non-existent any more. This is all old money that we are trying to put on some kind of project either on Christiansburg Pike, Shawsville Pike, or something downtown.

Supervisor Kuchenbuch agreed that downtown is definitely worth it but there is going to be a tragic accident on Christiansburg Pike. I ride it every single day from one end to the other. I know I've run into half a dozen 18-wheelers in the last two months. Luckily not in the curves. I know that road. I've been driving it for 34 years. There are a lot of people out there who don't know it. They meet a truck and it is not going to end well.

Mr. Clarke said all we can do with Route 615 is use maintenance funds. We can do shoulder work now and again. We've done some before. We can try to apply for Highway Improvement Safety funds. That is on a cost-benefit ratio and competes with others, but you might as well put in for it.

Supervisor Kuchenbuch replied that she would like to because she is afraid of what might happen.

Mr. Clarke said we have all kinds of statistics on accident data where we might be most successful at getting a project through that application.

Supervisor Kuchenbuch stated that landowners are willing to take out those curves. They already said they will.

Mr. Clarke said if it is a very small project, we do have some telecommunication fee money that can be used on a non-unpaved road project.

Supervisor Kuchenbuch said I don't want to take away from the pedestrian improvements. That is not my intent. My suburban has had to hug that curve closer than I ever had to before.

Mr. Clarke said if we can get some good spots I will be happy to go out there with you. If we do a project for downtown pedestrians, the fact that the County is putting some funds toward it makes it attractive for other funding sources to jump onto that. Because they like the fact that communities and localities are participating. We might not have to spend it all on that project if we can get some other money left over from some safety projects that are already done. Sometimes they will put them on an existing project that had every intention of going forward on its own. But they like to help out and it would save us some money that we could move to something like that. I don't know if the Board would like to vote on that as the Six-Year Plan resolution?

Supervisor Kuchenbuch replied that she would like to bump Moles Road up.

Supervisor Yoder said Countyline Road seems strange to me because it will be paved and have an unpaved section in the middle of it.

Supervisor Kuchenbuch pointed out that has been done for years. I agree with you.

Mr. Clarke said we are doing Vaughns Mill Road right now and it is a fairly long road. I tend to like to keep them in shorter chunks. We mostly do these with our area headquarters people that we gather across the residency. It takes away from our maintenance work. When we are working on a construction project, we are not doing maintenance. So if I keep it fairly short, it doesn't take away from something like that. But with that said Vaughns Mill Road is almost ½ mile or ¾ mile longer than what this would be. We could do the entire part of Countyline Road...

Supervisor Yoder said the easiest part to pave would be the Roanoke side. Once you get into Floyd it goes down through a gully and will be a little difficult to get that road widened.

Supervisor Kuchenbuch asked how did it get on the plan?

Supervisor Yoder replied there is a lot of traffic on the road.

Mr. Clarke said we got a call. Nobody came to the Public Hearing, but we got a call about it.

Supervisor Yoder said all of Countyline Road that is in Floyd County is paved. It turns into another road...

Mr. Clarke agreed it is called something else but still has the same route number. Roanoke County just did an overlay on it.

Vice Chairman Turman suggested is it Sugar Run Road?

Supervisor Kuchenbuch agreed it might be.

Mr. Clarke said you don't have to put it on. We talked about doing Epperly Mill Road, Cannady School Road, Thunderstruck Road and others.

Supervisor Yoder asked have you ever looked at a short section of about less than ½ mile on Ponderosa Road? It is a really short piece of road from Stuart Road; it crosses the Parkway and goes to the entrance of Park Ridge. I think there are a hundred parcels in there but I might be wrong.

Supervisor Kuchenbuch stated that she has the survey and it is probably close to that but a lot of it isn't developed.

Supervisor Yoder replied I was thinking about roads that are short but would give a big bang for the buck.

Supervisor Kuchenbuch said with all the work we did around the Buffalo, I would love to see Moles Road finished. Let's get that done. I would like to jump that one up there. There are so many people going up to the Buffalo.

Mr. Clarke said I like the work we did up there. It is up to the Board completely as to the number we assign these. The only ones you can't mess with are numbers 1 and 2. Other than that it is fine.

Supervisor Kuchenbuch asked how long is Moles Road?

Mr. Clarke replied probably ½ mile.

Supervisor Kuchenbuch said with as many tourists as we get there, let's go ahead and finish that off.

Vice Chairman Turman agreed that he would like to see it finished. There are a lot of tourists now.

Chairman Clinger suggested moving Moles Road to the number 3 spot and move Countyline Road to the bottom spot. It would still be on our Six-Year Plan and give you something to talk to Roanoke about. You can tell them we have it on our plan and can they allocate for their end. We don't want to get into it and they don't have their end and we are ready to start.

Mr. Clarke replied it will be a while. These roads at the end of the plan we will not be spending any money on for a while and I think we can probably add more next year. Just because you are adding these this year I think there will still be room for two more next year. Downtown pedestrian improvements are not an unpaved road so it is running on a completely different track. It might as well be number one because it is our top priority for non-unpaved roads. You have two plans going at the same time. It's not like we are not going to do this until we do the unpaved roads. We can start on this one immediately.

Supervisor Gerald said he got in trouble in the past when he voted to shift roads around. You are opening a can of worms when you move roads around.

Supervisor Yoder said I got a message today from someone who said their road used to be on the Six-Year Plan and asked why was it taken off? But it happened before my time.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and carried, it was resolved that said plan appears to be in the best interests of the Secondary Road System in Floyd County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2017-2018 through 2022-2023) and Construction Priority List (2017-2018) are hereby approved in the following priorities as amended to be (Document File Number 921):

- 1) Route 750 Alum Ridge Road: spot curve and safety improvements
- 2) Route 759 Vaughn's Mill Road: unpaved road project
- 3) Route 727 Moles Road: unpaved road project, from Rt. 604 to dead end (0.95 miles)
- 4) Route 808 Diamond Knob Road: unpaved road project from South Route 653 to Route 634 (0.8 mile)
- 5) Route 637 New Haven Road: unpaved road project from Route 615 to Route 860 (0.7 mile)
- 6) Route 683 Roger Road: unpaved road project from Route 221 to 0.50 miles North
- 7) Route 768 Firehouse Road: unpaved road project from 0.3 mile East of Route 765 to Route 766
- 8) Route 718 Mill Run Road: unpaved road project, from Route 720 to Route 221 (0.5 miles)

- 9) Route 8 and 221 intersection: pedestrian signals, drainage and sidewalk improvements
- 10) Route 644 Countyline Road: unpaved road project: from Route 865 to Roanoke County Line (0.8 miles)

Supervisor Gerald – no
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Turman – yes
Supervisor Clinger – yes

Mr. Clarke said now that the downtown pedestrian improvements are on the plan, we've already started on it because of the accident down there. I've had our traffic engineering people take a good look at it and come up with some ideas. Mr. Clarke presented a draft overview of VDOT ideas to improve pedestrian safety in downtown Floyd. The bottom line of what they are saying is that accentuated signals for pedestrians can work down there with a countdown timer. The way it would work there is enough time in the phase to do it so that all traffic is stopped all at once. It all goes at the same time. You don't have to cross and then wait again for another signal and cross again if you wanted to go diagonally across. That is the main thing. They said yes it would work, but there are a couple of other things they would like to do. They want to upgrade some of the turns, the radius on these. There is a bad ADA ramp with a grate right by the hardware store side.

Supervisor Kuchenbuch stated that it looks like you selected the corner of the courthouse as a troublesome area.

Mr. Clarke replied the signal equipment has to go there. We have to redo that to make the turns easier. Some of the plantings in there would have to be removed. There might be room to do something on a smaller scale in order to make it safer and have better sight distance.

Supervisor Kuchenbuch said we were walking that just the other day and thinking the same thing. When your engineers were there, you know how much truck traffic comes and makes the left onto Route 221 and the right onto Route 8 heading south and heading north and making a left and the through. The trucks are a real situation here.

Mr. Clarke said that is what makes the pedestrian situation so tough because the trucks have to stop so far back so they can get a good turn which is why you have the full phase so they can go and go. I think he said there might be enough time in both of those pedestrian movements. But the geometry of the intersection you are stuck with without raising everything, which you don't want to do. You are stuck with fairly narrow streets that are there for the large vehicles that go through it now. You probably have to keep the stop bars where they are, but we can get the pedestrian signal parts in and keep the crosswalk as midblock. They weren't too crazy about that crosswalk between the courthouse and the restaurant, but they also realize that if it wasn't there people would cross there anyway so you might as well keep it there. They weren't crazy with that little alley right next to the restaurant so they recommend closing that. From what we talked about I don't know that anybody drives through it. We didn't think that

would cause too much heartache. There will be some pedestrian signals that have the rapid-flashing LEDs where you push the button and they flash on to cover that part that's not under the countdown crosswalk signals. The rest is sidewalk improvements and overhead lighting which is a cost benefit as far as safety goes.

Supervisor Kuchenbuch agreed there is a lot of walking traffic at dark in this town.

Mr. Clarke said these are just some ideas that our traffic engineer took a look at. You can tell he put a lot of thought into this. As we go forward with the project, we'll have information meetings and get input from a lot of people and things might change. This is something to start off with. This is to update you on what we are thinking about so far. And hopefully you were going to add this to the plan so we could move forward in implementing some of this stuff. It will go through the entire normal process that we do with public involvement. We will keep you updated on that schedule.

Supervisor Kuchenbuch thanked Chairman Clinger and County Administrator Morris for working with VDOT staff. Obviously this is something Chairman Clinger has been wanting. Given the tragedy that occurred last year to know that we are taking effective measures for our citizens and visitors is really important. I applaud you and your staff for getting on this quickly. I really appreciate it.

Supervisor Yoder asked if he had a chance to talk to the Town about any of this?

Mr. Clarke replied yes, we had a brief meeting with County staff and Kayla [Cox] from the Town. We had two traffic engineers, a drainage guy, and a utilities guy.

Chairman Clinger said I think you had eight people from your division.

Supervisor Kuchenbuch asked if anything would be done at the The Floyd Country Store?

Chairman Clinger said the Town wanted to know the cost of the new crosswalk flashers. They were going to think about paying for those out of their own budget. They have also come back regarding the alley and said they are okay with closing that.

Mr. Clarke said I am sure we will hear a lot of other ideas. In fact I have invited comment from other people within VDOT who drive through here a lot namely the District Administrator Ken King is from Floyd County and he has opinions on it. Our District Construction Engineer Robby Williams lives in Stuart and he drives to Salem every single day.

Supervisor Yoder said the flashing lights at The Floyd Country Store would be really helpful. You are not sure if someone is trying to cross or just standing there talking. I went through there the other day and stopped and people just looked at me, so I went on and then they walked across.

Chairman Clinger said we also talked about when we put the flashers in front of The Floyd Country Store, we will take the board out of the middle of the road so it is not as tight for trucks to get through.

Mr. Clarke said the only other item he had that relates to construction is discussing trying to do something on Needmore Lane at the Commerce Park entrance. I don't know that the Six-Year plan is the appropriate spot. I can see if it will qualify for additional funds for Industrial Access. I'm not sure of the extent of what you would like to see done. I haven't been out there to look at it. We can do some work on the current right of way with secondary funds. You wouldn't have to make a specific project.

Chairman Clinger explained we want the intersection moved to below the green boxes to cut through straight through to the Commerce Park.

Supervisor Kuchenbuch said Hurt & Proffitt were surveying there within the last couple of days. I guess they were doing some work for us.

Mr. Clarke said he didn't know, but if this is something the County would like to see some of your funding go to, then I can see about adding it to the Six-Year plan. Just because we didn't add it tonight doesn't mean we can't do little things like that if it is small enough.

Supervisor Gerald said when you drive down this road, the second stop behind Food Lion has a big hole on the side of it. If someone ran into that they would break an axle.

Mr. Clarke said he would check on it.

Supervisor Yoder said you put a lot of thought into this plan and the pedestrian safety improvements, I appreciate it. It means a lot for our Town and County.

Agenda Item 7. – Ms. Becky Howell, Floyd County Planning Commission.

Ms. Howell stated I am here this evening representing the Floyd County Planning Commission, a group with five members, four of whom are in their first term. As you well know, training is necessary for Commissioners to perform their duties effectively for the citizens of Floyd County.

The Planning Commission has for a number of years been allocated \$4,000.00 to fund its activities. After paying a small stipend and mileage to Commissioners for attending monthly meetings, less than \$1,000.00 remains for training. One of the most important training opportunities, the Certified Planning Commissioner Program, begins this June and will be completed in August. It will be in Wytheville, which is more economical for us since there will be significant savings in travel, and lodging will not be needed. One of our Commissioners is interested in attending this program. For the current fiscal year, all the funds for training have been used. Because the training begins in FY17 and ends in FY18, we can pay half of the cost this year and half of the cost next year.

So I am here tonight to request that you transfer funds to us from Contingency, an amount equal to 1/1000 of a percent of the County budget, \$400.00.

Chairman Clinger asked if that was the full amount or does it match what you have in the budget? Is the full amount of the training \$800.00?

Ms. Howell replied that the training costs \$500.00 for registration and depending on where it is the amount for lodging and mileage. It is in Wytheville this time so it is more economical since we won't have to pay lodging. And if we use the County van...

Supervisor Kuchenbuch asked what is the date of it?

Ms. Howell answered it begins in June for two days and then the Commissioner has, I think, five books to read and assignments to do. In August they go back for two days to conclude it.

Chairman Clinger asked if approved, have you decided which Commissioner would go for the training?

Ms. Howell answered yes.

Supervisor Kuchenbuch asked and who would that be?

Ms. Howell answered Deborah Baum. Jeremy Yuvanavattana could not attend because he had a conflict with those dates.

Chairman Clinger asked if Ms. Baum were on the first year of a four year term? I want to make sure it wasn't someone on their last year.

Ms. Howell replied yes she is, right. Both Jeremy [Yuvanavattana] and Deborah [Baum] have been on the Commission for several months so they've had some experience attending meetings, which will make the training more meaningful.

Supervisor Yoder asked where does the rest of the money come from? You said you are done with training for this year. Is it coming out of next year's budget?

Ms. Howell replied yes, because half of the training is in June and the other half is in August. It crosses two fiscal years. Next year we will have another \$1,000.00.

Supervisor Kuchenbuch asked if Jeremy [Yuvanavattana] would be the next person trained?

Ms. Howell answered there will be about \$600.00 left after this training so I don't know if that will be enough. But yes, he will be the next person to be trained.

On a motion of Supervisor Gerald, seconded by Supervisor Turman, and unanimously carried, it was resolved to approve a transfer of \$400.00 from Contingency to the Floyd County

Planning Commission FY17 budget line for the purpose of paying registration and mileage for one new commissioner to attend the 91st Certified Planning Commissioner Program in Wytheville.

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

Agenda Item 9. – Approval of month-end disbursements.

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

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

Agenda Item 10.a. – Bids on financing for capital items in the FY18 budget.

Ms. Morris explained that these are the bids for financing of the capital items we have in the FY18 budget. I put out a RFP for the financing of these capital items. I asked for rates for 5 year and 10 year terms in the amount of \$650,000.00. We received responses from three different banks. We hope to close on this, if you approve it, on June 6 to allow us time to get everything in place for the start of a new fiscal year. I gave you a spreadsheet on the different proposals. If we are interested in the five year term, which is what we budgeted, I recommend Skyline National Bank at 2.15% interest rate. If you are interested in the ten year term, I recommend Union Bank at 2.94% interest rate.

Chairman Clinger asked when we prepared the budget what number did we use?

Ms. Morris replied \$143,750.00. We were almost on the money. If we accepted the Skyline National Bank bid, it would be \$143,975.00 the first year.

Chairman Clinger said given the rate we got, I would prefer a shorter term rather than a longer term. It matches up with what we put in our budget so it doesn't create any headaches.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to accept the 5 year term interest rate of 2.15% fixed offered by Skyline National Bank and authorize the County Administrator or Chairman of the Board of Supervisors to execute documents (Document File Number 922).

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

Agenda Item 10.b. – Contract between Floyd County and Department for Housing and Community Development for Blue Ridge Center for Chinese Medicine.

Agenda Item 10.c. – Resolution for appropriation of funds for Blue Ridge Center for Chinese Medicine.

Ms. Morris explained that agenda items 10.b. and 10.c. are documents that we need to continue our project with the Blue Ridge Center for Chinese Medicine. They do not have their parts of these ready yet. I ask that you defer these two items until next month.

Chairman Clinger said we will defer those two items until the June 13 meeting. Please put those on the agenda.

Agenda Item 10.d. – Resolution for abandonment of section off State Route 750.

Ms. Morris stated we had a request from VDOT wanting to sell a little piece of property right off of Route 8 and Route 750. As part of the abandonment process you adopted the resolution, and we posted the property for 30 days to see if anyone requested a Public Hearing. There is only one adjacent property owner. She did not request a Public Hearing. They have worked out with VDOT to purchase their part of that property. You can proceed with adoption of this resolution if you so desire. This will allow VDOT to sell the property.

Chairman Clinger said it clears this up. It was the request of the property owner that brought it about.

On a motion of Supervisor Turman, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adopt a resolution to abandon the section of Secondary Route 750 from Route 8 to 0.09 miles west of Route 8 and remove it from the secondary system of state highways, pursuant to §33.2-909, Code of Virginia (Document File Number 923).

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

Agenda Item 10.e. – Approval for advertisement of new EMS positions for FY18 budget.

Ms. Morris stated you gave me permission to advertise for two new positions as part of the six EMS positions for the new fiscal year. This has been done. We interviewed and hired two new full-time employees. They will start June 1. Please consider letting me go ahead and advertise the other four positions so we can go ahead and have them ready to start by the first of July.

Supervisor Yoder asked if we now have two crews on Sunday?
Ms. Morris replied that we did.

Supervisor Yoder said he heard calls go off and both trucks were dispatched.

Chairman Clinger said we had three calls right in a row. Having that second team really helped out.

Ms. Morris agreed and explained that by the time these four positions are advertised, potential employees interviewed, and they give notice to current employers; it will be July 1 before they can start with Floyd County.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and unanimously carried, it was resolved to authorize the County Administrator to advertise four EMS positions that will be filled July 1 for the FY18 budget.

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

Agenda Item 10.f. – Award of contract for dog pound renovations.

Ms. Morris reported that four different companies attended the pre-bid conference. We only received bids from two. The Building Official and I reviewed the bids. We recommend Home Plus as the lowest, most responsive bidder. Work is to begin within 60 days. We want to award this contract and be finished as soon as possible. We were going to try to get this out of this year's money from what we might have available in contingency. If you recall we had \$18,000.00 in this year's budget to be used for pound improvements. We would only need \$39,000.00 from contingency. We've looked at what we have in contingency. We are in really good shape right now. We have \$186,000.00 left in contingency right now. We might need \$40,000.00 for two different departments that have gone over.

Chairman Clinger said the bid from Graham, Nolen & Underwood specified 50% payment when work is completed on one side and the other 50% when the work is finished. Home Plus Custom Building Inc. did not mention the payment part of it. If payment is upon completion that will give us a lot more time to allocate for and use contingency if need be. I think if we accept that bid and put contingent on payment upon completion of work we will be in better shape.

Ms. Morris stated when Home Plus did the work downstairs we did it in two phases. We didn't do this one that way. Jamie [Brook, Animal Control Officer] has it worked out where he can put the dogs over in another part of the building. I don't think we are going to have to board the dogs anywhere else.

On a motion of Supervisor Gerald, seconded by Supervisor Yoder, and unanimously carried, it was resolved to accept the bid of \$57,406.00 from Home Plus Custom Building Inc. for the remodel and addition at the Floyd County Animal Control Center and authorize the County Administrator to negotiate and execute the contract (Document File Number 924).

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

Agenda Item 10. – Old/New Business continued.

Ms. Morris stated that when she was looking at the amount available in contingency I thought about other things that needed to be done. The chiller systems at the courthouse have been there from 15 to 18 years. We're just having trouble after trouble after trouble with them. Kenny [Cox, Maintenance Supervisor] has to go up there at least twice a day and reset the system. He goes in the morning and he goes in the afternoon. I got some quotes on replacing the whole system. The quote came back as \$91,000.00 to replace the whole HVAC system at the courthouse. In the FY17 budget for Buildings and Grounds we had a \$73,000.00 payment for the Branwick Center, which we haven't used since we paid that loan off. We also have \$15,000.00 for doing plaster repairs at the courthouse. We just absorbed that expense in the repair line item. I just want you to be thinking about this. Nothing needs to be decided tonight. We didn't have the chiller system in the budget, but these other monies might be available.

Chairman Clinger asked those weren't formal bids were they?

Ms. Morris replied no, these were just quotes for your information.

Supervisor Yoder said replacing the chiller system might result in cost savings in utilities. Supervisor Kuchenbuch asked did you say they are 18 years old?

Ms. Morris replied I believe they are between 15 and 18 years old. These other quotes list a 15 year life expectancy on the system.

Chairman Clinger pointed out that if we gave you authorization to put it out for bid, we don't necessarily have to award at this time. Once we get the bids back we will know the status of the contingency fund. I think we would all rather go ahead and pay for it with contingency rather than going back and budgeting for it next year.

Ms. Morris said the unit for the library was in the FY17 budget and it is on order right now.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to authorize the County Administrator to advertise for bids to replace the HVAC chiller system for the courthouse.

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

Agenda Item 10.g. – Appointment to the New River Community Action Board of Directors, two year term, effective July 1, 2017.

Ms. Morris stated we received one response to our advertisement and it was from the incumbent, Mr. John McEnhill.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to reappoint Mr. John McEnhill to the New River Community Action Board of Directors to a two year term, effective July 1, 2017.

Supervisor Kuchenbuch – yes

Supervisor Gerald – yes

Supervisor Yoder – yes

Supervisor Turman – yes

Supervisor Clinger – yes

Agenda Item 10.h. – Appointment to the Floyd County Social Services Board, Indian Valley District, four year term, effective July 1, 2017.

Ms. Morris stated no letters of interest were received for the Social Services Board position.

Mr. Clinger said the incumbent would love to serve again but there are term limits so the incumbent is ineligible.

Mr. Gerald said he would beat the bushes to find someone from Indian Valley District who is interested in serving on the Social Services Board.

Agenda Item 10.i. – Appointment to the Virginia Alcohol Safety Action Program (VASAP) Advisory Board, one year term, effective July 1, 2017.

Ms. Morris said she received one letter of interest for this Board. Mr. Thompson is willing to serve in that position again.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Gerald, and unanimously carried, it was resolved to reappoint Mr. Doug Thompson to the Virginia Alcohol Safety Action Program Advisory Board for a one year term, effective July 1, 2017.

Supervisor Kuchenbuch – yes

Supervisor Gerald – yes

Supervisor Yoder – yes

Supervisor Turman – yes

Supervisor Clinger – yes

Agenda Item 10.j. – Appointment to the New River Community Services Board, four year term, effective July 1, 2017.

Ms. Morris stated no letters of interest were received for the New River Community Services Board position.

Vice Chairman Turman asked if the incumbent is aware that the position is open?

Ms. Morris replied yes, she sent the advertisement to Mr. Jimmy Duncan. She will put the appointment back on the agenda for the next meeting.

Agenda Item 10.k. – Appointment to the Uniform Statewide Building Code Board of Appeals, two positions, four year terms, both positions effective July 1, 2017.

Ms. Morris stated we have two positions to fill and we received two letters of interest. Neither of them are from the incumbents. They are required to meet once a year and any time they have an appeal. I think we've had 3 appeals in the 33 years I have been here.

Supervisor Kuchenbuch asked who are the incumbents?

Ms. Morris answered Calvin Conner and Joe Gallimore. Neither one of them reapplied.

Chairman Clinger said both people who applied meet the qualifications.

Supervisor Yoder stated that he knew both of the applicants and they are qualified.

Chairman Clinger said that Mark Bolt [Building Official] follows the Code. This Board meets when someone wants to appeal a decision of the Building Official. Since he follows Code they have upheld the Building Official's decision. The person appealing the decision can then take it to Circuit Court, which has never been overturned either.

Ms. Morris replied that one time it went to Circuit Court and got overturned.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Yoder, and unanimously carried, it was resolved to appoint Mr. Cline Hall and Mr. Carl Kempa to the Uniform Statewide Building Code Board of Appeals for four year terms, both positions effective July 1, 2017.

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

Agenda Item 11. – Work session on proposed FY18 budget.

Chairman Clinger stated let's hold off on the work session because I don't think we will have much change in it. We have the new rates from the financing. We can make it more accurate for the next meeting.

Agenda Item 10. – Old/New Business continued.

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

Vice Chairman Turman said the first batch of green box tickets went to court. Deputy Sheriff Roger Dickerson called me. He said he would be willing after he retired to work two or three days a month doing nothing but patrolling green boxes. He talked to Brian [Sheriff Craig] about it and he said it was doable. What they are looking at is \$500.00 a month for three months. On July 5 he has enough time to work his last day. After he is not working full time for the Sheriff's Office, he would come out and do selective enforcement. We would have a selective enforcement fund set up. They said probably \$500.00 a month for about 4 or 5 days a month. If he did that for three months, especially during the warmer months, that would turn the Sheriff's other deputies loose to do other things.

Supervisor Kuchenbuch said with spring cleaning Sunday has become a day where people think nobody is watching. I'll go out to show property and come back and in the time I've been gone showing three pieces of land, the green boxes are completely filled with stuff that shouldn't be there.

Vice Chairman Turman said Sherrell Thompson was working up at Buffalo Mountain Road the other day. He told me we lost one case with a man from North Carolina who claimed he didn't see the notice posted on the box. We talked about putting the notices on the doors.

Ms. Morris agreed that will be what we do. The North Carolina man said he was coming from Floyd and when he pulled in there wasn't a sign on that side. He had a picture of the box that he showed the judge. The notice was on the other side.

Vice Chairman Turman said the other day I saw a vehicle sitting at the green boxes on Buffalo Mountain Road. It was easing out into the road. When I pulled out it had gotten to Buffalo Mountain Road and the guy looked at me funny and it was an old pickup from North Carolina. I'm going to talk to Brian [Sheriff Craig] and see what that one looked like. I'm pretty sure it was the same guy. If they can write a ticket for him one more time, the judge will remember that. It will cost him dearly.

Ms. Morris reported they took six cases to court that day. We got convictions on five and a total of \$1,100.00. One gentleman was fined \$500.00 for dumping a toilet and a sink.

Vice Chairman Turman said you collected enough right there to pay two months.

Chairman Clinger said after a while when people know we are enforcing it, especially when we have a person devoted to it who might pop up wherever, word gets out.

Vice Chairman Turman said if this works, he could take two or three months off and then along about Christmas do it again.

Ms. Morris pointed out that because Deputy Sheriff Dickerson is in a Virginia Retirement System position, there must be a 30-day break between the full-time position and coming back with a part-time position.

Chairman Clinger asked if he would still be working for the Sheriff's Office or would he be an employee of the County?

Vice Chairman Turman answered to do selective enforcement he would be part of the Sheriff's Office.

Ms. Morris explained that we could not hire him until October.

Chairman Clinger said the creation of a position would be worthwhile.

Ms. Morris agreed that it was years ago when we had that.

Vice Chairman Turman said Deputy Sheriff Beaver cleaned this county up.

Chairman Clinger agreed she would go to offsite dumps and go through the garbage to prove whose it was. If we approve the position it might be that Brian [Sheriff Craig] could use it to have someone else do it a couple of times.

Supervisor Yoder asked if the court fines come back to us can we roll it into a fund?

Ms. Morris agreed that would be a good idea.

Chairman Clinger said we need a revenue line dedicated so at the end of the year we can say this person has generated this much revenue plus saved us the amount in tipping fees.

Vice Chairman Turman said Sheriff Craig stated that he can already tell the difference on Buffalo Mountain Road.

Chairman Clinger asked Ms. Morris to find out about adding this and including it on the June 13 agenda. We might have to amend the budget for this additional revenue and the expense side for an enforcement official. If it is revenue neutral we don't have to re-advertise.

Agenda Item 8. – Closed Session – Real Property 2.2-3711 A.3. and Consultation with Legal Counsel 2.-3711 A. 7.

On a motion made by Supervisor Kuchenbuch and seconded by Supervisor Yoder, and unanimously carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A. 3., 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; and under Section 2.2-3711, Paragraph A. 7., Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultations or briefings in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

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

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

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

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adopt the following certification resolution:

**CERTIFICATION RESOLUTION
CLOSED MEETING**

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss Real Property in accordance with Section 2.2-3711, Paragraph A.3 and Consultation with Legal Counsel in accordance with Section 2.2-3711, Paragraph A.7 of the Virginia Freedom of Information Act;

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

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

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

Agenda Item 12. – Adjournment.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to adjourn to Tuesday, June 13, 2017 at 8:30 a.m.



Terri W. Morris, County Administrator



Case C. Clinger, Chairman, Board of Supervisors

