

**VIRGINIA:** County of Lee, to-wit:

At the Regular Meeting of the Lee County Board of Supervisors in the General District Courtroom of the Lee County Courthouse on April 19, 2016 at 6:00 p.m. thereof.

MEMBERS PRESENT: Charles Slemper, Jr., Chairman  
Nathan Cope  
D. D. Leonard  
Larry Mosley  
Robert Smith

MEMBERS ABSENT: None

OTHERS PRESENT: Stacy Estep Munsey, County Attorney  
Dane Poe, County Administrator  
Jeny Hughes, Administrative Assistant

OTHERS ABSENT: None

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**INVOCATION**

Dane Poe led in the Invocation.

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**PLEDGE TO THE FLAG**

Larry Mosley led the Pledge to the Flag.

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**MEETING CALLED TO ORDER**

The meeting was called to order at 6:04 p.m.

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**PUBLIC HEARINGS**

**PROPOSED FINANCING OF INFRASTRUCTURE IMPROVEMENT**

Notice is hereby given that on April 19, 2016, the Board of Supervisors of the County of Lee, Virginia (the "County") conducted a public hearing as required under applicable law, in accordance with Section 15.2-2606 of the Code of Virginia of 1950, as amended, with respect to the adoption by the Board of a resolution or resolutions, as may be necessary or convenient, regarding the proposed financing of certain infrastructure improvements. The purpose of the financing includes design, construction, improvement, site work and equipping for (a) a waste transfer station at 720 Bus Shop Road in Jonesville, also comprised of recycling handling facilities, a scale, a tipping building, a scale house and office space, and (b) an addition and renovation to an administration building located at 486 Industrial Drive in Pennington Gap also comprised of demolition of an existing building at the courthouse used by the Virginia Cooperative Extension Office and related site work improvement and paving, all together with administrative and financing costs (collectively, "the Project"). The County plans to fund the Project through a lease revenue bond to be issued in a principal amount not to exceed \$1,500,000 for the Project. This amount is in addition to the sums to be issued in order to refund, at a savings to the County, funds borrowed earlier for capital projects.

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Mr. Poe reported that this public hearing is for the financing for the new Transfer Station and the renovations of the new Extension Office and that both projects are under way. The public hearing is in regards to the taxable portion of the loan, which is being structured through the IDA of Lee County on behalf of the Board of Supervisors. The taxable portion of the financing will be approximately \$410,000 and the remaining balance will be non-taxable. In conjunction with this loan, there will be a refinancing of a loan that was taken out for the new Social Services building, which would yield savings over the life of the loan.

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The chairman opened the floor for public comment.

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There was no public comment.

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The chairman closed the floor.

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## **DEPARTMENTAL REPORTS**

### **BUILDING INSPECTION**

Keith Herring, Building Code Official, reported that his department had issued 57 building permits, collected \$6,369.07 in permit fees and \$864.08 in contractor's tax. Mr. Herring made 140 construction site visits and found no violations.

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### **E-911**

Alan Bailey, E-911 Director, reported that there were 4,652 calls received in dispatch, 519 of those calls were 911 calls and 372 of those calls were wireless 911 calls. He stated that the CodeRED system sent out an automated message alerting residents to sign up for the free weather alerts and County Emergency Systems; the call went out to 3,722 numbers and 363 people signed up to receive alerts. The new radio antenna on the communication town has been installed at Lovelady Gap; Two Way Radio has suggested a solution for the problem that will work similar to Thomas Walker's radios to help increase broadcasting for the rescue squad frequencies. Part of the push for getting the new system in Lovelady Gap is to assist with getting better radio transmission for Jasper Rescue Squad. Mr. Bailey was unable to apply for the grant to get new laptops and radio consoles, but will try again during the next round of grants.

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Mr. Cope asked how people are being notified about the CodeRED alerting system.

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Mr. Bailey stated that calls were sent out from the CodeRED system; he advised he would work with the company to try to get calls out to more residents.

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Mr. Cope asked if the Lovelady Gap antenna is the prototype the Sheriff's Department was looking into or if it was solely for the Rescue Squads.

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Mr. Bailey stated that this fix is just to improve the radio quality in the area.

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Mr. Leonard asked if the communication issues with Keokee and St. Charles are being addressed.

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Mr. Bailey stated that there is not any equipment at those locations that could be fixed.

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Mr. Poe stated that the antenna at Lovelady Gap could help with those issues as well.

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### **EXTENSION OFFICE**

Jeannie Mullins, Extension Agent, reported that the Agriculture and Natural Resources Agent continues to work with the Master Gardeners of Lee County, held a Tobacco GAP workshop, and Stockman's Contest for the 4-H Livestock Club. The Youth Program Agent did 107 lessons for grades K-5. The 4-H Agent worked with 4th, 5th and 6th grades, the Family Consumer Science agent held a food safety workshop and served on an interview panel for the Family Nutrition Program Assistant.

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### **TOURISM**

Ashley Seals, Tourism Director, reported that the Town of Pennington Gap, in partnership with Spearhead Trails, would be hosting Fishers ATV in May. Fishers ATV will be doing a television show on the trails and part of the episode will be filmed in Lee County. The cost for this will be \$30,000; Spearhead Trails will pay \$15,000, the County of Tazewell will pay \$7,500 and the Town of Pennington Gap will pay \$7,500. The Town of Pennington Gap is requesting that the County pay \$2,500 to help offset some of their expenses.

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It was moved by Mr. Mosley, seconded by Mr. Leonard, to pay the Town of Pennington Gap \$2,500 to offset a portion of their expense. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **CONSTITUTIONAL OFFICERS**

#### **TREASURER'S REPORT**

The Treasurer's Report for the month of March 2016 was submitted as follows:

Revenues	\$ 4,664,238.37
Expenditures	\$ 4,800,920.57
General Fund	\$ 9,804,988.68
Total Assets and Liabilities	\$15,281,672.37

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**PUBLIC EXPRESSION**

The Chairman opened the floor for public comment and advised that each speaker would be limited to a three-minute time-period for individuals, and 5 minute time period for a group.

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Paul Harris, Jonesville, updated the Board on the progress being made by his grandson, Zack Harris, on the playground equipment being moved from Ewing Elementary School to the Thomas Walker Community Park. He also advised that he had been soliciting funds to place a sign at the park.

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Daniel Carmack, Monte Vista Golf Course, addressed the Board on the conditions of Golf Course Road, and asked that the Board make it a County road and help maintain it.

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Peggy Howard, Ewing, addressed the Board on the condition of the road. She stated that vehicles are now driving in her yard to avoid holes in the road and causing property damage.

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Mr. Smith stated that he has been down there several times, and it is about 4 or 5 tenths of a mile to the walking trail.

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Mr. Poe stated that it is a private road and there are only two ways to get it brought into the State system, by Rural Addition or through private funds to improve it and request it be taken over by the State. In order to get the road into the Rural Addition program, there would need to be an application and petition completed.

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Mr. Slemp stated that there not any County maintained roads; it is either a private or a State maintained road. The key to getting all the needed information is to have one designated person making sure all the paper work is completed.

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### **APPROVAL OF MINUTES**

Mr. Poe reported that there had been some confusion on the term of the Crooked Road board appointment, and on page 18, the term would need to be changed to a four-year term instead of a one-year term.

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It was moved by Mr. Cope, seconded by Mr. Mosley, to approve the minutes of the March 15, 2016 Regular Meeting with the noted changes. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **PAYROLL**

The County Administrator reports that payroll warrants have been issued.

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### **APPROVAL OF DISBURSEMENTS**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the disbursements for the month of March in the amount of \$764,409.78. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **DELEGATIONS**

**ST. CHARLES RESCUE SQUAD  
COY SCALF**

Mr. Scalf addressed the Board about his concerns of the St. Charles Rescue Squad not responding to calls, and the possibility of losing their license.

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Mr. Leonard stated that this is something the Board will look into.

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**FINANCE**

**MONTHLY APPROPRIATIONS**

It was moved by Mr. Mosley, seconded by Mr. Smith, to adopt the following Resolution. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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**RESOLUTION  
MONTHLY APPROPRIATIONS  
16-007**

**WHEREAS**, the Lee County Board of Supervisors has approved the Lee County Public School Budget and Virginia Public Assistance Budget for FY2015-16; and

**WHEREAS**, it is now necessary to appropriate sufficient funds for the contemplated expenditures as they are contained in the Lee County Public School and Virginia Public Assistance Budgets;

**NOW, THEREFORE, BE IT RESOLVED**, that the following activities 1/12 of the amount shown is appropriated for a 1-month period ending May 31, 2016;

Federal/State Funds	\$ 7,082,972
Local Funds	<u>1,292,948</u>
<b>TOTAL VIRGINIA PUBLIC ASSISTANCE</b>	<b>\$ 8,375,920</b>

**LEE COUNTY PUBLIC SCHOOLS**

Categorical Appropriation:

Instruction	\$ 24,512,881
Administration, Attendance and Health	2,038,267

Pupil Transportation	1,862,995
Operation and Maintenance	3,213,825
School Food Services	1,589,425
Facilities	449,000
Technology	1,262,110
Partially Self-Funded Insurance Fund	<u>4,200,000</u>
 TOTAL	 \$39,128,503

Source of Revenue:

Federal Funds	\$ 4,639,454
State Funds	24,889,483
Other Funds	39,100
Self Insured Health Fund	3,750,000
Local Funds	5,040,466
Textbook Carryover Funds	<u>770,000</u>
 TOTAL PUBLIC SCHOOLS	 \$ 39,128,503

1. The Lee County Treasurer is hereby authorized and directed to transfer sums as needed to meet expenses already incurred. The transfer will be from the General Fund to the Public School and Virginia Public Assistance funds and will not exceed the foregoing one month appropriations.

The Lee County Treasurer is also directed to revert all unexpended balances of the Public School and Virginia Public Assistance Funds to the General Fund as of the beginning and ending of Fiscal Year 2015-2016.

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**SUPPLEMENTAL APPROPRIATIONS**

**SHERIFF'S DEPARTMENT**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$29,120.00 to the Sheriff's Department as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-23020-0015	VDOT Litter/Road Cleanup	\$29,120.00
Expenditure		
4-001-31200-1350	VDOT Road Crew Cleanup	\$29,120.00

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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**SHERIFF'S VEHICLES**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$50,000.00 to Sheriff's Vehicles as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-18990-0015	Miscellaneous	\$50,000.00
Expenditure		
4-001-31700-8105	Capital Outlay	\$50,000.00

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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**TOURISM**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$119.33 to Tourism as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-18030-0006	Reimbursements	\$ 119.33
Expenditure		
4-001-71370-6001	Office Supplies	\$ 119.33

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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**TOURISM**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$250.00 to Tourism as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-24040-0036	Tourism	\$ 250.00
Expenditure		
4-001-71370-5840	VA Tourism Corp Marketing Grant	\$ 250.00

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemm, Mr. Smith

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### **DSS CONTRIBUTIONS - VRS/SGL**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$74,852.06 to the DSS Contributions VRS/SGL as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-19020-0002	VRS-Social Services Contributions	\$70,016.18
3-001-19020-0003	SGL-Social Services Contributions	\$ 4,835.88
Expenditure		
4-001-91100-2210	DSS-VRS Contributions	\$70,016.18
3-001-91100-2400	DSS-SGL Contributions	\$ 4,835.88

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemm, Mr. Smith

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### **GENERAL EXPENSES**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$19,381.85 to General Expenses as follows. Upon the question being put the vote was as follows.

Revenue Source		
3-001-41050-0099	Budget Supplements from Reserve	\$19,381.85
Expenditure		
4-001-91500-5840	Disbursements General Expenses	\$19,381.85

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemm, Mr. Smith

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### **FINES & FORFEITURES**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$4,467.30 to Fines and Forfeitures as follows. Upon the question being put the vote was as follows.

Revenue Source

3-007-14010-0004                      State Forfeiture Proceeds (SHRF)    \$ 4,467.30

Expenditure

4-007-94100-5840                      State Forfeiture Proceeds                      \$ 4,467.30

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **IMAGINATION LIBRARY**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$13,500.00 to Imagination Library as follows. Upon the question being put the vote was as follows.

Revenue Source

3-025-12010-0001                      Imagination Library Revenue                      \$ 13,500.00

Expenditure

4-025-61322-6020                      Imagination Library Expenses                      \$ 13,500.00

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **COAL ROAD IMPROVEMENTS**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve a supplemental appropriation in the amount of \$1,887.86 to Coal Road Improvements as follows. Upon the question being put the vote was as follows.

Revenue Source

3-027-12150-0001                      Gas Severance Tax                      \$ 1,887.86

Expenditure

4-027-95100-5860                      Gas Severance Tax Disbursements                      \$ 1,887.86

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **OLD BUSINESS**

#### **THOMAS WALKER COMMUNITY PARK**

Mr. Poe read a letter he received from a lawyer that is representing Mr. Starnes as follows:

*Lee County Board of Supervisors  
P.O. Box 367  
Jonesville, VA 24263*

*Dear Board Members:*

*I represent William H. Starnes, Jr., regarding his \$12,000.00 donation to Thomas Walker High School for naming the baseball and softball complex in honor of Mr. Starnes' father. Mr. Starnes was very distressed after viewing the Board of Supervisors meeting which took place on March 15, 2016. He feels very strongly he was vilified based upon misinformation which has been circulated in the community. Mr. Starnes asked me to write this letter to correct the misinformation. I respectfully ask that the letter be read aloud at your next public meeting and that the letter be included in the permanent records of this meeting.*

*I want to begin by saying both Mr. Starnes and I have great respect for Thomas Walker High School. Mr. Starnes attended Thomas Walker High School. Both my parents also are from Lee County and attended high school in Lee County. Both of Mr. Starnes' parents were career teacher in Lee County. Mr. Starnes's father founded the agriculture department of Thomas Walker High School and directed it for 18 years until he retired from teaching.*

*The donation Mr. Starnes gave was portrayed in the March 15th meeting as though Mr. Starnes came to the administration at Thomas Walker High School and offered money in exchange for naming the sports complex after his father. This is the opposite of what happened. Mr. Starnes emceed a ceremony at Thomas Walker for a Virginia Historical Highway Marker honoring his father. While Mr. Starnes was at this ceremony, he met several of the Thomas Walker officials.*

*On the same day, one of these officials - the head baseball coach - orally solicited a donation from Mr. Starnes in exchange for naming the baseball field in honor of Mr. Starnes' father. The coach subsequently repeated the solicitation to Mr. Starnes in an e-mail message.*

*The idea for naming the baseball field came from a Thomas Walker official. The donation and naming of the field were solicited by a Thomas Walker official. This was not Mr. Starnes' idea, which he paid Thomas Walker to implement. When Mr. Starnes accepted this office, he believed he was doing a good thing for Thomas Walker. This is a classic example of: No good deed goes unpunished.*

*Mr. Starnes was unaware of strong feeling in the community that the sports complex at Thomas Walker should be named after the community or*

*others who were involved with establishing the park many years ago. Mr. Starnes was unaware his donation and the naming of the baseball field would be interpreted as minimizing the efforts of those who worked to develop the sports complex.*

*It was very distressing to Mr. Starnes that persons in the community interpreted his donation in such a matter. It was also distressing to Mr. Starnes that certain persons portrayed his donation as overbearing or self-serving.*

*The principal of Thomas Walker made a written request to the Lee County School Board to name the baseball and softball fields for Mr. Starnes' father in return for the donation by Mr. Starnes. This request was unanimously approved by the school board. After Mr. Starnes made the donation to Thomas Walker in good faith, the funds were used to renovate the baseball park. Thomas Walker then conducted a public naming ceremony, which Mr. Starnes and his wife attended. Mr. Starnes had no reason to believe his donation would spark negative feelings toward him.*

*A few weeks after the naming ceremony, Mr. and Mrs. Starnes were in Lee County with some friends. They went by the sports complex to show it to their friends. They were surprised the signs - which had been erected in exchange for the solicited donation from Mr. Starnes - had been removed.*

*Over the next several months, Mr. Starnes attempted to get an explanation from officials at both Thomas Walker and the school board as to why the signs had been removed and as to why the signs were removed without notifying either Mr. Starnes or the head baseball coach of the issues in question. Thereafter, Mr. Starnes' attempts to communicate with school officials were either ignored or responded to in a tardy fashion with evasive responses. Mr. Starnes was further distressed by the unprofessional way he was treated after Thomas Walker solicited his donation.*

*Months after removal of the signs, Mr. Starnes was informed by the superintendent of schools that the school board could not approve the naming of the baseball and softball complex because the land on which the complex stood was owned by the Lee County Board of Supervisors. While it may be true the Board of Supervisors has ownership of the sports complex and may have the exclusive right to name it, the fact remains that Mr. Starnes agreed to make the donation in good faith to Thomas Walker in exchange for naming the sports complex after his father.*

*While the Board of Supervisors may choose to name the sports complex in a fashion other than in honor of Mr. Starnes' father, Mr. Starnes had a contract with the school board which was breached by the removal of the signs in honor of Mr. Starnes' father and by a subsequent public*

*rescinding of the sports complex's name by the Lee County School Board. Accordingly, Mr. Starnes expects either the public restoration of the sports complex's name in honor of his father, or the return of his donation.*

*We thank you for giving Mr. Starnes an opportunity to correct the negative information which was aired at your March 15th meeting.*

*Very truly yours,*

*Hunter, Smith & Davis, LLP*

*James N. L. Humphreys*

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Mr. Cope stated that he has been in contact with Mr. Starnes several times; the School Board has voted to give the money back to Mr. Starnes.

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It was moved by Mr. Cope, seconded by Mr. Mosley, to allow a Thomas Walker Community Park sign to be made by the community and placed at the park. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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**EWING ELEMENTARY SCHOOL FLAGPOLE**

Mr. Smith asked about selling the flagpole from Ewing Elementary School.

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Mr. Poe stated that it would need to be sold in a competitive process by either sealed bids or public auction.

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It was moved by Mr. Leonard, seconded by Mr. Cope, to advertise for bids on the flagpole at Ewing Elementary School. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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**NEW BUSINESS**

**BOARD APPOINTMENTS**

**HOSPITAL AUTHORITY**

It was moved by Mr. Mosley, seconded by Mr. Leonard, to re-appoint Sonny Martin, George Cridlin and Patton Speak to a six-year term on the Lee County Hospital Authority. Their terms will expire April 30, 2022. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

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**NINTH DISTRICT DEVELOPMENT FINANCING**

It was moved by Mr. Slempp, seconded by Mr. Mosley, to re-appoint Ashley Seals to a two-year term on Ninth District Development Financing. Ms. Seal's term will expire April 30, 2018. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

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**NEW TRANSFER STATION PAY REQUEST NUMBER 11**

Mr. Poe reported that he had received Pay Request Number 11 from Green Construction Company in the amount of \$70,613.14 for work completed to date on the Transfer Station. The architect has reviewed the pay request and recommends payment, and Mr. Poe concurs. The project is now approximately 80% complete with the metal building construction and interior push walls nearing completion. Mr. Poe anticipates the facility being operational by July 1 of this year.

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It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve Pay Request Number 11 to Green Construction in the amount of \$70,613.14. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

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**EXTENSION OFFICE PROJECT PAY REQUEST NUMBER 3**

Mr. Poe reported that he had received Pay Request Number 3 from Haynes & Sons Construction Company in the amount of \$46,888.65 for work completed to date on the Extension Office. The architect has reviewed the pay request and recommends payment, and Mr. Poe concurs. Mr. Poe anticipates moving the Extension Office to the new facility by July 1 of this year.

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It was moved by Mr. Cope, seconded by Mr. Smith, to approve Pay Request Number 3 to Haynes & Sons Construction in the amount of \$46,888.65. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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**SOCIAL SERVICES SALARY SUPPLEMENT REQUEST**

Mr. Poe stated that the Department of Social Services is requesting the Board's approval to provide a salary supplement to the Social Services employees during the 2016 Fiscal Year. This would be issued as one check in an equal amount to each employee. The funds are present in the current budget and require no additional local money.

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It was moved by Mr. Slemph, seconded by Mr. Mosley, to approve the Salary Supplement to the Department of Social Services employees. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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**BUREAU OF PRISONS UTILITIES CONTRACT MODIFICATIONS**

Mr. Poe reported the Public Service Authority and the County have been in negotiations with the U.S. Penitentiary - Lee for several months regarding a proposed rate increase for sewer treatment services. A suitable agreement has been reached, and the Board will need to approve two contract modifications to impose the increase. Both changes are very similar with only slight changes in the language in each. Modification Number 0001 provides for the rate increase to \$7.50 per 1,000 gallons of wastewater effective December 16, 2015. Modification Number 0002 changes the effective date of the increase to June 1, 2015. Both the rate and effective date have been agreed to by the

PSA and approval of the Modification by the Board will allow Mr. Poe to sign the agreements and bill the Bureau for the prior months increase.

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It was moved by Mr. Mosley, seconded by Mr. Cope, to approve Modification 0001 and 0002 on the Bureau of Prisons Utilities Contract. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **SECURITY CAMERAS REQUEST**

Mr. Poe stated that Sheriff Parsons has requested that additional cameras be placed at strategic locations inside the Courthouse to enhance security measures. A proposal was requested from the vendor who provides service and maintenance on the existing system. The initial request was for six additional cameras; however, after further consideration, eight cameras are needed to provide the desired coverage. The County would need an additional 16 channel DVR and monitor. The vendor's quote for all equipment with six cameras is \$6,671.10. Typically, additional cameras are \$300 each installed so the total cost would be approximately \$7,300.00.

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It was moved by Mr. Cope, seconded by Mr. Leonard, to approve the purchase of 8 additional security cameras and a 16 channel DVR and monitor. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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### **EXTENSION OFFICE STORAGE BUILDING**

Mr. Poe reported that in an effort to contain costs for the Virginia Cooperative Extension office building, the inside storage area was deleted for containerized and large items that could more easily be stored in an outside storage building. Cumberland Garden Center quoted a 12'x24' building for \$4,500.00. This is similar to the buildings used at the solid waste convenience centers, only much larger. This price includes two 12-foot shelves on the back wall, a double door entry, delivery and set up on the site. This is the high wall model which has sidewalls approximately 20 inches higher than standard. These metal insulated buildings are rodent proof and should provide all the necessary storage needed by this office.

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It was moved by Mr. Cope, seconded by Mr. Slemph, to approve the purchase of the storage building for the Extension Office in the amount of \$4,500.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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### **COURTHOUSE RESTROOM PARTITIONS**

Mr. Poe reported that several of the Courthouse restroom partitions have been damaged over the years and are in need of replacement. Some of the doors have been damaged and, in some cases, the marble frame and panels have been damaged beyond use. Southwest Heating and Air serves as our general maintenance vendor and has obtained pricing for both metal and plastic composite materials to replace five toilet partitions and three urinal screens. The installed cost for both types are as follows:

Metal Construction	\$7,650.00
Plastic (Composite) Construction	\$9,652.00

The metal units can be dented and scratched but can be painted. The composite plastic units are more durable, but if they were damaged, they will be harder to repair. Based on these factors and the cost, Mr. Poe recommends the metal units. There are funds available in the current budget to cover this cost.

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It was moved by Mr. Mosley, seconded by Mr. Cope, to approve the metal restroom partitions from Southwest Heating and Air in the amount of \$7,650.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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### **HOSPITAL LOAN RENEWAL**

Mr. Poe reported that the \$1.7 million loan to the Lee County Hospital Authority was for a one-year term at 0.4% interest. The loan will be due at the end of this month and the Authority is still in negotiations for reopening the facility and for the funding to repay the County. The Authority has scheduled a meeting for April 26 and Mr. Poe would like to be able to report whether the County will renew the loan for an additional year to allow time for them to obtain the funding to repay it.

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It was moved by Mr. Mosley, seconded by Mr. Cope, to renew the loan the Hospital Authority for a one year term and the same rate. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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### **POOL EMPLOYEES**

Mr. Poe stated that the applications for Thomas Walker Pool have been received, and in the past the Board has authorized the District 1 Supervisors to screen the applications and select the employees.

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It was moved by Mr. Mosley, seconded by Mr. Leonard, to authorize the District 1 Supervisor to screen the applications and select the employees for Thomas Walker Pool. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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### **REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY**

None.

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### **REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR**

#### **NEW SCALES AT TRANSFER STATION**

Mr. Poe reported that the new scales at the Transfer Station have been installed, and the construction of the scale house building has now started. The connections in the scale house cannot be made until the scale house is finished. Mr. Poe received an invoice on the new scales in the amount of \$68,786.00. Central Scale has taken a deduction of \$2,000 until the connections can be made. The total amount due now would be \$66,786.00.

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It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve payment to Central Scale in the amount of \$66,786.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

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### **IDA RESOLUTION**

Mr. Poe reported that 10 years ago the IDA received an USDA RD Loan of \$100,000 to use to provide loans to small businesses in the area for startups and expansions. The IDA now has an opportunity to obtain an additional \$100,000 grant, the application due May 6, 2016. A formal Resolution would need to be adopted by the Board to allow the IDA to seek the grant.

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It was moved by Mr. Mosley, seconded by Mr. Leonard, to adopt the following Resolution. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

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### **RESOLUTION OF SUPPORT APPLICATION FOR THE RURAL BUSINESS DEVELOPMENT GRANT FROM USDA RURAL DEVELOPMENT 16-008**

**WHEREAS**, the Rural Business Development Grant presents the Industrial Development Authority of Lee County with a unique opportunity to improve the economy of Lee County; and

**WHEREAS**, the Lee County Board of Supervisors fully supports the goals of the IDA to improve the local economy by creating a small business lending fund to assist local entrepreneurs to create jobs and expand the local tax base; and

**WHEREAS**, the RBEG funding, if approved by the U.S. Department of Agriculture will provide resources to the IDA of Lee County to make progress on economic development;

**NOW, THEREFORE, BE IT RESOLVED**, the Lee County Board of Supervisors supports the submission of the aforementioned RBEG application;

**BE IT FURTHER RESOLVED**, that the awarding of said grant to the IDA of Lee County will positively impact the local economy.

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**PUBLIC HEARING - ANIMAL ORDINANCE**

Mr. Poe stated that the ad for the public hearing on the Animal Ordinance was incorrect and the public hearing will be held next month.

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**CHANGES TO THE BUDGET**

Mr. Poe stated that he has taken all capital projects out of the budget, which leaves the deficit at \$581,622. This will allow the Board to prioritize these projects and add them back depending on the importance of the project.

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**CLOSED SESSION**

It was moved by Mr. Cope, seconded by Mr. Mosley, to enter Closed Session pursuant to Section 2.2-3711 A.7. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigation posture of the public body; and consultation with legal counsel employed or retaining by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Upon the question being put the vote was as follows. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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It was moved by Mr. Cope, seconded by Mr. Slemph, to exit Closed Session. Upon the question being put the vote was as follows. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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**CERTIFICATE OF CLOSED SESSION**

It was unanimously agreed as follows.

**WHEREAS**, the Lee County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3711 of the Code of Virginia requires a Certification by this Lee County Board of Supervisors that such Closed Meeting was conducted within Virginia law;

**NOW, THEREFORE, BE IT RESOLVED**, that the Lee County Board of Supervisors hereby certified that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from Closed Meeting in which this Certification Resolution applies and (ii) only such public business matters as were identified in the Motion convening the Closed Meeting were heard, discussed or considered by the Lee County Board of Supervisors.

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**REPORTS AND RECOMMENDATIONS OF THE BOARD**

**MEOC FUEL FUND**

It was moved by Mr. Cope, seconded by Mr. Mosley, to donate \$5,000 to the MEOC Fuel Fund. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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It was moved by Mr. Cope, seconded by Mr. Mosley, to recess until May 3, 2016 at 5:00 p.m. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

