

**BOARD OF SUPERVISORS
REGULAR MEETING
JUNE 27, 2017**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, June 27, 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; Cynthia Ryan, Assistant County Administrator.

ABSENT: Terri W. Morris, 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 Lauren Yoder led in the Pledge of Allegiance.

Agenda Item 4. – Public Comment Period.

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

Agenda Item 5. – Approval of year-end disbursements.

Ms. Ryan explained that the check to Atlantic Emergency for \$464,038.00 for the Station #1 new tanker would be held until delivery of the vehicle.

Chairman Clinger added that we had to go ahead and have the check ready because the vendor expects the check at the time of delivery of the tanker.

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

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

Agenda Item 6. – Approval of year-end transfers.

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the FY17 year-end transfers as presented with \$183,875.00 to be transferred from Contingency to: Assessors - \$28,813.96; Juvenile and Domestic Court - \$5,439.20; Payment for Bond Issue - \$15,396.22; Animal Control - \$45,406.00; General Properties-Buildings and Grounds - \$44,866.69; Fire and Rescue Fund - \$5,998.31; and Environmental Fund - \$37,954.62.

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

Agenda Item 7. – Carry-over requests to FY18 budget.

Ms. Ryan stated that had some additional information on some of the carryover requests.

DEPARTMENT	AMOUNT	TYPE	REASON	ADDITIONAL INFORMATION
Administration	\$183,875.00	Expenditure	From contingency for various projects: Animal Shelter \$ 45,406.00 Station #3 Septic \$ 5,998.31 Depts over budget \$ 87,604.00 Courthouse chiller \$ 44,866.69 Total \$183,875.00	You just approved the first item which was the year-end transfer from contingency to cover departments over budget and to replace and remodel planned capital projects.
	\$46,300.00	Expenditure	Carryover from various County departments to Environmental Fund 50 toward DEQ compliance work needed at Solid Waste	We are looking at needing to complete additional work at the transfer station to be in compliance. Terri [Morris] and I reviewed the ending balances of departments and identified those that had unspent appropriation remaining at year end. We want to offset the unspent appropriation with work that will have to be done next fiscal year. The \$46,300 is available from: Auditors \$13,000; County Attorney \$12,000; Building Inspector/Community Development \$5,000; Animal Control \$3,800; Emergency

				Services \$7,500; General Properties \$5,000.
General District Court	\$645.00	Expenditure	Lease to own new copier	The General District Court had this much left in this line item in FY17. Carrying the amount over would pay 11.33 months lease for next year. The whole year is already budgeted but they want to pay this item down faster.
Sheriff's Office	\$2,206.30	Expenditure	Fraud Reduction funds	Normally when we have revenue authority, we are granting them permission to collect money. This is not what is going on in these four revenue requests. The Sheriff's Office is doing something similar to what has been talked about for court fines for green boxes. This is money they already collected and want to use this as a beginning balance and at some date in the next fiscal year will ask permission to expend this money. They are asking permission to carryover money already collected in the past to expend it in the future.
	\$14,955.83	Revenue	Courtroom security	
	\$180.00	Revenue	Fingerprint fees	
	\$26,001.50	Revenue	Sheriff's background check	
	\$243.25	Revenue	FOIA fee	
Animal Control	\$12,000.00	Expenditure	Capital outlay funds for roof replacement at shelter under contract	I know you are already aware of these planned expenditures.
	\$6,000.00	Expenditure	Capital outlay funds for pound improvement at shelter under contract	
	\$1,238.51	Expenditure	Rabies treatment for new employee to be hired	Deputy Sheriff Bolen is no longer working at Animal Control and the next person assigned to Animal Control will have to receive the rabies treatment.
	\$1,187.11	Expenditure	Ballistic vest that has already been ordered but not paid due to issues with correct fit	Deputy Sheriff Brook bought a ballistic vest this fiscal year. It didn't fit and he has sent it back three times. He asked that it be carried over so he

Economic Development Authority	\$6,643.90	Expenditure	Partition 1,340 square feet at Innovation Center into 4 smaller spaces, including 3 offices	can get a vest that fits. You already know about partitioning space at the Innovation Center.
	\$23,873.52	Expenditure	Use remaining funds from incentive package to contract with an Economic Development consultant	Jon Beagle confirmed that this is a contract with Hurt and Proffitt. Chairman Clinger said the Board was aware of this item.
	\$10,000.00	Expenditure	Ag-Forestry grant that continues into next fiscal year	This grant continues into next year.
Cooperative Extension Program	\$1,023.39	Expenditure	Grow Appalachia grant	These are two grants continue into next year.
	\$1,236.36	Expenditure	Master Financial Education grant	
	\$200.00	Expenditure	In anticipation of two 4-H Camps occurring in the same fiscal year	This item is mileage. They budget for one 4-H Camp per year. 4-H Camps are set after they submit the budget. Every so often two camps are held in one year and they never know when that will be.
Fire Department	\$3,960.73	Expenditure	Surplus in Virginia Department of Fire Programs Aid to Localities	The Fire Department has already collected this money and need permission to expend the money next year.
E911	\$2,500.00	Expenditure	Capital Outlay: Text backup waiting for CAD development	These two projects were budgeted in FY17 but were not completed in FY17.
	\$28,389.92	Expenditure	Have not had time to deal with UPS (Battery Backup) for 911 center	

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Yoder, and unanimously carried, it was resolved to approve the FY17 carry-over requests as presented to the FY18 budget.

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

Agenda Item 8.a. – Tourism and Marketing Services Agreement.

Ms. Ryan read a note from Terri [Morris] that the Town Attorney has made the Board's and Town Council's requested changes. This final draft is for your approval.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and unanimously carried, it was resolved to approve the Tourism and Marketing Services Agreement and to authorize the County Administrator to execute the Agreement (Document File Number 926).

- Supervisor Yoder – yes

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

Agenda Item 10. – Old/New Business.

Ms. Ryan stated that Ms. Morris had written up a report on the results of the Courthouse chiller bid. Bids were advertised in The Roanoke Times on June 4, 2017. Ms. Morris wrote that she is pleased to report that six bids were received. The initial estimate was that it would cost around \$90,000.00. The lowest, most responsive bid came in at \$42,245.00 from Johnson Controls. Mr. Bolt, Mr. Cox and Ms. Morris reviewed the bids. The bid from Johnson Controls meets all of the specifications. They anticipate an 8-week delivery time and will do the install over a weekend. Ms. Morris recommends acceptance of this bid and that you authorize her to execute the contract.

On a motion of Supervisor Yoder, seconded by Supervisor Gerald, and unanimously carried, it was resolved to approve the bid from Johnson Controls for \$42,245.00 for the Courthouse chiller and to authorize the County Administrator to execute the contract (Document File Number 927).

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

Vice Chairman Turman asked if anybody expressed any interest on serving on the Social Services Board? He has been looking for somebody for that position.

Supervisor Kuchenbuch said she spoke to Mr. Bob Stauffer who has to leave the Board because of term limits. Mr. Stauffer stated that it is a good Board to serve on. Ms. Kuchenbuch is also looking for someone to serve in his place.

Chairman Clinger asked for an amendment to the agenda under item 9 for Closed Session to add Prospective Business or Industry §2.2-3711 A.5.

On a motion of Supervisor Turman, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to amend the agenda to include adding in the Closed Session – Prospective Business §2.2-3711 A.5.

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

Agenda Item 9. – Closed Session – Real Property §2.2-3711 A.3.; Prospective Business or Industry §2.2-3711 A.5.; and Consultation with Legal Counsel §2.-3711 A.7.

On a motion made by Supervisor Turman and seconded by Supervisor Kuchenbuch, 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; Section 2.2-3711, Paragraph A.5., Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community; 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 Yoder – yes
Supervisor Kuchenbuch – yes
Supervisor Gerald – yes
Supervisor Turman – yes
Supervisor Clinger – yes

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, 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 Kuchenbuch, seconded by Supervisor Turman, 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 Prospective Business or Industry in accordance with Section 2.2-3711, Paragraph A.5 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

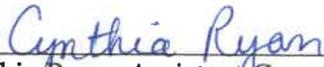
Supervisor Gerald – yes

Supervisor Turman – yes

Supervisor Clinger – yes

Agenda Item 12. – Adjournment.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Turman, and unanimously carried, it was resolved to adjourn to Tuesday, July 11, 2017 at 8:30 a.m.



Cynthia Ryan, Assistant County Administrator



Case C. Clinger, Chairman, Board of Supervisors

