

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 August 20, 2019 at 6:00 p.m. thereof.

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

MEMBERS ABSENT: None

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

OTHERS ABSENT: Stacy Munsey, County Attorney

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 6:08 p.m.

DEPARTMENT REPORTS

Written departmental reports for Litter Control, Transfer Station and Grant Writer were included in the packet.

CONSTITUTIONAL OFFICERS

TREASURER’S REPORT

The Treasurer’s Report for the month of July 2019 was submitted as follows:

Revenues	\$ 3,676,700.14
Expenditures	\$ 6,450,358.00
General Fund	\$ 4,634,928.54
Total Assets and Liabilities	\$ 9,108,950.72

COMMONWEALTH ATTORNEY

A written report for the Commonwealth’s Attorney Collection of Delinquent Fines was included in the packet.

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.

There was no public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the minutes of the July 16, 2019 Regular Meeting. 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. Slemp, to approve the following refunds. Upon the question being put the vote was as follows.

Angela Craft & Aaron Mosley \$653.34

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

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

David Middleton \$ 153.00
Sheri Burgan \$ 110.88
Jonah & Tiffany Minor \$1,160.59

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. Mosley, seconded by Mr. Smith, to approve the disbursements for the month of July in the amount of \$149,226.70. Upon the question being put the vote was as follows.

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

DELEGATIONS

**ANNUAL UPDATE
DANIEL BOONE SOIL AND WATER CONSERVATION
ROGER ELKINS**

Roger Elkins, thanked the Board for their continued support of the District. He stated that the VACS program completed \$844,377.42 in contracts. There is approximately \$900,000.00 in contracts for this year, with an expectation of that increasing to around \$3,200,000.00.

**GRANT APPLICATION
WILDERNESS ROAD STATE PARK
SCOTT BOWEN**

Scott Bowen, Park Manager, stated that the Park is submitting a grant application for \$650,000.00 to purchase an additional 241 acres that would join Wilderness Road State Park to the Cumberland Gap National Historical Park. He is requesting that the Board of Supervisors adopt a Resolution of support.

It was moved by Mr. Cope, seconded by Mr. Leonard, to approve 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

**RESOLUTION OF SUPPORT
WILDERNESS ROAD STATE PARK GRANT APPLICATION
19-012**

WHEREAS, Wilderness Road State Park has tremendous scenic, historical and cultural character, and is located geographically in one of the most historically significant areas in the United States; and

WHEREAS, outdoor recreation, nature, and history are important parts of the tourism industry in Lee County and support the overall economic development efforts in Lee County; and

WHEREAS, securing additional property for public access points, connectivity to Cumberland Gap National Historical Park, trails, hiking, wildlife viewing and cultural and historic preservation in strategic locations contiguous to current park boundaries will enhance public opportunities to enjoy Wilderness Road State Park for future generations; and

WHEREAS, the placement of new trailheads, interpretive signage, and kiosks in strategic public locations will enhance public opportunities to enjoy Wilderness Road State Park while providing additional educational opportunities; and

WHEREAS, developing and enhancing environmental education opportunities for visitors to, and community members within, Lee County and the Tri-State area (Tennessee, Kentucky and Virginia) will increase the education and appreciation for, and ultimately help conserve our critical natural resources; and

WHEREAS, the acquisition of additional lands and further development of Wilderness Road State Park will enhance future opportunity to add jobs, boost tourism, attract investment and thus spur economic development within Lee County;

NOW, THEREFORE, BE IT RESOLVED that the Lee County Board of Supervisors fully support this resolution and will work in partnership to accomplish the vision and goals of Wilderness Road State Park to enhance the lives of our citizens through increased economic, educational, and conservation opportunities.

FINANCE

SUPPLEMENTAL RE-APPROPRIATIONS

COMMISSIONER OF THE REVENUE

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$996.98. Upon the question being put the vote was as follows.

Revenue Source:			
3-001-23030-0015	COR VITA Grant	\$	996.98
Expenditure:			
4-001-12310-5885	COR VITA Grant	\$	996.98

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

DRUG COURT EXPENDITURES

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$19,676.74. Upon the question being put the vote was as follows.

Revenue Source:			
3-001-18990-0051	Drug Court Donations & Fees	\$	19,676.74

Expenditure:
4-001-21120-5899 Drug Court Expenses \$ 19,676.74

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

CWA COLLECTION PROGRAM

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$30.28. Upon the question being put the vote was as follows.

Revenue Source:
3-001-14010-0013 Commonwealth Attorney Collection \$ 30.28

Expenditure:
4-001-22200-5899 CWA Collection Program Expenses \$ 30.28

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

SHERIFF DEPARTMENT

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$2,480.00. Upon the question being put the vote was as follows.

Revenue Source:
3-001-18990-0002 Sheriff's Donations \$ 2,480.00

Expenditure:
4-001-31200-5899 Sheriff's Donations \$ 2,480.00

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

FINES AND FORFEITURES

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$5,345.55. Upon the question being put the vote was as follows.

Revenue Source:

3-007-14010-0004 State Forfeiture Proceeds \$ 5,345.55

Expenditure:

4-007-94100-5840 State Forfeiture Proceeds \$ 5,345.55

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

FINES AND FORFEITURES

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$11,152.35. Upon the question being put the vote was as follows.

Revenue Source:

3-007-14010-0005 Federal Forfeiture Proceeds (SHRF) \$ 11,152.35

Expenditure:

4-007-94100-5860 Federal Forfeiture Proceeds \$ 11,152.35

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

FINES AND FORFEITURES

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$208.86. Upon the question being put the vote was as follows.

Revenue Source:

3-007-14010-0020 Sheriff Surplus Sales \$ 208.86

Expenditure:

4-007-94100-5896 LCSO Surplus Sale Proceeds \$ 208.86

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

FINES AND FORFEITURES

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve the following Supplemental Re-Appropriation in the amount of \$772.76. Upon the question being put the vote was as follows.

Revenue Source:
3-007-14010-0015 CWA State Asset Forfeiture \$ 772.76

Expenditure:
4-007-94300-5850 CWA State Forfeiture Proceeds \$ 772.76

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

HEADSTART

It was moved by Mr. Mosley, seconded by Mr. Slemp, to approve the following Supplemental Appropriation in the amount of \$61,164.00. Upon the question being put the vote was as follows.

Revenue Source:
3-024-33020-0024 Headstart Funds \$ 61,164.00

Expenditure:
4-024-62170-5860 Disbursements Headstart \$ 61,164.00

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

NEW BUSINESS

BOARD APPOINTMENTS

SOUTHWEST VIRGINIA COMMUNITY CORRECTIONS

It was moved by Mr. Smith, seconded by Mr. Mosley, to appoint Harold Michael to an un-expired term on the Southwest Virginia Community Corrections Board. His term will expire August 31, 2020. Upon the question being put the vote was as follows.

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

PERSONAL PROPERTY TAX RELIEF RATE FOR 2019

Mr. Poe reported that the Personal Property Tax Relief rate is adjusted each year based on the total value of vehicles on record. It has been calculated by the Commissioner of Revenue's office to be 59.02% for 2019.

It was moved by Mr. Slemp, 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

**RESOLUTION
19-010**

WHEREAS, the Personal Property Tax Relief Act of 1998, Va. Code 58.1-3523 et seq. (“PPTRA”), has been substantially modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session I (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2005-06 Appropriations Act, hereinafter cited as the “2005 Appropriations Act”); and

WHEREAS, these legislative enactments require the County to take affirmative steps to implement these changes, and to provide for the computation and allocation of relief provided pursuant to the PPTRA as revised; and

WHEREAS, these legislative enactments provide for the appropriation to the County of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to the personal property tax on such vehicles;

NOW, THEREFORE, BE IT RESOLVED, by the Lee County Board of Supervisors that qualifying vehicles obtaining situs within the County during tax year 2016, shall receive personal property tax relief in the following manner:

- Personal use vehicles valued at \$100 to \$20,000 will be eligible for 59.02% tax relief;
- Personal use vehicles valued at \$20,001 or more shall only receive 59.02% tax relief on the first \$20,000 of value; and
- All other vehicles which do not meet the definition of “qualifying” (business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program.

Mr. Poe presented the Board with the Residential Anti-Displacement and Relocation Assistance Plan, a Resolution resolving to appropriate grant funds received and a Fair Housing Resolution for the Giles Hollow Phase I water project.

It was moved by Mr. Mosley, seconded by Mr. Smith, to adopt the Giles Hollow Phase I Water Project documents. Upon the question being put the vote was as follows.

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

**RESIDENTIAL ANTI-DISPLACEMENT
AND
RELOCATION ASSISTANCE PLAN**

Lee County will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than low/moderate-income dwelling units as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended. All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion.

Before obligating or expending funds that will directly result in such demolition or conversion, Lee County will make public and advise the state that it is undertaking such an activity and will submit to the state, in writing, information that identifies:

1. a description of the proposed assisted activity;
2. the general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activity;
3. a time schedule for the commencement and completion of the demolition or conversion;
4. the general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. the source of funding and a time schedule for the provision of replacement dwelling units;

6. the basis for concluding that each replacement dwelling unit will remain low/moderate-income dwelling for at least 10 years from the date of initial occupancy; and
7. information demonstrating that any proposed replacement of dwelling units with smaller dwelling units is consistent with the housing needs of low-and moderate-income households in the jurisdiction.

Lee County will provide relocation assistance to each low/moderate-income household displaced by the demolition of housing or by the direct result of assisted activities. Such assistance shall be that provide under Section 104 (d) of the Housing and Community Development Act of 1974, as amended, or the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

Lee County's FY 2018 Giles Hollow Phase I Water Project includes the following activities:

- Installation of 27,200 LF of 8" and 6" and smaller water distribution line
- Installation of 3,300 LF of service line
- Installation of 4 fire hydrants
- Installation of 30 service connections
- Installation of related appurtenances

The activities as planned will not cause any displacement from or conversion of occupiable structures. As planned, the project calls for the use of existing right-of-way or easements to be purchased or the acquisition of tracts of land that do not contain housing. Lee County will work with the grant management staff, engineers, project area residents and the Department of Housing and Community Development to insure that any changes in project activities do not cause any displacement from or conversion of occupiable structures.

In all cases, all occupiable structure will be defined as a dwelling that meets local building codes or a dwelling that can be rehabilitated to meet code for \$12,500 or less.

R E S O L U T I O N

County of Lee

The County of Lee does hereby resolve to appropriate \$375,000.00 from the Virginia Department of Housing and Community Development Block Grant funds and \$500,000 from the Appalachian Regional Commission to the construction of the Giles Hollow Phase I Water Project.

The County of Lee is in no way committed to spend the \$375,000.00 nor the

\$500,000 if the funds from the Virginia Department of Housing and Community Development Block Grant and the Appalachian Regional Commission are not received

**FAIR HOUSING RESOLUTION
19-013**

WHEREAS, the Lee County Board of Supervisors endeavors to ensure equal opportunity to all persons residing in the County of Lee to live in decent housing facilities; and

WHEREAS, discrimination in the sale, purchase, rental, or financing of housing against any person on the basis of race, color, religion, national origin, sex, age, familial status, or handicap will be prohibited by the County of Lee; and

WHEREAS, the County of Lee does hereby designate the Lee County Administrator as the Fair Housing Administrator to investigate all complaints of fair housing discrimination; and

WHEREAS, the Lee County Administrator in his official capacity as Fair Housing Administrator will work with the Lee County Board of Supervisors to develop grievance procedures which will serve as a guide for the investigation and filing of discrimination complaints to the proper authorities.

NOW, THEREFORE, BE IT RESOLVED that the Lee County Board of Supervisors of the County of Lee, Virginia, endorses the concept of fair housing within the County of Lee and that the Lee County Administrator as the designated Fair Housing Administrator is hereby authorized to further the County of Lee's efforts in this regard.

**RESOLUTION OF MORAL OBLIGATION
FOR FROG LEVEL WATERLINE EXTENSION PROJECT**

Mr. Poe presented the Board with the a Resolution of Moral Obligation for the Frog Level Waterline Extension Project being constructed by the Public Service Authority. The Resolution provides the County's Moral Obligation in the event the Public Service Authority cannot service the debt and authorizes the Chairman, Vice-Chairman, or County Administrator to execute the Support Agreement for this funding.

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. Slemph, Mr. Smith

**RESOLUTION OF THE BOARD OF SUPERVISORS OF LEE
COUNTY, VIRGINIA, AUTHORIZING THE EXECUTION OF A
SUPPORT AGREEMENT PROVIDING FOR LEE COUNTY'S
MORAL OBLIGATION TO MAKE CERTAIN
APPROPRIATIONS WITH RESPECT TO A WATER AND
SEWER REVENUE BOND OF THE LEE COUNTY PUBLIC
SERVICE AUTHORITY
19-011**

The Lee County Public Service Authority (the "Authority") proposes to issue its \$128,700 Water and Sewer Revenue Bond, Series 2019 (the "Bond") to the Virginia Resources Authority, as Administrator of the Virginia Water Supply Revolving Fund (the "VRA"), to finance improvements to the Authority's water and sewer system (the "System") by financing the extension of water service by the Authority's water system in the Frog Level community of Lee County, Virginia (the "Project").

The Authority has requested the Board of Supervisors of Lee County, Virginia (the "County") to facilitate the issuance and sale of the Bond by providing for the County's moral obligation to make certain appropriations to the Authority with respect to the Bond and the System.

As part of its plan for financing the Project, the Authority proposes to execute the following documents, drafts of which have been presented to the Board of Supervisors at this meeting:

- a. Financing Agreement (the "Financing Agreement") between the Authority and the VRA; and
- b. Support Agreement (the "Support Agreement"), between the Authority, the Board of Supervisors of the County and the VRA,

the forms of which documents have been presented to the Board of Supervisors at this meeting.

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF LEE COUNTY, VIRGINIA:

1. The Authority's plan of financing for the Project, substantially on the terms set forth in the Financing Agreement and which involves the issuance of the Bond, is approved. The Board of Supervisors consents to the issuance of the Bond.

2. The Board of Supervisors agrees, in accordance with the Support Agreement, to pay to the Authority amounts sufficient to pay (i) the debt service under the Bond and any other indebtedness secured by or payable from the revenues of the System, including the Existing Parity Bonds set forth on Exhibit F to the Financing Agreement, (ii) the operation and maintenance expense of the system of which the Project is a part, (iii) additional payments for costs and expenses related to any amendment, waiver, consent, or collection or enforcement proceedings under the Financing Agreement, and (iv) the Reserve Deficiency Amount, as defined in the Support Agreement, all of which shall be subject to annual appropriation by the Board of Supervisors, all on the terms and conditions to be provided in the Support Agreement. The County's obligations to make payments to the Authority pursuant to this resolution shall be subject to and dependent upon annual appropriations being made from time to time by the Board of Supervisors for such purpose. Nothing in this resolution, the Bond or the Support Agreement shall constitute a debt of the County within the meaning of any constitutional or statutory limitation or a pledge of the faith or credit or the taxing power of the County.

3. The Board of Supervisors acknowledges that (i) the obligations of the Authority to determine, and of the County to pay, the charges for the use of and for services to be furnished by the System (as defined in the Financing Agreement) are crucial to the security for the Bond, (ii) VRA would not purchase the Bond without the security and credit enhancement provided by the Support Agreement, (iii) VRA will be a third party beneficiary of the Support Agreement for so long as the Bond remains outstanding, and (iv) VRA is treating the Support Agreement as a "local obligation" within the meaning of Section 62.1-199 of the Code of Virginia of 1950, as amended (the "Virginia Code"), which in the event of a nonpayment thereunder authorizes VRA to file an affidavit with the Governor that such nonpayment has occurred pursuant to Section 62.1-216.1 of the Virginia Code. Section 62.1-216.1 of the Virginia Code provides that if the Governor is satisfied that such nonpayment has occurred, the Governor will immediately make an order directing the Comptroller to withhold all further payment to the County of all funds, or of any part of them, appropriated and payable by the Commonwealth of Virginia to the County for any and all purposes, and the Governor will, while the nonpayment continues, direct in writing the payment of all sums withheld by the Comptroller, or as much of them as is necessary, to VRA, so as to cure, or cure insofar as possible, such nonpayment.

4. Any one of the Chairman or Vice-Chairman of the Board of Supervisors or the County Administrator is authorized and directed to execute and deliver the Support Agreement on behalf of the County, the form of which is approved. The Support Agreement shall be in substantially the form as presented to this meeting, with such changes, insertions and deletions as may be approved by the officer executing it, his execution to constitute conclusive evidence of his approval of any such changes, insertions or deletions; provided, however, that the terms of the Bond are substantially as stated in this resolution. The County Administrator is authorized and directed to take

such actions and give such notices as may be required of him under the Support Agreement

5. This resolution shall take effect immediately upon its adoption. Unless otherwise defined, each capitalized term used in this Resolution shall have the meaning given in the Financing Agreement.

IDA NAME CHANGE REQUEST

Mr. Poe reported the Lee County Industrial Development Authority would like to change the formal name of the Authority to Economic Development Authority. This is allowed and has been done by several IDA's across the state. Because the original ordinance creating the authority listed the name as "Industrial Development Authority of Lee County, Virginia", Mr. Poe believes the proper procedure to change the name would be to amend the ordinance which will require a public hearing. If the Board is in agreement with the name change, Mr. Poe can proceed with advertising a public hearing to amend the original ordinance to reflect the name change to "Economic Development Authority of the County of Lee Virginia".

It was the consensus of the Board to hold a public hearing.

BRUSH CUTTER FOR EXCAVATOR

Mr. Poe reported the he and Gary Collingsworth recently talked about the advantages of having a brush cutter attachment for the recently purchased excavator. This attachment would be especially helpful in clearing Runway Protection Zone areas at the airport as well as clearing fence and property lines at the airport, landfill property and the convenience centers located throughout the county. The heavy duty brush cutter attachment has a 42 inch cut and can literally cut down a good sized tree, working from the top down. Mr. Collingsworth obtained the following quotes for a new brush cutter:

<u>Meade Tractor, Kingsport, TN</u>	
42" Brush Cutter with Plate	\$7,835.00
<u>West Hills Tractor, Jonesboro, TN</u>	
42" Brush Cutter with Plate	\$8,600.00
<u>Carter Machinery, Norton, VA</u>	
42" Brush Cutter with Plates	\$8,700.00

It was moved by Mr. Cope, seconded by Mr. Mosley, to purchase the 42” Brush Cutter from Meade Tractor of Kingsport, TN in the amount of \$7,835.00, and to approve the following supplemental appropriation. Upon the question being put the vote was as follows.

Revenue Source:
3-001-41050-0099 Budget Supplement from Reserve \$ 7,835.00

Expenditure:
4-050-42300-8109 New Equipment \$ 7,835.00

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

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

TOWN HALL MEETING

Mr. Poe reported that Senator Warner would hold a Town Hall meeting at the Pennington Gap Community Center on Thursday, August 29, 2019 at 1:15 p.m.

VACO REGION MEETING

Mr. Poe reported that the VACO Region 12 and 13 meeting would be held on September 12, 2019 in Abingdon from 2:00 p.m. to 4:00 p.m.

PART TIME ANIMAL CONTROL APPLICATIONS

Mr. Poe stated that he would like to set interviews for the Part-Time Animal Control position for the first week of September to allow bids for the renovation work to be reviewed and considered at that time.

REQUEST FOR CLOSED SESSION

Mr. Poe stated that he has a request for Closed Session under Investing of Public Funds.

REPORTS AND RECOMMENDATIONS OF THE BOARD

WINDSOCK CIRCLE AREA AT AIRPORT

Mr. Cope asked about the markers in the windsock circle portion of the airport.

Mr. Poe stated that it is concrete barriers that have been painted orange, adding that the paint may have faded and that he would check on this matter.

SHERIFF'S VEHICLE BIDS

Mr. Leonard stated that dealerships are already falling behind on new cruiser orders and asked if bids could be requested now.

Mr. Poe stated that he would get it ready to put out to bid.

CLOSED SESSION

It was moved by Mr. Slemph, seconded by Mr. Leonard, to enter Closed Session pursuant to Section 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. 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.

It was moved by Mr. Cope, seconded by Mr. Slemph, to recess to September 4, 2019 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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD