

**BOARD OF SUPERVISORS
REGULAR MEETING
MAY 12, 2020**

At a regular meeting of the Board of Supervisors of Floyd County, Virginia, held on Tuesday, May 12, 2020 at 8:30 a.m. in the large conference room of the County Administration Building thereof;

PRESENT: Joe D. Turman, Chairman; Jerry W. Boothe, Vice Chairman; W. Justin Coleman, Linda DeVito Kuchenbuch, and Lauren D. Yoder, Board Members; Terri W. Morris, County Administrator; Cynthia Ryan, Assistant County Administrator, Tabitha Hodge, Economic Development Technician to livestream and film the meeting.

Agenda Item 1. – Meeting Called to Order.

Chairman Turman called the meeting to order at 8:30 a.m.

Agenda Item 2. – Opening Prayer.

The Opening Prayer was led by Supervisor Coleman.

Agenda Item 3. – Pledge of Allegiance.

Supervisor Kuchenbuch led in the Pledge of Allegiance.

Agenda Item 4. – Approval of minutes of April 14, 2020; April 22, 2020 and April 28, 2020.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Coleman, and carried, it was resolved to approve the minutes of April 14, 2020 as presented.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – abstain because of absence from that meeting
Supervisor Boothe – yes
Supervisor Turman – yes

On a motion of Supervisor Yoder, seconded by Supervisor Kuchenbuch, and unanimously carried, it was resolved to approve the minutes of April 22, 2020 and April 28, 2020 as presented.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 5. – Approval of monthly disbursements.

Questions and discussion followed.

On a motion of Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to approve the May 2020 monthly disbursements and additional bills as presented.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 6.b. – Public Comment Period for the reading of any letters or emails received.

No public comments were received.

Agenda Item 7.a. – Subdivision plats as approved by Agent for April 2020.

Ms. Morris – We have not received the subdivision plat report yet from our Agent. We will get that to you as soon as we receive it.

Agenda Item 7.c. – Appointments to various Boards.

Ms. Morris – We received one letter of interest from the incumbent for the position on the Montgomery-Floyd Regional Library Board. We also advertised the New River Community College Board, the New River Community Services Board, and the Virginia Alcohol Safety Action Program Board. I gave you copies of letters received for the other positions. We did not receive any letters of interest for the New River Community College Board.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Yoder, and unanimously carried, it was resolved to reappoint Ms. Meghan McKewan to the Montgomery-Floyd Regional Library Board for a four-year term.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

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

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes

Supervisor Turman – yes

On a motion of Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to reappoint Ms. Melissa Shaw to the New River Valley Community Services Board for a three-year term.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 7.d. – Request for exception to Floyd County Ordinance 62-31 (C)(2) Vision sight distance requirements; setback for 173 Country Lane NW.

Ms. Morris – The Building Official saw no issues with this request. Mr. Bolt informed me the homeowner called yesterday. She had asked for a 10' variance, but she is now requesting a 20' variance. He saw no problem with that as far as the sight distance.

Vice Chairman Boothe – That is what I am suggesting we change that particular part of the Code to anyway. As many of these as we are getting, I don't know that we shouldn't go ahead and make that change now if the Board is inclined to do so. It may be another 6 to 8 months before the Subdivision Committee has something to go to the Planning Commission and that is before it comes to us.

Ms. Morris – You could do that but we would have to have a Public Hearing to change the Code. We can do that or continue to have Mr. Bolt go out and check them. We don't have a lot of them.

Supervisor Yoder – In some ways I kind of like having it in there so Mr. Bolt goes out and reviews it beforehand. There might be situations where there is a sight distance issue.

On a motion of Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to approve the exception request as recommended by the Floyd County Building Official for 173 Country Lane NW, Riner VA 24149 for a 20' variance to Code Section 62-31; vision sight distance requirements; setback.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 6.a. – Constitutional Officers reports.

Ms. Lisa Baker, Commissioner of Revenue – You inquired about the Land Use rates. Last fall we researched the rates in several other counties. Our rates are in the ballpark with surrounding counties. Some of you brought up the revalidation fee which has not changed since 1989. The book has already been established so we really can't change those.

Supervisor Yoder – You review this periodically I assume?

Ms. Baker – Yes, every reassessment we call the touching localities and check to see how it compares to the SLEAC [State Land Evaluation & Advisory Council]. Most of the revalidation fees are in line with ours.

Vice Chairman Boothe – Right now our tax rate is 60¢. If we equalize it, the rate will go to 57¢. If we do a 3¢ tax increase it will stay at 60¢. If we leave it at 60¢, the people in Land Use and Conservation Easement payment will stay the same won't they?

Ms. Baker – Pretty much.

Vice Chairman Boothe – The difference comes in next year if they go out and there is a different valuation, where they pay back the difference, which is where the difference would be.

Ms. Baker – Yes, especially if you sold it to an individual who is not in the Land Use Program. If you sell it to someone who wants to use it the same then they could stay in the Program. Back in my office I have how many roll backs we have done per year with a total. We keep a record of that.

Supervisor Kuchenbuch – Just off the top of your head, what has it been like over the past 10 years?

Ms. Baker – Last year it was about \$14,000 that had to be paid back because of fair market value.

Supervisor Kuchenbuch – It is not a whole lot?

Ms. Baker – No.

Vice Chairman Boothe – If I remember correctly if someone is in Land Use and moves sideways into Conservation Easement, they don't pay back anything.

Ms. Baker – Exactly. You are getting a deferred amount in the Land Use Program. In Conservation Easement you are taxed at those Land Use rates. We have the fair market values so the assessors know what they are, but then we also have the land use price for Conservation Easement.

Vice Chairman Boothe – Do you see any problems or anything we can help you with?

Ms. Baker – No. When the reassessment guys are out in the field they let us know if the categories have changed. We contact the taxpayer if they didn't let us know and they have to do a new application.

Supervisor Kuchenbuch – So every 5 years we are watching...

Ms. Baker – Yes, and if new construction goes out and they know it is in land use, they let us know which is wonderful. We also look at plats as they come in.

Agenda Item 7.e. – Resolution of Six Year Secondary Road Plan.

Supervisor Yoder – It changed since last month. Did we talk to Mr. Clarke [Resident Engineer in Salem Office of Virginia Department of Transportation]?

Ms. Ryan – I talked to Mr. Clarke. He did say that he may have used a two year old plan and not the most current plan. He said that you set the priorities; they are not his priorities. He is okay with listing Ponderosa Road as the second priority. He had listed it as the third priority only because they were farther along in the process with Quesenberry Road and being ready to start construction. He could not remember offhand but thought they still needed to get a couple of right-of-ways before starting construction on Ponderosa Road. They have the funding for the top 4 priorities on the list. I asked about Bear Ridge Road and he will have to respond to your question about whether there is sufficient traffic on that road.

Supervisor Yoder – It is priority number 11 so it will not be funded this year anyway.

On a motion of Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to adopt the Floyd County Six Year Plan Resolution with the following priorities:

- 1) Route 718 Mill Run Road unpaved road project from Route 720 to Route 221 (0.5 miles);
- 2) Route 641 Ponderosa Road hard surface unpaved road;
- 3) Route 760 Quesenberry Road from Shady Grove to 1 mile from Shady Grove;
- 4) Route 768 Firehouse Road: unpaved road project from 0.3 miles east of Route 765 to Route 766;
- 5) Route 683 Roger Road: unpaved road project beginning at intersection of Route 221;
- 6) Route 680 Starbuck Road from Paradise Lane to Thomas Farm Road;
- 7) Route 712 Hope Road;
- 8) Route 820 Silverleaf Lane from Route 681 Franklin Pike to end state maintenance (0.5 mile);
- 9) Route 728 Reedsville Road hard surface unpaved road from Route 729 to Wade Road and Route 743 (1.2 miles);
- 10) Route 764 Merrifield Road intersection improvement, drainage and hard surfacing unpaved road;
- 11) Route 649 Bear Ridge Road hardsurface unpaved road.

(Document File Number 1107).

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes

Supervisor Turman – yes

Agenda Item 7.g. – Discussion of Letter to Governor and State Representatives Regarding Community Services Boards’ Needs During COVID-19 State of Emergency.

Vice Chairman Boothe – Originally this was going to be sent to us before the General Assembly closed session. Unfortunately, it took longer than anticipated. If we could, go ahead and send it to the Governor and copy our State representatives. Perhaps the Governor could relieve some of the restrictions on the use of this money. If they would allow us to shift some of this funding on a temporary basis it could keep people working and help us with some problems we are facing. Please also send a copy of this to the other New River localities and see if they will send a letter too.

Agenda Item 7.h. – Discussion of Possible Ridgeline Ordinance.

Vice Chairman Boothe – You gave us a list of the cell phone towers. I added them all up and divided by the number and it comes to a little over 300’. This won’t interfere with any at homes which was a concern before. Most for personal use are 125’ to 200’.

Supervisor Coleman – If I were a farmer and had the property this would prevent me from supplementing my income from my property if I wanted to do so. If agriculture were to plummet and I wanted to maintain my income, this in essence says you cannot do that.

Vice Chairman Boothe – It is not a wind turbine ban.

Supervisor Coleman – Not individually, but it essentially does. It would be government overreach on taxpayers’ ability to do what they want with their property.

Supervisor Yoder – A lot of the land used for these isn’t useful for much of anything else. It is not land that will be used for building houses or hayfields. It will probably be a site that is elevated. You are limiting what people can do with their property.

Chairman Turman – It may not be land that is useful for farmland per se, but the right of ways and the feeder line right of ways would be affecting farmlands. The right of ways are not the regular ones. Some of them are up to 100’ wide. They have big trucks that come in and out.

Supervisor Coleman – I am by no means an advocate for them. But look at the dairy industry and how hard they are struggling. Some folks are cutting timber off their property just to try to make it. Especially during these times I really struggle with an ordinance that limits them from having supplemental income. This could make a difference if they are a small business. I fully get the appearance, but the appearance of solar energy is not favorable to me when it is a large solar energy farm. They take up a lot of field land and it is a field of glass essentially. But if we are serious about moving forward with alternative energy, we have to be mindful of those things and individual rights to supplement income. I would hate to interfere with that. If there were some ordinance that did not restrict an individual property owner from putting wind turbines on their property.

Vice Chairman Boothe – The situation with this is that it says ridgeline, but due to the elevation here, ¾ of the County is at the elevation where they could put wind turbines up.

Supervisor Coleman – I don't know legally if we could draft an ordinance regarding commercial aspect.

Vice Chairman Boothe – We got special legislation passed to allow us to change the height. Prior to this it was like 40' to 50'. It was some ridiculously low number. If it was adopted before, in about ¾ of this County you couldn't build an old-style farmhouse. If a silo came down instead of an 80' one you would have to put two 40' ones back. That was the biggest stopping thing then from what I heard from people. We got where the footage could be changed. As a property rights person I understand your concern. I went and visited sites and there is nothing mandatory to that.

Chairman Turman – When we went to sites with the distance between turbines I don't think if one individual farmer wanted to supplement his income, I don't think a company would come in and put up one tower. It wouldn't be feasible for them.

Supervisor Yoder – I think in our situation it would require you to have 10 or 15 different landowners go together. The biggest thing for me on this is I want to see the map. That is the key part for me – what parts are we restricting.

Vice Chairman Boothe – Could they prepare a map for us like they did before?

Ms. Morris – Yes. Lydeana [Martin] or Mark [Bolt] might still have those maps.

Supervisor Yoder – One thing that struck me back then when we looked at maps was that there are parts of this County that would work well like a lot of Copper Hill. It is not a ridgeline, but it is an elevated plateau and the way the wind blows there, it was actually better than some of the other areas.

Ms. Morris – We will get those maps for you and check with Steve [Durbin, County Attorney] and make sure there haven't been any Code changes that would apply to this.

Agenda Item 7.i. – Consideration of resolution urging Governor Northam to reopen the Commonwealth of Virginia regionally.

Ms. Morris – You have a proposed resolution that was drafted by one of the New River Valley Counties that we have been participating with. It has been approved by the other localities in our region. We had our 3 times a week conference call yesterday with the managers and local legislators and this was brought up continually in the one hour call. At first the Governor said he did not want to open regionally; he wanted to open the Commonwealth as a whole. Their feeling is that the Governor will probably change his mind and it will be announced tomorrow that he will consider regional reopenings. Our local legislators are in full support of regional reopening, because of our low numbers and low hospitalizations.

Supervisor Yoder – We are not asking for any particular action other than consideration? I think a regional approach on a lot of issues is not a bad idea.

Ms. Morris – Yes, just consideration. We are completely different from Northern Virginia and the Tidewater area. Town Council took the matter up Thursday night but did not take any action. They are just going to follow your direction. They are in support of however you want to proceed.

Supervisor Kuchenbuch – I do think looking at things regionally is important in most things.

On a motion of Supervisor Coleman, seconded by Supervisor Boothe, and unanimously carried, it was resolved to adopt a resolution urging Governor Northam to reopen the Commonwealth regionally (Document File Number 1108).

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 6.c. – Ms. Lydeana Martin, Community & Economic Development Director.

Ms. Martin provided partial results from a business survey in Floyd County regarding COVID-19 next step:

- 1) There is an informal Community Development team composed of Ms. Martin; Ms. Pat Sharkey, Tourism Director; the Chamber Director; and the Town Manager;
- 2) Throughout the COVID-19 crisis team members are tag teaming to reach out to businesses and supporting them in as many ways as we can;
- 3) Phase 1 reopening is set to start this Friday in Virginia;
- 4) We put a survey in the field last week to get a sense of where people are and what they need;
- 5) We received 82 responses at the time the slide show was prepared but received 10 more responses this morning that are not included in the results; we're accepting results through the end of the day today;
- 6) Question 1 – How are you doing socially and emotionally?
 - a. 50% I'm calm and optimistic
 - b. 37% I'm calm but very worried about my business
 - c. 5% I'm distressed and fear a bad outlook for my business
- 7) Question 2 – How prepared do you think your business is at this moment to meet the needs of the changing economy as a result of COVID-19?
 - a. 14.6% Very prepared
 - b. 64.6% Somewhat prepared
 - c. 11% Somewhat unprepared
- 8) How has the COVID-19 situation affected your business to date (Please check all that apply)?
 - a. 72% Loss of revenue
 - b. 48% Change of business model
 - c. 42% Event cancellation

- d. 40% Supply chain disruptions
- e. 34% Closed (voluntary or required)
- f. 24% Need for more technology
- g. 20% Lay-offs (893 people in Floyd County applied for unemployment through April 25)
- h. 18% Off-site working options

Vice Chairman Boothe – I know we are approaching the time of year when a lot of businesses and manufacturers shut down for a week for maintenance. Have you been able to ascertain who has done that during this time?

Ms. Martin – The short answer is that I haven't talked to anybody who has indicated any type of routine closing. A lot of places are taking advantage of the slowdown or closing to prepare for reopening. Many of our largest manufacturers are working and do not have time off scheduled that I know of.

Supervisor Kuchenbuch – Of the 893 who are unemployed, does that include those Floyd residents who work outside the County?

Ms. Martin – Yes. This number is based on where people live. Our labor force who works for others is roughly 8,000 people. We have about 1,200 self-employed

- 9) How has your business revenue changed since COVID-19 became a widespread concern in March 2020?
 - a. 46.3% More than 50% reduction
 - b. 7.3% No reduction
 - c. 11% 10% or less reduction
 - d. 13.4% 11-20% reduction
 - e. 9.8% 21-30% reduction
 - f. 12.2% 31-50% reduction
 - g. We did not ask the question how many may have seen an increase
- 10) Have you been successful in receiving federal aid or loans, such as the Paycheck Protection Program (PPP) or Economic Injury Disaster Loan (EIDL)?
 - a. 35% Paycheck Protection Program forgivable loan
 - b. 16% Economic Injury Disaster Cash Advance
 - c. 10% Waiting to hear (as you know those programs quickly ran out of money)

Supervisor Kuchenbuch – I want to go on the record right now and thank you and your team who were instrumental in helping get people the knowledge they needed about these programs very quickly and early on.

Ms. Martin – I appreciate that. We worked very closely with the Chamber of Commerce; Ms. Pat Sharkey, Tourism Director; and Ms. Kayla Cox, Town Manager. John [McEnhill, Director of Chamber of Commerce] and I tried to dig into all of those things and scrambled for any information that we could find. In the first month of all this we focused a lot of our attention there. Now we are trying to shift our attention to moving forward and the steps we can take toward recovery.

- 11) How do you feel about reopening your business?
 - a. 29.3% Want to reopen with special safety precautions in place
 - b. 28% Feel very conflicted between wanting to reopen or not because of concerns for safety for staff and customers versus their economic needs
 - c. 8.5% Do not plan to reopen yet even though they can
 - d. 17.1% Want to fully reopen with no restrictions
- 12) What resources and support would be most helpful for your organization at this time?
 - a. 34% Convincing customers the business is safe
 - b. 32% Help finding PPE
 - c. 27% Mask-friendly signage
 - d. 22% Help finding cleaning supplies
 - e. 17% Help finding touchless thermometers
 - f. 21% Ideas on requiring/facilitating social distancing
 - g. 12% Training employees in new safety protocols

Ms. Martin – I would now like to discuss a grant application for Floyd Grown 2. This is with the Virginia Department of Agriculture and Consumer Services (VDACS), which has an Agriculture and Forest Industry Development Planning Grant. It can be up to \$20,000. Typically it requires a 1:1 local match, but this year they softened those requirements so that some of the match can be from others. Ms. Sharkey and I have been working on this. I have talked to the Floyd County Economic Development Authority (EDA) and they are willing to be the applicant for the grant, but we also need your consent for the application. The 3 pieces we would focus on:

- 1) Study on cold storage needs.
 - a. From our initial Floyd Grown project in 2017-2018 we did a survey of farm, food, and forestry-related businesses and had about 90 responses. Cold storage was the biggest need we heard at that time.
 - b. We also did an asset survey within a 60-minute radius of Floyd County and looked at what was available, including commercial kitchens that people could rent, and there really is no cold storage available for people in Floyd County within a 60-minute radius.
 - c. Conceptual design would be part of the project, possibly with the idea that each individual could get to their own cold storage area.
 - d. See if this could be done as a public-private partnership.
 - e. Part of our in-kind staff time would be finding out details like the breakdown between refrigeration and freezer space.

Vice Chairman Boothe – I would hope that whatever is designed and constructed could be added on as needed. I think this will catch on and we may have some people from surrounding counties come in besides locally.

Supervisor Kuchenbuch – I think from your original study, the need is here and it is a regional need. I think what we are now going through has shown the importance of getting back to locally originated meats, produce, and control over our own food supply. I believe this kind of grant at this juncture is absolutely imperative to further the discussion that has been going on

since 2017 if not before. I am encouraged that VDACS has softened the requirements. I think this is absolutely imperative for our heavily impacted agriculture community here in this County.

Vice Chairman Boothe – Do they have a breakdown for “x” number of dollars how much the locality puts up?

Ms. Martin – Yes, the match requirement for the \$20,000 is 1:1. It used to be all \$20,000 of that had to be cash, but now only half of the total match has to be from the local government and the other can be from other sources.

Vice Chairman Boothe – Maybe we need to explore this whether the grant comes through or not. If it becomes more than we can handle, then do a joint effort with an adjoining County to have a facility located somewhere centrally between the two.

Ms. Martin –

- 2) Providing technical assistance for farm and forestry-related businesses.
 - a. We are keeping that kind of loose right now because a lot of farms are being inundated with people wanting their product but many of them don't have an online ordering system.
 - b. We might provide technical assistance in setting up a website or adding ecommerce to a website.
- 3) Floyd Farmers Market has restrictions on how they can operate now to observe social distancing. They take preorders and are only able to accommodate 7 of the 20 vendors they normally work with. SustainFloyd who operates the market is willing to put in \$7,000 of in-kind match in exchange for getting \$7,000 from the grant.
- 4) Matching dollars would be \$5,000 from the EDA New Opportunities line item; \$1,000 from Tourism Office; \$6,000 in staff time; \$7,000 from SustainFloyd, New River Valley Regional Commission would be handling grant administration for us and they would put in \$1,000 from Appalachian Regional Commission funding they get. It will cost us \$1,000 but we will get \$2,000 in grant administration.
- 5) In terms of the technical assistance to farms and forestry-related businesses we had something like this in the original Floyd Grown project. We had a mini application process where people could propose what they needed and what the impact would be. I imagine we would do something like that again to fully open it up and be as fair as possible. We would have a predetermined scoring system. We would probably only be able to help 10 or 12 businesses with this money beyond the 20 or so that would be helped by the Floyd Farmers Market.

Supervisor Kuchenbuch – What are five types or categories of businesses that would be helped by this?

Ms. Martin – They would all have to be farm, food, and forestry-related businesses. Forestry would include anything from loggers to Christmas tree farmers, or people making art or furniture out of wood. On the farm side it can be any type of farm. Probably for food services they will have to buy at least some of their product in Virginia or locally so it may not be all restaurants. Some priority will be given to those who buy local products.

Vice Chairman Boothe – Do you see any downside or problems with this grant?

Ms. Martin – The biggest concern that I have is we are trying to do a lot with the amount of money. If we put \$10,000 toward technical assistance and match the Farmer's Market dollar for dollar, that only leaves us about \$8,000 for the cold storage study. I am concerned about whether we can get everything we want out of that study. We may shift and make that \$10,000 and the technical assistance \$8,000 just to give us a little more. We are going to have to find a consultant who has the ability to do a little bit of design work and to run some business model projections. My ideal of the cold storage study would include those pieces. If we could not get all of it done for that I would focus on the conceptual design and how the mechanics would work. We would want cost projections out of it. We could do the feasibility side like estimating operating costs. My biggest concern is that it is not a lot of money and we won't be able to help everybody.

Vice Chairman Boothe – Without spending too much time could you get a rough ballpark number of what that study would cost?

Ms. Martin – Pat Sharkey and I talked to the funder on this and he really liked the project idea. He encouraged us to get it in as soon as possible.

Vice Chairman Boothe – The idea is to help as many people as we can and I wouldn't be above throwing a few extra thousand dollars in if we had to get that part of it.

Ms. Martin – What I would propose is that we continue to pursue this grant, but regardless of whether we get the grant or not we put out a request for proposals to see what the cost estimates are.

Supervisor Kuchenbuch – The cold storage is such an important piece of this and it would impact many of the folks at the Farmers Market.

Ms. Martin – The Farmers Market is taking advance orders and some farmers are dropping off their stuff early and the Farmers Market doesn't have any cold storage to take care of it. I don't want to confuse this with the cold storage study we are doing, but in the grant application we are including a couple thousand dollars for the Farmers Market to get some refrigerator/freezers on site and working. For the Farmers Market \$5,000 is to support the online sales model and \$2,000 for the refrigerator and their match will be the operating cost of the market.

On a motion of Supervisor Boothe, seconded by Supervisor Kuchenbuch and unanimously carried, it was resolved to authorize staff to proceed on applying for an Agriculture and Forest Industry Development Planning Grant from the Virginia Department of Agriculture and Consumer Services.

Supervisor Coleman – yes

Supervisor Kuchenbuch – yes

Supervisor Yoder – yes

Supervisor Boothe – yes

Supervisor Turman – yes

Ms. Martin – As you know the U.S. Economic Development Administration award announcement was made last week. We also received the official agreement documents and letters of conditions which were sent to the EDA for them to review at their upcoming meeting Monday night. We have 30 days to get those documents back to them.

We also got word last week that the EDA received the two housing planning grants from the Virginia Housing Development Authority. This is to look at housing preferences especially in areas where there is public water available. There is a community engagement piece and we will work with Hill Studio and with the New River Valley Regional Commission. We may not start this right away because of the challenge of doing community engagement right now. We will look at online tools that might help. The other piece is a market analysis to try to understand as best we can the local demand for housing types for people living locally, what kind of housing is lacking, and the price points they can afford.

Supervisor Kuchenbuch – On top of the New River Valley Regional Commission doing the market analysis for the region, being able to drill down specifically in Floyd County will be really important for us.

Ms. Martin – Yes, the regional study was information for us. It is the foundation that our study will drill down into more.

Agenda Item 6.d. – Mr. David Clarke, Resident Engineer, Virginia Department of Transportation (VDOT).

Mr. Clarke joined the meeting by telephone and provided construction and maintenance updates:

- a. On the maintenance side –

| | |
|-----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COVID-19 | As a State agency trying to follow the guidelines the best we can. We've split our workforce to keep numbers to a minimum at one site. Work is ready to go and it will not stop. |
| Maintenance on gravel roads | We have hired extra trucks to come in and get started. |
| Pipe repair | Various roads |
| Shoulder work and patching | Moore Road ahead of surface treatment. |
| Low water structure | Sowers Road |
| Brush cutting | Moore Road |
| Paving schedule | I will send to you. Rt. 8, Rt. 221 near the Carroll County line, Indian Valley Road, Franklin Pike, Alum Ridge Road, Stonewall Road, Black Ridge Road. |

Supervisor Yoder – I don't really have anything. I went through and saw the work on Moore Road and it looks really good. Thank you for that.

Supervisor Kuchenbuch –

- 1) My folks down by the cemetery at the end of Silverleaf Road down by the Floyd-Franklin County line have called me a couple of times and asked for some gravel so they can get in and out.
- 2) I saw where some work was done on Roberson Mill Road.
- 3) I saw some spray paint on the area near the guardrail on Rt. 615 at the County line so I take it we will be getting some work done soon?

Mr. Clarke – Yes that is a good sign. They mark it for utilities.

Supervisor Kuchenbuch – Excellent. I appreciate that very much.

- 4) The work on Moore Road has been very good. A number of people have commented about how good it looks.
- 5) I have seen the extra trucks on all of our roads and you are really pumping gravel into the County. Thank you very much and the team for doing such a good job.
- 6) You worked hard on Goose Creek Run after the rain. There are some old, old culverts just left by the wayside. If anyone is out there it would be nice to get them picked up. They have been there 1½ to 2 years ago.

Supervisor Coleman –

- 1) I don't really have anything. I have seen a lot of grader work and trucks in my district on dirt roads. People are very appreciative. Thank you for your work.

Vice Chairman Boothe –

- 1) Thank you. I saw the signs up at Wills Ridge. I think they will help greatly. If it turns out they don't, we may have to ask that a flashing light be put on so people notice them. Thank you for that.
- 2) Also thank you for the work and the response at the Route 8 bridge. There was a potential for a big problem there and you took care of that.
- 3) Do you have any update on the painting crews? Are they going to do the crosswalk in town and do all of the other painting in one trip?

Mr. Clarke – I think they are different crews and on a different schedule. We aren't in contact with them as frequently as we would be under normal circumstances so it will take some phone calls to see what their schedule is.

Vice Chairman Boothe – We still need painting and signage at Milestones and the crosswalk at the high school.

- 4) Have you checked back with the company that was going to auger the culvert out at the Route 8 bridge? Could you check with them because I don't think it has ever been

cleaned out? There are two there and they both need cleaning out. There is another one between there and the mill which is one reason why the side ditch stays full of water.

Mr. Clarke – Okay. I stopped and looked at one that has a spring that is seeping most of the time.

- 5) I want to thank you for the crosswalk work in town. It looks like they are going to be on schedule. I guess the diagonal part won't happen, will it? Where the crosswalks are at I don't think they can do a diagonal.

Mr. Clarke – No. We won't paint it as a diagonal.

- 6) Did you ever make any headway as to the number of lights on the poles?

Mr. Clarke – It is not mentioned there. It may have to be done separately with our traffic engineering.

Vice Chairman Boothe – It may come back to what is required from Richmond, but it is somewhat confusing to some drivers. It makes them think that there is a turning lane there.

Mr. Clarke – I agree with you.

Vice Chairman Boothe – We talked about going from 8 stoplights to 4. I think that would alleviate some of the problem. Thank you for your attention. I know you are doing all you can. Please pass our appreciation along to the work crews.

Mr. Clarke – I will do that. They like to hear it. They feel like they are out there all by themselves, especially these last couple of months.

Chairman Turman –

- 1) Thank you for all of the maintenance work you have done in my area. They have been very busy, especially after these rain events. They get on it pretty quick.

Agenda Item 7.f. – Abandonment Request for Portion of Former Virginia Department of Transportation Road off Boone Road Near Closed Bridge over Burks Fork at Weddle Road.

Chairman Turman – I talked to you yesterday about the road abandonment that is on the agenda and the liability the County would have for that bridge over Burks Fork.

Mr. Clarke – I found the resolution and the correspondence discontinuing it in January 1974. The resolution was dated December 1973. I can't tell who does have liability. I can tell you it is discontinued as part of the State secondary road system so VDOT does not have any ownership or responsibility for it. Discontinuance does not take away the public right to use it. It might take a lawyer to look at past cases and how those have been decided.

Vice Chairman Boothe – My understanding is that when it is discontinued the maintenance is discontinued but the State and County still own equal right of way there. Are you saying the State holds no responsibility or liability of that right of way?

Mr. Clarke – The roads are County roads and VDOT just took over maintenance in 1932. A lot of times they were just prescriptive easements for maintenance and when that discontinues, the State has no interest.

Vice Chairman Boothe – But you would maintain a right of way?

Mr. Clarke. No. It is not a right of way. It is private property, but there is an easement for public use.

Vice Chairman Boothe – So the County maintains the right of way and you just do maintenance of the road and when that is discontinued, you are saying the State is done with it.

Mr. Clarke – Yeah. It would take a lawyer to then decide who does when a tree falls. But I don't think anyone is responsible for clearing brush and trees that falls.

Vice Chairman Boothe – You are saying that VDOT doesn't have anything to do with any abandonment procedure, because when it was discontinued anything VDOT had to do with it was taken care of at that time.

Mr. Clarke – Yes, that's correct.

Supervisor Kuchenbuch – So if we go to abandon it, then you have no real say in that matter.

Mr. Clarke – That is correct. There are laws that guide the process like having a public hearing.

Vice Chairman Boothe – May we add some specific questions I have regarding liability to our closed session with our attorney?

Agenda Item 6.e. – Mr. Steve Durbin, County Attorney

– Authorization to advertise for Public Hearing on May 2, 2020 Regarding Proposed Ordinance to Ensure Continuity of County Government in Response to COVID-19 Disaster

Mr. Durbin – As you are aware under Virginia Code §15.2-1427 an emergency ordinance can be adopted without a public hearing advertisement for 60 days, which this Board adopted on March 24. In the text of that ordinance, item number 3 of the Emergency Continuity Ordinance it does direct advertisement and public hearing for an emergency continuity ordinance to remain in effect for the rest of the time up to 6 months. I have prepared an ordinance for advertisement that is similar to, but a little bit different, from the ordinance adopted on March 24. The chief difference is that it fleshes out a procedure where a quorum of the Board is physically present together but the public cannot participate in person. They must participate remotely because of

social distancing guidelines and it is just unsafe to have a large group of people. We need to advertise for the public hearing. Because we will miss the 60 day window by just a few days, it is my recommendation that we adopt another emergency continuity ordinance that will bridge that gap that is scheduled to expire on May 26.

Supervisor Yoder – How long would the ordinance for public hearing be adopted for, 6 months?

Mr. Durbin – It could be in effect for up to 6 months.

Supervisor Yoder – Is it the plan to do it for 6 months or for a shorter period of time?

Mr. Durbin – It terminates upon the termination of the emergency.

Supervisor Yoder – So when we declare the emergency over it terminates automatically?

Mr. Durbin – Yes. It doesn't mean that you are going to have the Continuity Ordinance in place for 6 months. It doesn't mean that you are going to have alternative meeting procedures for 6 months. As soon as it is safe to do so meetings can be held with the public present without having to suspend or dissolve the ordinance.

Vice Chairman Boothe – But if it is needed for a longer period, then it is in place.

Mr. Durbin – Yes, that is the idea. Let's pass something now that puts procedures in place that will hopefully last the duration of the emergency. Code requires that the ordinance itself contain provisions for resuming normal procedures once the emergency has ended.

Supervisor Yoder – Refresh my memory as to how we would declare the emergency over? Would that be the Chair as the Director of Emergency Management or is that something the Board would have to take action on?

Mr. Durbin – The Board.

Supervisor Kuchenbuch – Could we make it shorter than 6 months?

Mr. Durbin – Yes. It would be my recommendation to give yourself as much room as the law allows in this situation just so you would have the ability to respond. You can always shorten it. I think we are all hoping that with the warmer weather we will start to see COVID-19 start to dissipate significantly. It may be that come June we are comfortable with having our normal public meetings. That would be wonderful. But let's at least plan for the worst and hope for the best.

Vice Chairman Boothe – This would get us through November.

Ms. Morris – If it comes back you will be covered.

Chairman Turman – We can't declare our emergency over until the Governor declares the State emergency over, could we?

Mr. Durbin – We could. The Governor's executive orders carve out the actions of local governments as well. You do have some discretion, but we have been using alternative meeting procedures not because the Governor said we have to but because it has been determined to be unsafe at this time. You have some judgment as regards your local procedures.

Supervisor Yoder – I want to make sure we give the public as much access as possible as soon as possible.

Mr. Durbin – I think before every meeting you should determine if you are still in a situation where it is unsafe and we need to use alternative procedures. It is something you should constantly be evaluating.

Supervisor Kuchenbuch – How will a public hearing be held?

Mr. Durbin – I've had localities holding public hearings during this pandemic. It varies as to what they have done. Some things I have seen done are:

- 1) The advertisement includes a notice that it will meet under alternative meeting procedures and the Board will be taking public comment electronically.
- 2) Citizens are given the opportunity to write in by U.S. mail and if they have their submission delivered by a cutoff time then comments will be provided to the Board and included in the official record of the meeting;
- 3) Comments received can be read into the record;
- 4) Some localities provide a phone number to call. A citizen can leave their phone number and during the public hearing the Board goes down the list and calls anyone who wants to be called. The citizen can speak to the Board live as the meeting is streamed.
- 5) Some places with large facilities, the Board would be socially distancing and members of the public can come in one by one from the parking lot to address the Board in person. But because you are coming through the County office to access the Board room, I don't know if that would work here.

Agenda Item 7.b. – Re-Adoption of Ordinance to Ensure Continuity of County Government in Response to COVID-19 Disaster.

On a motion of Supervisor Yoder, seconded by Supervisor Coleman and unanimously carried, it was resolved to re-adopt an Ordinance to instituting emergency procedures to ensure continuity of County government in response to COVID-19 disaster (Document File Number 1109).

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Mr. Durbin – Technically adoption of the ordinance directed the advertisement of the public hearing. I would like a motion on the form of public comment you would like to have.

Ms. Morris – And what time you would like to have the public hearing.

On a motion of Supervisor Kuchenbuch, seconded by Supervisor Boothe and unanimously carried, it was resolved to advertise notice of a public hearing to be held on June 9, 2020 at 7:00 p.m. or as soon thereafter as possible regarding Proposed Ordinance to ensure continuity of County government in response to COVID-19 disaster. Citizens wishing to speak for the public hearing can provide their telephone number and they will be called and allowed to provide comments via phone to the meeting in accordance with the Board of Supervisors Rules of Procedure. Citizens can also provide written comments prior to the meeting that will be entered into the official minutes and summarized by the Chair or designee at the board meeting.

- Supervisor Coleman – yes
- Supervisor Kuchenbuch – yes
- Supervisor Yoder – yes
- Supervisor Boothe – yes
- Supervisor Turman – yes

§2.2-3711 A.8. Legal Advice on Specific Legal Matters

On a motion made by Supervisor Kuchenbuch, and seconded by Supervisor Yoder, and carried, it was resolved to go into closed session under Section 2.2-3711, Paragraph A. 1., Discussion regarding assignment and duties of specific personnel; Section 2.2-3711, Paragraph A. 7. and Section 2.2-3711, Paragraph A. 8., pending and threatened litigation on specific legal matters related to the opioid litigation, liability questions from the Board regarding public highways, and discussion of liability and legal authority regarding a ridgeline ordinance; and, under Section 2.2-3711, Paragraph A. 19., protect public safety.

- Supervisor Coleman – yes
- Supervisor Kuchenbuch – yes
- Supervisor Yoder – yes
- Supervisor Boothe – yes
- Supervisor Turman – yes

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

- Supervisor Coleman – yes
- Supervisor Kuchenbuch – yes
- Supervisor Yoder – yes
- Supervisor Boothe – yes
- Supervisor Turman – yes

On a motion of Supervisor Boothe, seconded by Supervisor Coleman, 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 Personnel in accordance with Section 2.2-3711, Paragraph A.1.; Legal Advice on Specific Legal Matters in accordance with Section 2.2-3711, Paragraphs A.7. and A.8.; and Protection of Public Safety in accordance with Section 2.2-3711, Paragraph A.19. 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 Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

This certification resolution was adopted.

Agenda Item 6.f. – Lunch Break.

Chairman Turman recessed the meeting at 12:30 p.m. for the lunch break.

Chairman Turman resumed the meeting at 1:10 p.m.

Agenda Item 6.g. – Dr. John Wheeler, Superintendent, Floyd County Public Schools.

Dr. Wheeler – There are some things we had to navigate through as the General Assembly revised the budget:

- 1) From the original budget back from the General Assembly to this one there was a \$415,733 decrease.
- 2) Our main objective has continued to be efficient in everything we are doing and providing experiences.
- 3) We were able to get to get it back down and reduce that amount without taking it from local funding.
- 4) The debt service is coming off and that needs to come off our books.
- 5) One of the biggest things we did was take out the State 2% salary raise.
- 6) We reduced fuel cost by 10%.
- 7) We looked at funding things over the next three years. We took off some hardware and one time prices and hope to fund those with emergency funding.
- 8) These aren't one time devastating costs but they do need to come back, hopefully from State and Federal emergency funding that we will get this year and next year.

9) Local funding is the same in the budget as it was before the pandemic.

Supervisor Kuchenbuch – I know this is a crystal ball question, but do you think there will be folks who choose to teach their kids alternatively?

Dr. Wheeler – I don't think so because of the experiences we will offer with your help. We will know more once the phase-in starts. Right now I do not believe, and hope, that is not the case. That is more of a global issue and an issue for our country than it is for Floyd County. Out of all this there are going to be a lot of social and emotional needs. We can plan every dime of that emergency funding but it is those unexpected needs that are going to come out of this that are hard to plan for.

Supervisor Kuchenbuch – Now that we are coming to the end of the school year, how was your plan for teaching our K-12 children for the last 9 weeks of school?

Dr. Wheeler – I think it was exceptional when I see all these other places. All the other school divisions that jumped on things, changed two or three times. Ms. Cromer put a post on our Facebook that said, "Stressed adults cannot teach stressed children." That got tens of thousands of hits. It got picked up by Virginia Department of Education (VDOE). We knew what we needed to do in those homes. Homeschooling is not 6 hours a day. We educated on this is the experience you are changing. VDOE has some tremendous resources out and what we were doing was right in line with them.

Supervisor Kuchenbuch – Here locally did each principal work with each grade level to provide...

Dr. Wheeler – No. At the beginning I focused the principals on feeding. We have a great instructional team and we got resources together for teachers. If you go onto our COVID-19 website and look at our materials you will see a form they are using, see the assignments, and see the resources they are using. Ms. Cromer created that form. We looked at what everyone else was doing and it followed what the State did before the State put it out. We are very pleased with that.

Supervisor Kuchenbuch – Were teachers involved and involved with their students?

Dr. Wheeler – Yes. After the feeding I told the principals just stay in touch with your teachers. We have virtual meetings this Monday with the teachers for end of the year things and to see what teachers need. Parents have told me they thought we were doing well. "I thought my kids were happy. But as soon as they got on and saw their classmates and started doing an activity with them, I couldn't get that look out of my kid." All of it is continuing. We will see what happens, but we are prepared. For professional development, we have platforms in place with VDOE for virtual learning. We will have teachers ready without stressing them out. I feel very, very good with what we have done from the standpoint of not stressing anybody out, giving resources, giving input and getting feedback. You don't waste a crisis. This is going to have an impressive impact on instruction and public education. There is no question.

Supervisor Kuchenbuch – Absolutely. We don't know how children will readapt and where they are at on their learning spectrums.

Dr. Wheeler – The State has a reopening task force for the lost learning. When they do come, which will hopefully be in August, we will be ready curriculum wise and instruction wise to meet the literacy needs, to meet the social and emotional needs, and numeracy. Cognitive is what has to be developed. We will be ready for all of those and we will have the resources for the teachers and the structure and schedule in place for them when it happens.

Vice Chairman Boothe – It sounds like you will be prepared if you have to continue with the present circumstances as well.

Dr. Wheeler – We will be. We already have the curriculum and the platform which is the classroom.

Supervisor Kuchenbuch – Will this be a completely different situation than the last nine weeks of school if we are still virtual?

Dr. Wheeler – It will be different because it needs to be different. We will have all that in place. Ms. Cromer is working on that. VDOE will have a platform which won't cost us anything. We have the tools; we have the resources. We are well ahead. I have to say because of Citizens Telephone in this County, you don't know how far ahead we are.

Vice Chairman Boothe – Do you see this virtual aspect being able to be incorporated for, let's say, a child that is out a week sick or is unable to come back in?

Dr. Wheeler – That goes on right now. Some of that is already happening. But if we miss 10 snow days, I see where we don't miss instructional days. Some of the groups I am working with at the State, it comes back to what is being defined as an instructional day so it counts for accreditation. They have to change that view too. The structure we are using for virtual and remote learning is going to be well accepted by VDOE. That is one of the changes you will see. Hopefully after this if we miss 5 days for snow days, we won't miss 5 days from instruction.

Vice Chairman Boothe – I was coming from children being sick for 1½ weeks. Could they interact with the teacher? I know you are doing some of that now. I wanted to see if that could be expanded.

Dr. Wheeler – That is what the talks are now. Hopefully they will redefine what an instructional day is so that whenever we miss, for whatever reason, for a length of time, most of the time it is snow days.

Supervisor Kuchenbuch – August start date?

Dr. Wheeler – August 11.

Supervisor Kuchenbuch – That is all up in the air.

Dr. Wheeler – Right now there is the Governor’s phase-in plan, the Virginia Department of Health Virginia Forward Plan, and VDOE and their reopening task force. All of those are working together. We will all see the phase-in plan, which is not a huge impact currently on public education. But probably will be in early June, because universities and colleges will need to know what the fall will look like. That is being pressed very heavily in Richmond from many factors. Hopefully by June we will have an idea with all of those three – with the medical side, the Governor’s side, and the educational side. Right now our focus is for our kids to have a great experience and to celebrate our seniors and finish the school year at the end of this month.

Vice Chairman Boothe – Have you heard anything about fall sports? It is not too long before some of those practices would have started.

Dr. Wheeler – No. Listening to the timelines they are talking about, hopefully we will know something in early June.

Supervisor Kuchenbuch – Since we have so many people coming from out of the County to the schools, does VDOE have any ideas about testing teachers?

Dr. Wheeler – I don’t think it has gotten to that point yet. I am sure that question has come up from listening to conference calls I have been on. I guess we will get to that level when the phase-in starts.

Supervisor Kuchenbuch – Did every child in our school division have a computer at home with them?

Dr. Wheeler – We had them for grades 3 – 12, which is the right place for them. Kindergarten through grade 2 we have groups of people working to enhance that and give them an experience. We are looking at devices suitable for K-2. It is hard to say until you know what the phase-in and reopening look like.

Supervisor Kuchenbuch – What about children who were looking at summer school?

Dr. Wheeler – I don’t think it will be an impact now. You used to do that because you would have summer off and you would lose it, but now you are looking from March 16 on. That experience they lost, we will start back with. It will be reorganized from the standpoint of the whole length, but the biggest thing that will be reorganized is what you are accountable for from the State through the waivers.

Chairman Turman – I have heard a lot of good feedback on the senior signs.

Dr. Wheeler – Yes, the high school did a great job. We meet as leadership groups and there are a lot of great ideas. We have a few other things that will be coming up. It will be good.

Vice Chairman Boothe – Is the HVAC [heating, ventilation, and air conditioning] project still moving forward?

Dr. Wheeler – It is moving pretty fast. One of the nice things is that a lot of the air conditioning units are in. There was a fear because a lot of factories have stopped production or minimized staff. But most units are delivered and sitting in a lot of our gyms now. The electricians are making their rounds to each school.

Supervisor Kuchenbuch – I noticed we had inspections on our heating systems.

Dr. Wheeler – Yes, Mr. Cox [Floyd County Public Schools Maintenance Supervisor] is staying up on those. It is a very busy place.

Supervisor Kuchenbuch – I notice that Cave Spring had to shut down their construction.

Dr. Wheeler – Yes, but they had a huge site. Ms. Morris and I talked with Thompson & Litton and talked with the contractor at Nor-well. I ran this through Dr. Bissell [Director of New River Valley Health District] and explained we have people coming in and working at the schools and she gave me the questions to ask Thompson & Litton and Nor-well and they are vetting all the people. We are in good shape there.

Agenda Item 6.h. – Budget Workshop.

Supervisor Justin Coleman stated the following for the record:

Today's discussion involves the County budget which includes funding for the Floyd County Sheriff's Office. As many of you know, I am employed by the Floyd County Sheriff's Office. The proposed funding would affect the entire department and not just me individually. Together we constitute a group of three or more individuals who are similarly employed by the Sheriff's Office and similarly affected by the discussion. Therefore the exception of State and Local Government Conflict of Interests Act section § 2.2-3112 A (i) applies to this situation and I am able to participate in this discussion fairly and in the public interest. Thank you.

Board members asked questions and discussed individual revenue and expenditure account lines.

On a motion of Supervisor Boothe, seconded by Supervisor Coleman, and carried, it was resolved to authorize the County Administrator to advertise a Public Hearing for a notice of proposed real property tax increase to be held on June 23, 2020 at 7:30 p.m. or as soon as possible thereafter regarding a real estate tax rate of \$0.60 per \$100 which is a \$0.03 per \$100 effective tax rate increase.

Supervisor Coleman – yes
Supervisor Kuchenbuch – no
Supervisor Yoder – no
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 7. f. – Abandonment Request for portion of former Virginia Department of Transportation Road off Boone Road Near Closed Bridge over Burks Fork at Weddle Road continued.

By consensus this item was tabled until the next Board meeting.

Agenda Item 6.e. – Consideration of setting Public Hearing date to amend Floyd County Code Section 18-34 to increase Courthouse Security Fee effective July 1, 2020.

Ms. Morris – The State Code is changing July 1 so the Courthouse Security fee could be raised from \$10 to \$20. We would have to have a public hearing in order to change our ordinance.

On a motion of Supervisor Boothe, seconded by Supervisor Yoder, and unanimously carried, it was resolved to authorize the County Administrator to advertise a notice of Public Hearing on an ordinance amending Floyd County Code Courthouse Security Fee to be held on June 9, 2020 at 9:00 a.m. or as soon as possible thereafter regarding increasing the Courthouse Security fee from \$10 to \$20.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 8. – Old/New Business.

On a motion of Supervisor Yoder, seconded by Supervisor Boothe, and unanimously carried, it was resolved to issue a declaration of emergency due to ransomware incident and investigations (Document File Number 1110).

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

On a motion of Supervisor Yoder, seconded by Supervisor Coleman, and unanimously carried, it was resolved to adopt a resolution declaring a local emergency due to a ransomware incident and investigation (Document File Number 1111).

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes
Supervisor Boothe – yes
Supervisor Turman – yes

On a motion of Supervisor Yoder, seconded by Supervisor Coleman, and unanimously carried, it was resolved to appoint Supervisor Linda Kuchenbuch to the New River Valley Regional Commission Board to fill an Additional Elected Official Appointment for a two year term effective July 1, 2020.

Supervisor Coleman – yes
Supervisor Kuchenbuch – yes
Supervisor Yoder – yes

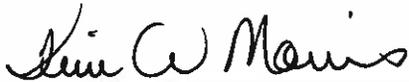
Supervisor Boothe – yes
Supervisor Turman – yes

Agenda Item 9. – Board Member Time.

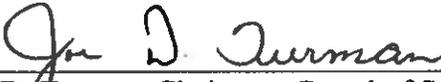
None of the Supervisors had any items to bring up during Board Member Time.

Agenda Item 10. – Adjournment.

On a motion of Supervisor Coleman, seconded by Supervisor Yoder, and carried, it was resolved to adjourn the meeting to May 26, 2020 at 7:00 p.m.



Terri W. Morris, County Administrator



Joe D. Turman, Chairman, Board of Supervisors