

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 December 19, 2019 at 6:00 p.m. thereof.

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

MEMBERS ABSENT: None

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

OTHERS ABSENT: None

INVOCATION

Dane Poe, County Administrator, led the invocation.

PLEDGE TO THE FLAG

D.D. Leonard led the Pledge to the Flag.

MEETING CALLED TO ORDER

The meeting was called to order at 6:02 p.m.

PUBLIC HEARINGS

SPECIAL USE PERMIT WOODWAY WATER

The Lee County Board of Supervisors held a Public Hearing on December 17, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse

located in Jonesville, Virginia to solicit input on a Special Use Permit request. Woodway Water Authority has applied for a Special Use Permit to allow a water treatment plant in an A-1, Agricultural District. The property is located on the South side of US Route 58 approximately 1.50 miles West of Route 638 (Hickory Flats Rd) and consists of approximately 8.349 acres of land (Tax Parcel 55-(A)-51).

Aaron Fee, Community Development Director, stated that his office had not received any opposition on this matter. The Planning Commission heard this request and recommend approval.

The Chairman opened the floor for public comment.

There was no public comment.

Mr. Cope closed the public hearing.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the Special Use Permit for the Woodway Water Authority. Upon the question being put the vote was as follows.

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

SPECIAL USE PERMIT - LEE COUNTY BOARD OF SUPERVISORS

The Lee County Board of Supervisors held a Public Hearing on December 17, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia to solicit input on a Special Use Permit request. The Lee County Board of Supervisors has applied for a Special Use Permit to allow a solid waste convenience center in an A-1, Agricultural District. The property is located on the North side of State Route 606 approximately .50 mile East of US Highway 421 in the Pocket area of the Stone Creek Community and consists of approximately .564 acres of land (Tax Parcel 22-(A)-262).

Mr. Poe reported that the Planning Commission heard this request and recommend approval.

The Chairman opened the floor for public comment.

There was no public comment.

Mr. Cope closed the public hearing.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the Special Use Permit for the Lee County Board of Supervisors. Upon the question being put the vote was as follows.

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

SPECIAL USE PERMIT - LEE COUNTY BOARD OF SUPERVISORS

The Lee County Board of Supervisors held a Public Hearing on December 17, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia to solicit input on a Special Use Permit request. The Lee County Board of Supervisors has applied for a Special Use Permit to allow a solid waste convenience center in an A-1, Agricultural District. The property is located on the North side of US Highway 58A approximately .50 mile East of the Western intersection of Old Hwy 58 (Seminary Church Loop) and consists of approximately .75 acres of land (Tax Parcel 17-(7)-1).

Mr. Poe reported that the Planning Commission heard this request and recommend approval.

The Chairman opened the floor for public comment.

There was no public comment.

Mr. Cope closed the public hearing.

It was moved by Mr. Slemm, seconded by Mr. Smith, to approve the Special Use Permit for the Lee County Board of Supervisors. Upon the question being put the vote was as follows.

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

**PUBLIC HEARING - PROPOSED ORDINANCE TO AMEND DUE DATE OF
REAL AND PERSONAL PROPERTY TAXES**

The Lee County Board of Supervisors held a Public Hearing on December 17, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia to solicit input on a proposed ordinance to amend the due date of real and personal property taxes. If adopted, the ordinance amendment would set the due date for real estate and personal property taxes at October 31 of each tax year instead of the current due date of December 5 of each tax year.

The Chairman opened the floor for public comment.

Kena Sizemore, Jonesville, addressed the Board about her concerns with the due date changing to October, which would allow penalties and interest to be charged prior to December.

There was no further public comment.

Mr. Cope stated that while he was campaigning one of the biggest things he heard the community wanted changed was the due date since it falls between Thanksgiving and Christmas right now.

There was no further public comment.

Mr. Cope closed the public hearing.

It was moved by Mr. Cope, seconded by Mr. Leonard, to approve the Ordinance to amend the due date of Real and Personal Property Taxes to October 31 of each tax year. Upon the question being put the vote was as follows.

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

**PUBLIC HEARING - PROPOSED ORDINANCE TO AMEND DUE DATE OF
VEHICLE LICENSE FEE**

The Lee County Board of Supervisors held a Public Hearing on December 17, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia to solicit input on a proposed ordinance to amend the due date of the vehicle license fee. If adopted, the ordinance amendment would set the due date for the vehicle license fee at October 31 of each tax year instead of the current due date of December 5 of each tax year.

The Chairman opened the floor for public comment.

There was no public comment.

Mr. Cope closed the public hearing.

It was moved by Mr. Cope, seconded by Mr. Leonard, to approve the Ordinance to amend due date of Vehicle License Tax to October 31 of each tax year. Upon the question being put the vote was as follows.

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

DEPARTMENT REPORTS

Written departmental reports for Economic Development and Tourism were included in the Board Packet.

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of November 2019 was submitted as follows:

Revenues	\$ 8,467,543.15
Expenditures	\$ 5,559,884.18
General Fund	\$ 4,309,304.85
Total Assets and Liabilities	\$ 8,830,694.36

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 five-minute time-period for a group.

Bryan Hogan, Jonesville, addressed the Board about talk pertaining to militias and stated that Patrick Henry once said, "Give me liberty or give me death", with the purpose to that speech to encourage Counties to create militias. He encouraged the Board to think about what the public wants.

There was no further public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

Mr. Mosley stated that a correction needs to be made on motion to amend the agenda since it did not state what Resolution was coming before the board.

It was moved by Mr. Mosley, seconded by Mr. Smith, to approve the minutes of the November 19, 2019 Regular Meeting with stated correction. Upon the question being put the vote was as follows.

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

APPROVAL OF REFUNDS

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

William C. and Mendy Jo Robbins	\$818.80
James Henry Huff	\$313.95
Lee Co. Redevelopment and Housing Authority	\$219.91

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

PAYROLL

The County Administrator reports that payroll warrants have been issued.

APPROVAL OF DISBURSEMENTS

It was moved by Mr. Smith, seconded by Mr. Mosley, to approve the disbursements for the month of November in the amount of \$160,060.38. Upon the question being put the vote was as follows.

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

FINANCE

QUARTERLY APPROPRIATIONS

It was moved by Mr. Mosley, seconded by Mr. Smith, to adopt the Resolution 19-020. Upon the question being put the vote was as follows.

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

**LEE COUNTY BOARD OF SUPERVISORS
QUARTERLY APPROPRIATIONS
19-020**

WHEREAS, the Lee County Board of Supervisors has approved the Headstart Budget, Lee County Public School Budget and Virginia Public Assistance Budget for FY2019-20; and

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

NOW, THEREFORE, BE IT RESOLVED, that the following activities, 25% of the amount shown is appropriated for a 3-month period ending March 31, 2020.

HEADSTART

Federal Funds	\$ 1,408,547
TOTAL HEADSTART	\$ 1,408,547

VIRGINIA PUBLIC ASSISTANCE

Federal/State Funds	\$ 8,439,405
Local Funds	<u>1,359,414</u>
TOTAL VIRGINIA PUBLIC ASSISTANCE	\$ 9,798,819

LEE COUNTY PUBLIC SCHOOLS

Federal, State & Other Funds	\$39,779,919
Local Funds	<u>4,670,257</u>
TOTAL LEE COUNTY PUBLIC SCHOOLS	\$44,450,176

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 Headstart, Public School and Virginia Public Assistance funds and will not exceed the foregoing one and three months appropriations.

The Lee County Treasurer is also directed to revert all unexpended balances of the Headstart, Public School and Virginia Public Assistance Funds to the General Fund as of the beginning and ending of Fiscal Year 2019-2020.

TOTAL FY 2019-20 BUDGET \$70,951,472

NEW BUSINESS

BOARD APPOINTMENTS

APPALACHIAN JUVENILE COMMISSION

It was moved by Mr. Smith, seconded by Mr. Mosley, to appoint Sonny Brooks to a two-year term on the Appalachian Juvenile Commission. Mr. Brooks' term will expire November 30, 2021. Upon the question being put the vote was as follows.

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

ECONOMIC DEVELOPMENT AUTHORITY

It was moved by Mr. Smith, seconded by Mr. Cope, to appoint Mark Long to an un-expired term on the Economic Development Authority. Mr. Long's term will expire November 30, 2023. Upon the question being put the vote was as follows.

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

ECONOMIC DEVELOPMENT AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Leonard, to table this appointment. Upon the question being put the vote was as follows.

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

SOCIAL SERVICES

It was moved by Mr. Slemp, seconded by Mr. Leonard, to table this appointment. Upon the question being put the vote was as follows.

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

SOUTHWEST VIRGINIA EMS COUNCIL

It was moved by Mr. Smith, seconded by Mr. Mosley, to appoint Freda Ayers to a one-year term on the Southwest Virginia EMS Council. Ms. Ayers' term will expire December 31, 2020. Upon the question being put the vote was as follows.

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

LONESOME PINE REGIONAL INDUSTRIAL FACILITIES AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Leonard, to re-appoint Dane Poe to a four-year term on the Lonesome Pine Regional Industrial Facilities Authority. Mr. Poe's term will expire December 31, 2023. Upon the question being put the vote was as follows.

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

NEW TRASH DUMPSTER QUOTES

Mr. Poe reported that Gary Collingsworth, Transfer Station Superintendent, obtained quotes for 16 new 8 yard slant front dumpster as follows:

Municipal Equipment, Inc. Louisville, KY	\$13,200.00
Mid-State Equipment Co., Inc.	\$22,400.00

Buchanan, VA

Mid-Atlantic Waste Systems of Roanoke did not respond to the request for quotes. Based on the quotes received, staff recommends purchasing from Municipal Equipment as these are the same style and quality of dumpsters that have been purchased in the past.

Mr. Leonard stated that the dumpsters at the Keokee Center do not have lids and asked the price of additional lids.

Gary Collingsworth, Transfer Station Superintendent, stated that adding lids to the order would be \$100 extra per dumpster.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to approve the purchase of 16 new 8 yard slant front dumpsters from Municipal Equipment for \$14,800.00. Upon the question being put the vote was as follows.

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

COURTHOUSE RENOVATIONS PROJECT PAY REQUEST

Mr. Poe presented the Board with a copy of Hamilton Construction Company's Pay Request Number 1 in the amount of \$63,365.00 for work completed through November 21, 2019 on the current renovation project. Work is progressing well on the second floor area, which will house the District Court Judge and Clerk's offices. The second floor work is expected to be complete and in use by mid-January with renovation on the first floor Juvenile and Domestic Relation Court Judge and Clerk's offices to begin at that time.

The architect has reviewed the pay request and recommends approval, Mr. Poe concurs.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the Courthouse Renovation project pay request in the amount of \$63,365.00. Upon the question being put the vote was as follows.

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

WESTERN LEE SEWER PROJECT RIGHTS-OF-ENTRY ASSISTANCE

Mr. Poe presented the Board with a proposed Memorandum of Agreement with the U.S. Army Corps of Engineers for assistance in obtaining rights-of-entry for the Western Lee Sewer Project. Due to the COE providing considerable funding for this project, the County is required to follow all the regulations and guidelines associated with that funding. The Corps of Engineer’s requirements are more stringent and will require shovel test soil samples at multiple locations through the project area, and right-of-entry agreements will be needed for nearly 500 property parcels prior to final design of the proposed system. Since the County has limited staff, we are requesting the Corps of Engineers assist with this task. The Memorandum of Agreement specifies the terms under which they will do and states an anticipated labor cost by the Corps of Engineers of \$41,500.00, which the local sponsor, the County, would be required to pay.

We are relying on funding from the LENOWISCO Planning District Commission, but if they are unable to do so, the County will be responsible for these costs.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to approve the Memorandum of Agreement. Upon the question being put the vote was as follows.

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

SOLID WASTE COMMITTEE RECOMMENDATIONS

Mr. Poe reported that the Solid Waste Committee met again on December 3, 2019 to further discuss issues related to solid waste, recycling and litter enforcement. The committee makes the following recommendations for consideration by the Board of Supervisors.

1. Reduce Solid Waste Convenience Center hours during the months of November through March to 7:00 a.m. – 6:00 p.m. This recommendation is made for employee security.
2. Close all Solid Waste Convenience Center sites on Sunday. This will reduce weekend scavenging, potentially eliminating the need for running a truck on Saturday, and allowing sites to be operated an additional 1 – 3 hours during the week.

3. Close the Solid Waste Transfer Station on weekends except for the 2nd Saturday of each month and open every Saturday in April and October. This will allow full staffing on all weekdays. The current volume of waste tipped on Saturdays is very minimal.
4. Eliminate the recycling program in its entirety. The plastics market has completely gone away and the price of paper and cardboard is down considerably. Since eliminating plastic from the recycling program, receipt of other recyclables (newspapers, mixed paper, and cardboard) has decreased by 60% or more and is no longer economically feasible to maintain an employee and equipment for the reduced quantity.
5. The Turners Tipple and Olinger roadside sites will be replaced by new fenced facilities leaving only Hurricane Bridge and Hunters Gap as the remaining unfenced sites. The Committee recommends that a public meeting be scheduled in January to accept comments on the closing of these sites entirely, or the possibility of consolidating them into one fenced location.

It was moved by Mr. Mosley, seconded by Mr. Slemp, to approve all five of the recommendations made by the Solid Waste Committee. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Mosley, Mr. Slemp

VOTING NO: Mr. Cope, Mr. Leonard, Mr. Smith

Mr. Leonard stated that a lot of people do not like the centers closing at 8:00 p.m. and questioned the proposed 6:00 p.m. closing time. He would like to see a community meeting to get public input on these changes.

Mr. Smith stated that if the centers close at 6:00 p.m. there will be a lot of clean up the next morning, and that closing on Sunday was tried for a while and had to be changed back.

Roger Waddell, Transfer Station Employee, stated that it would just take training the public on the new hours of operation and urged the Board to think about the safety of the elderly employees working the centers.

Mr. Poe stated that there is a possibility of moving to alternating schedules where a center is closed one day of the week but the next closest center would be open and to operate the centers different hours every day.

It was moved by Mr. Leonard, seconded by Mr. Smith, to hold a public meeting on all of the recommendation presented by the Solid Waste Committee. Upon the question being put the vote was as follows.

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

DISTRICT COURT CLERK'S OFFICE COPIER

Mr. Poe stated that quotes have been obtained for a new copier in the District Court Clerk's Office, ranging from \$4,200.00 to \$4,300.00. However with a few changes he feels like he can get that down to \$2,200.00 to \$2,300.00.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to accept the lowest bid. Upon the question being put the vote was as follows.

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

ECONOMIC DEVELOPMENT FUND REQUEST

Mr. Poe stated that the County was awarded a \$15,000.00 Planning Grant in August by the Department of Housing and Community Development for the Opportunity Zone Planning and Strategy Development project. In order to maximize the benefit of the Planning Grant, we are requesting funding of up to \$5,000.00 from the Economic Development Fund to offset some of the non-consultant costs such as advertising. Based on discussions with DHCD staff, it will be necessary to advertise over a large region to attract a competent consultant for this project. Due to the scope of the project, the majority of the Planning Grant funds will be needed for the consultant services.

It was moved by Mr. Leonard, seconded by Mr. Slmep, to approve the use of Economic Development Fund up to \$5,000.00 for advertising for the Opportunity Zone Planning and Strategy Development Project. Upon the question being put the vote was as follows.

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

INTERVIEW DATE FOR FIELD INSPECTOR

Mr. Poe asked to take this up after closed session.

REQUEST FOR CLOSED SESSION

Mr. Poe stated that he has a request for closed session under Personnel, Investing of Public Funds, Legal Counsel and Disposition of Property.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

**RESOLUTION IN SUPPORT FOR LEGISLATION WITH LOCAL FISCAL
IMPACT**

Mr. Poe presented the Board with a Resolution requested by the Virginia Association of Counties. The Resolution is in support of Legislation to Improve the Process for Review of Legislation with Local Fiscal Impact. Prior to 2010, any legislation in the General Assembly that had a local fiscal impact was required to be introduced by the first day of that General Assembly Session, which allowed some time for the legislation to be reviewed by the Commission of Local Government and Local Counties. This Resolution states that the Board of Supervisors would express its support for legislation that would provide additional time for review and analysis of legislation that has a fiscal impact on localities.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to adopt Resolution 19-022. Upon the question being put the vote was as follows.

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

**RESOLUTION IN SUPPORT OF LEGISLATION TO IMPROVE THE PROCESS
FOR REVIEW OF LEGISLATION WITH LOCAL FISCAL IMPACT
19-022**

WHEREAS, each year the General Assembly considers thousands of pieces of legislation, many of which have a significant impact on local governments; and

WHEREAS, in recognition of the need for localities to have an opportunity to review and analyze legislation that may require additional expenditures of local funds or reduce local revenues, Virginia Code sets out a process for the Commission on Local Government to develop local fiscal impact statements for such bills, with the assistance of local volunteers; and

WHEREAS, under the current process, the large volume of bills and the rapid pace of the legislative session limit the time that is available for the review of bills with implications for local government finances; and

WHEREAS, the local volunteers who assist with the fiscal impact review process take on this responsibility in addition to their regular duties, often during the same time as local budgets are being finalized; and

WHEREAS, prior to 2010, legislation that had a local fiscal impact was required to be introduced by the first day of the General Assembly session, which allowed some additional time for the legislation to be reviewed by the Commission on Local Government and local staff, but this requirement was eliminated in the 2010 session, compressing the opportunity for review of legislation in subsequent General Assembly sessions; and

WHEREAS, additional time to review legislation would allow for a more thorough understanding of the potential ramifications of bills affecting local finances; and

WHEREAS, a robust analysis of legislation affecting local governments benefits policymakers, as localities work in partnership with the state to deliver critical services to Virginia residents;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Lee County expresses its support for legislation that would provide additional time for review and analysis of legislation with a fiscal impact on localities, as well as direct further consideration of additional ways to improve the review process.

ITEMS FOR NEXT MONTH'S MEETING

Mr. Poe reported that he will have some information available at next month's meeting for the Ordinance on the refunding of excess proceeds, and there will public hearing for the Animal Code Ordinance.

REPORTS AND RECOMMENDATIONS OF THE BOARD

Mr. Mosley wished everyone a Merry Christmas and Happy New Year.

Mr. Slemp wished everyone a Happy New Year.

Mr. Leonard wished everyone a Merry Christmas and Happy New Year.

RESOLUTION PROMOTING THE ORDER OF MILITIA

It was moved by Mr. Leonard, seconded by Mr. Smith, to adopt Resolution 19-021. Upon the question being put the vote was as follows.

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

VOTING NO: Mr. Mosley

Prior to the question being put to vote, Mr. Mosley asked if 11-year-old kids are going to be trained to be in the Militia, and asked who is going to cover the costs.

**RESOLUTION PROMOTING THE ORDER OF MILITIA WITHIN LEE COUNTY, VIRGINIA, PURSUANT TO THE SECOND AMENDMENT OF THE UNITED STATES CONSTITUTION AND THE CONSTITUTION OF VIRGINIA
19-021**

WHEREAS, the Second Amendment of the United States Constitution (Second Amendment) reads: “A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed”; and

WHEREAS, Article 1, Section 13, of the Constitution of Virginia reads “A well-regulated militia, comprised of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed... and that in all cases the military should be under strict subordination to, and governed by, the civil power”; and

WHEREAS, the Second Amendment reserves the right to regulate arms to the states, as militias are local and not federal forces; and

WHEREAS, Article I, Section 13 of the Constitution of Virginia is substantively equal to the Second Amendment, wherein the right to regulate arms is placed upon the locality that orders the militia;

WHEREAS, to commit to the fullness of the Constitutional freedoms granted by the Second Amendment and Article I, Section 13 of the Constitution of Virginia, the Lee County Board of Supervisors finds the following measures as appropriate and necessary to well order its militia; and

NOW, THEREFORE, BE IT RESOLVED, that the Lee County Board of Supervisors hereby expresses its intent to vigorously uphold the Second Amendment rights of the law-abiding citizens of Lee County, Virginia;

BE IT FURTHER RESOLVED, that, in order to enable the well regulated militia under the Second Amendment and Article I, Section 13 of the Constitution of Virginia, this Board hereby expresses its intent to adopt the following measures at subsequent dates and times:

- (1) Provisions to fund concealed weapons training for Lee County residents, including firearms safety training in Lee County Public Schools;
- (2) Provisions to fund Reserve Officers’ Training Corps (ROTC), Boy Scouts of America, and Girl Scouts of America programs;
- (3) Provisions to eliminate funding for any enforcement of any laws or regulations which would unconstitutionally infringe upon rights of Lee County’s law-abiding citizens to keep and bear arms, in accordance with the full breadth of the Second Amendment and Article I, Section 13 of the Constitution of Virginia; and
- (4) Other such future provisions as the Board may deem necessary or appropriate for the purposes stated above.

BE IT FURTHER RESOLVED, that the Lee County Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the Second

Amendment and Article I, Section 13 of the Constitution of Virginia through such legal means as may be expedient, including, without limitation, legal process.

Mr. Cope wished everyone a Merry Christmas and stated he has enjoyed serving on the Board of Supervisors the past four years.

CLOSED SESSION

It was moved by Mr. Slemph, seconded by Mr. Leonard, to enter Closed Session pursuant to 2.2-3711 A.1. Discussion, consideration or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body; 2.2-3711 A. 3, Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; 2.2-3711 A.6, The investing of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected; 2.23711 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 advise by such counsel. Upon the question being put the vote was as follows.

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

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

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

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.

JANITORIAL CONTRACT

It was moved by Mr. Cope, seconded by Mr. Smith, to award the Janitorial Contract to Jerry Harris for a four-year period. Upon the question being put the vote was as follows.

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

It was moved by Mr. Leonard, seconded by Mr. Mosley, to recess to January 7, 2020 at 5:45 p.m. Upon the question being put the vote was as follows.

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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD