

VIRGINIA: County of Lee, to-wit:

At the Regular Meeting of the Lee County Board of Supervisors in the Circuit Courtroom of the Lee County Courthouse on April 17, 2012 at 5:00 p.m. thereof.

MEMBERS PRESENT: Tina Rowe, Chairman
Carl Bailey
Jason Crabtree
Larry Mosley
Charles Slemp, Jr.

MEMBERS ABSENT: None

OTHERS PRESENT: C. M. Callahan, Jr., County Attorney
Dane Poe, County Administrator

OTHERS ABSENT: None

INVOCATION

Mike Humfleet, Pastor of First Baptist Church, Jonesville, led in the Invocation.

PLEDGE TO THE FLAG

Mike Humfleet led the Pledge to the Flag.

MEETING CALLED TO ORDER

The meeting was called to order at 5:08 p.m.

DEPARTMENTAL REPORTS

BUILDING INSPECTOR

Roger Susong, Building Inspector, provided a quarterly update on the Building Inspection Department.

E-911 REPORT

Alan Bailey, E-911 Director, provided a brief report on the E-911 implementation project. He stated he has continued working with all local agencies regarding local mapping and that training for the new system was continuing as well. He has also videotaped the training for future use. He is also working to resolve issues with billing for signage.

Mr. Crabtree inquired who the sign vendor would be and when their contract would begin.

Mr. Bailey said the vendor was Clark Graphics from Wise County.

Mr. Poe advised the contract would be finalized after initial signs are installed by the vendor to give the County an opportunity to inspect the work since he is a new vendor.

Mr. Crabtree asked how a resident obtained a physical address.

Mr. Bailey advised the post office no longer could provide an address and all residents must obtain this from the 911 Department.

ECONOMIC DEVELOPMENT REPORT

Michael James, Economic Development Director, reported they were still seeking investors for the hotel project. The Dollar General Store in Dryden is under construction. Work continues on the Constitutional Oaks Industrial Park entrance project and an open house for the shell building is planned for August 2. The Patriot Center paving project has been bid. The Planning Commission has completed their work on the Comprehensive Plan update and a joint public hearing will be conducted in May. Plans for a new AT&T cell tower in western Lee have been submitted for approval and a new IDA website is nearing completion

Mr. Bailey asked when the AT&T cell tower would be under construction.

Mr. James stated AT&T had indicated they wanted to begin construction within 45 days.

LITTER CONTROL AND RECYCLING REPORT

Mary Wires, Litter Control & Recycling Coordinator, reported that recycling issues at Flatwoods Primary School have been resolved and they are now recycling again. She recently participated in an illegal dump cleanup in Wise County and also attended a Judges' Dinner sponsored by Keep Southwest Virginia Beautiful with the County Administrator in an effort to obtain state legislation to establish an Environmental Court within the state court system. She also helped with a clean up at Wilderness Road State Park along with two fine workers and four community service workers. She has added six probationers to the Assign-A-Highway Program and will be coordinating a Great American Cleanup event on Kane Gap Road in Sticklelyville. She will also accompany the Tourism Director to Heartwood this week to promote crafts made locally from recycled materials. She also reported that a site in Dryden had also been cleaned up since the last meeting and reminded the Board that no action was taken at the previous meeting regarding a new recycling building for the Dryden site.

Ms. Rowe commented that the County needed to arrange for pick up of recycling materials from the Post Office. She also asked if anything could be done to clean up the river between Stone Creek and Pennington Gap.

Ms. Wires stated she would see what could be done for both issues.

Mr. Poe advised that late Fall was the best time for stream bank cleanups as foliage has died and water levels are low.

Mr. Crabtree inquired about the process for probationers to report their litter pickups.

Ms. Wires stated they currently contact her and she inspects the roads the following week. She advised she would work with VDOT to coordinate the pickup more effectively.

SOLID WASTE

Gary Collingsworth, Transfer Station Superintendent, provided a report on solid waste. New dumpsters have been distributed to various locations in the County. Supports for the plastic lids have been added to many dumpsters which keeps water out of the container while allowing access by the public. He recently obtained new quotes for scrap metal from three vendors with the high quote of \$175 per ton accepted from a local vendor. He also reported that re-grading and seeding is nearing completion on a portion of the old landfill which will prevent standing pools of water on the property. His office is also assisting with clearing brush from areas of the airport property required for safety purposes. He also advised of measures to improve security at the Transfer Station, protecting an old cemetery on the site, and requested support for purchasing an ice maker.

Mr. Crabtree asked if there had been any progress on obtaining a new collection site for the Olinger area.

Mr. Poe advised he had discussed this with a VDOT representative from Bristol today. He could not provide a timeline but stated this project would have to be coordinated through both the District and local Residency offices.

Mr. Collingsworth also reported recent problems with illegal dumping at the Hurricane Bridge site.

Mr. Bailey asked if cameras would help control this issue.

Mr. Collingsworth advised there was no building or power available for the use of cameras.

The Board agreed to look at funding for security and fencing issues during the budget process.

Mr. Crabtree suggested that Harlan Ice be contacted regarding low cost bagged ice in lieu of purchasing an icemaker.

TOURISM REPORT

Joan Minor, Tourism Director, reported that work on the County's Strategic Plan for tourism is continuing. She informed the Board she would be attending Heartwood on April 19 for Lee County Day along with one artisan and two musicians from Lee County. She is continuously updating the state database for new local artisans, events and lodging opportunities. She also advised that Virginia is partnering with several states to promote the Fincastle Highway/Wilderness Road initiative.

Ms. Rowe requested Ms. Minor contact Debbie Hale regarding National Trails Day and local events in Lee County.

Mr. Bailey asked about developing other events to run concurrent with the Raid at Martin Station.

Ms. Minor stated it would be difficult for the Tourism Committee to actually run an event as they are very labor intensive but she would explore it further.

NEW RECYCLING BUILDING FOR DRYDEN CONVENIENCE CENTER

It was moved by Mr. Slep, seconded by Mr. Mosley, to purchase a larger recycling building for the Dryden Convenience Center as presented at the March Regular Meeting. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slep

PUBLIC HEARING

JIMMY GORDON/SOUTHWEST HEATING AND AIR CONDITIONING SPECIAL USE PERMIT REQUEST

The Lee County Board of Supervisors held a Public Hearing on April 17, 2012 at 5:00 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. Jimmy Gordon/Southwest heating & Air Conditioning has applied for a Special Use Permit to allow a propane storage and distribution facility in a B-1, Limited Business District. The proposed facility property is located in the Dot Community on the North side of Highway 58 approximately ¼ mile West of the intersection of Highways 58 and 421.

The Chairman opened the floor for public comment.

Michael James, Community Development Director, reported there had been no objections to this request and the Planning Commission had recommended approval.

There was no other public comment.

The Chairman closed the floor for public comment.

**JIMMY GORDON/SOUTHWEST HEATING AND AIR CONDITIONING
SPECIAL USE PERMIT**

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve the Jimmy Gordon/Southwest Heating and Air Conditioning Special Use Permit to establish a propane storage and distribution facility in a B-1, Limited Business District in the Dot Community. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

KELLY VANCE SPECIAL USE PERMIT REQUEST

The Lee County Board of Supervisors held a Public Hearing on April 17, 2012 at 5:00 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. Kelly Vance has applied for a Special Use Permit to construct a 30' x 60' metal building for use as a small machine shop under the general zoning category of automobile, truck, trailer, recreational vehicle, construction equipment, machinery, farm implement and manufactured home sales, rental, service and repair businesses in an A-1, Agricultural District. The proposed property consists of 17.26 acres and is located East of the Dryden Community on the North side of Route 642 approximately 0.70 mile West of the intersection of Route 642 and Highway 58A.

The Chairman opened the floor for public comment.

Michael James, Community Development Director, advised that the Planning Commission voted to not recommend approval of this Special Use Permit due to several objections at their Public Hearing. He stated there was poor communication initially with respect to the intended use of the site which may have impacted the amount of opposition. He also advised that the Planning Commission may initiate a text amendment to break this category into separate uses and that his department would strive to clarify intended uses in the future.

Mr. Slemp advised there was considerable opposition to the wording of this request.

Mr. Poe advised that approval of the permit would not authorize development of any of the allowed uses under this category but would be for the machine shop only. Any further development would require an additional permit.

Katie Covington, Dryden, stated she was concerned about her family and what this facility may bring to the community.

Richard Shular, Dryden, stated he represented William F. Roberts who is opposed to the broad wording of this request. He stated the general public did not understand current restrictions proposed by the Board of Supervisors to limit the intended use. He suggested the request be sent back to the Planning Commission for narrowing the scope.

Ms. Rowe stated and Mr. Poe confirmed that any approval by this Board would be for the machine shop use only.

Toby Bryington, Dryden, stated his planned use was to expand a small business he is currently operating out of the basement of his home. The new machine he wishes to purchase is just slightly too large to fit in his basement. He lives adjacent to the proposed site and wants the new building to fit into the community. He stated it would look no different than a detached garage.

Mr. Bailey asked where information about starters and capacitors being stored on the property.

Mr. Bryington stated he would make parts such as shafts for electric motors but he did not repair old parts and none would be stored on site.

Mr. Crabtree stated that the wording of the last two public hearings had been misleading and this should be corrected.

Ms. Rowe requested Mr. James take steps to correct this matter.

There was no other public comment.

The Chairman closed the floor for public comment.

KELLY VANCE SPECIAL USE PERMIT

It was moved by Mr. Mosley, seconded by Ms. Rowe, to approve the Kelly Vance Special Use Permit to allow a 30' x 60' machine shop with no stored materials outside

the building in an A-1, Agricultural District. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe
VOTING NO: Mr. Slemp

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of April, 2012 was submitted as follows:

Revenues	\$ 4,919,454.83
Expenditures	\$ 4,990,082.26
General Fund	\$10,860,656.80
Total Assets and Liabilities	\$16,410,915.05

PUBLIC EXPRESSION

The Chairman opened the floor for public comment.

Skip Skinner, Executive Director of the LENOWISCO Planning District Commission, presented an Award of Appreciation to Carl Bailey for his prior service as a board member on the Planning District Commission.

Mr. Mosley requested Mr. Skinner give an update on the Verizon cell tower project.

Mr. Skinner advised that the Coalfield Coalition had requested plans for a new cell tower in Lee County to be funded by the Virginia Tobacco Commission. He stated that agreements had been signed with a wireless provider for updates to cell service. Site analysis had begun but he did not have a construction date at this time.

Mr. Bailey requested an update on Sunset Digital.

Mr. Skinner advised the last hearing on April 3 was continued to April 30. He hopes to have everything finalized by that date. Rural Development approval is still needed to complete the process.

There was no other public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Bailey, seconded by Mr. Mosley, to approve the minutes of the March 14, 2012 Called Meeting and the March 20, 2012 Regular Meeting. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

APPROVAL OF REFUNDS

None

PAYROLL

The County Administrator reports that payroll warrants have been issued.

APPROVAL OF DISBURSEMENTS

It was moved by Mr. Bailey, seconded by Mr. Mosley, to approve the disbursements for the month of April in the amount of \$471,312.50. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

FINANCE

MONTHLY APPROPRIATIONS

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

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

MONTHLY APPROPRIATIONS

12-010

WHEREAS, the Lee County Board of Supervisors has approved the Lee County Public School Budget and Virginia Public Assistance Budget for FY2011-12; 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, 2012;

VIRGINIA PUBLIC ASSISTANCE

Federal/State Funds	\$ 6,169,315
Local Funds	<u>1,068,509</u>

TOTAL VIRGINIA PUBLIC ASSISTANCE \$ 7,237,824

LEE COUNTY PUBLIC SCHOOLS

Categorical Appropriation:

Instruction	\$24,959,063.10
Administration, Attendance and Health	1,584,870.40
Pupil Transportation	2,043,841.50
Operation and Maintenance	3,710,728.00
School Food Services	1,510,410.00
Facilities	466,400.00
Technology	755,653.00
Partially Self-Funded Insurance Fund	<u>4,925,000.00</u>
 TOTAL	 \$39,955,966.00

Source of Revenue:

Federal Funds	\$ 4,949,721.00
State Funds	25,234,600.00
Other Funds	62,600.00
Self Insured Health Fund	4,925,000.00
Local Funds	4,404,045.00
Lottery Carryover Funds	<u>380,000.00</u>
 TOTAL PUBLIC SCHOOLS	 \$ 39,955,966.00

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 appropriation.

OLD BUSINESS

PROPOSED ZONING FEE CHANGES

It was moved by Mr. Mosley, seconded by Mr. Slemp, to adopt the following Resolution adopting new zoning fees to be effective July 1, 2012. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

**RESOLUTION
ESTABLISHING FEES FOR ZONING APPLICATIONS
12-011**

WHEREAS, the Lee County Zoning Ordinance was adopted effective November 1, 1993 and provides that fees may be established by general rule of the Lee County Board of Supervisors; and

WHEREAS, it has been determined that the current fee structure is not adequate to cover the expense of implementing the Ordinance;

NOW, THEREFORE, BE IT RESOLVED, the Lee County Board of Supervisors hereby adopts the following fee schedule for zoning applications:

	<u>Residential</u>	<u>Commercial</u>
Zoning Permit	\$ 20.00	\$ 20.00
Special Use Permit	\$100.00	\$150.00
Zoning Text Amendment	\$150.00	\$150.00
Rezoning Request	\$150.00	\$150.00
Variance Request	\$100.00	\$150.00
Zoning Manual Cost	\$ 25.00	\$ 25.00

BE IT FURTHER RESOLVED, this fee schedule will become effective on July 1, 2012.

PROPOSED VOTING PRECINCT CHANGES

Mr. Poe advised he had checked with the Registrar and the earliest election in 2013 would be in June which would allow this matter to be brought back to the Board later this year.

Mr. Bailey stated he did not understand why this was being discussed as he believes this will result in some residents not voting.

Mr. Slemp stated he had already voiced his opposition to the changes.

Ms. Rowe stated that she intended to hold a community meeting to discuss this matter in her district.

Mr. Crabtree stated he agreed with Mr. Mosley that this should not come back to the Board until after the November election.

Mr. Poe stated if none of the other recommendations are accepted, he would request the Board consider moving the Jasper site and also eliminating the Stone Creek site due to the physical characteristics of the building and the access road to the building.

It was the consensus of the Board that this matter be placed on the agenda for the November Regular Meeting.

NEW BUSINESS

BOARD APPOINTMENTS

LEE COUNTY REDEVELOPMENT & HOUSING AUTHORITY

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

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

NINTH DISTRICT DEVELOPMENT FINANCING

It was moved by Mr. Crabtree, seconded by Ms. Rowe, to appoint Joan Minor to a two-year term on the Ninth District Development Financing. Ms. Minor's term will expire April 30, 2014. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemph

TOURISM COMMITTEE

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

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemph

WOODWAY WATER AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Bailey, to re-appoint Charles Coleman to a four-year term on the Woodway Water Authority. Mr. Coleman's term will expire March 31, 2016. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemph

BYRNE JUSTICE ASSISTANCE GRANT

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve the Byrne Justice Assistance Grant in the amount of \$1,497.00 with a local cash match of \$166.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemph

ADDITIONAL COOLING FOR 911 EQUIPMENT ROOM

It was moved by Mr. Crabtree, seconded by Mr. Bailey, to accept the quote of \$5,157.00 from Southwest Heating and Air Conditioning for the addition of a new three ton heat pump unit in the 911 Equipment Room. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemph

Prior to the motion, Mr. Crabtree requested clarification of what is being requested.

Mr. Poe advised that this unit would be installed in the same room with an existing two ton unit currently serving the room. With the installation of 911 equipment, the current unit is not cooling the room sufficiently and having two units would provide at least one cooling unit in the event one failed.

Mr. Crabtree asked how much additional equipment was to be installed in the Equipment Room.

Alan Bailey, E-911 Director, stated there would be at least one additional server and additional radio equipment for the state interoperability project and possibly a database computer.

Mr. Crabtree stated his desire was to meet all future needs at this time rather than having to address it again later.

Mr. Poe stated that some minor adjustments in the Equipment Room will provide sufficient space for future equipment needs. It was also pointed out that the existing cooling unit is on one end of the room and some equipment on the other end of the room causes the temperature to be higher in that part of the room. The new unit would be placed on the opposite wall to provide a more uniform temperature throughout the room. He stated there was not way to know at this time what equipment might ultimately be installed in the room. He stated the requested unit would add sufficient cooling capacity to handle the current need plus some additional capacity.

Mr. Slempp stated the equipment had to be protected from heat damage and the work has to be done.

AIRPORT ENGINEERING AMENDMENT NO. 5-CONNECTOR TAXIWAYS

It was moved by Mr. Mosley, seconded by Mr. Slempp, to approve Delta Airport Consultants Amendment No. 5 to the Airport Engineering Agreement in the amount of \$34,413.00 for construction documents and bidding services for the Connector Taxiways project. The approval is contingent on federal and state approval. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Mosley, Mr. Slempp
VOTING NO: Mr. Crabtree, Ms. Rowe

Prior to the motion, Ms. Rowe asked about the local cost of the project and whether there is sufficient traffic to warrant this project.

Mr. Poe advised that the total local cost for engineering and construction costs would be approximately \$6,600.00.

Mr. Crabtree asked if the taxiways are mandatory.

Mr. Poe advised it was not mandatory but was a safety upgrade for the facility. He stated that federal entitlement funds can only be used for certain projects and this project was the next one up on the Airport Capital Improvement Plan currently on file with the FAA and State.

Ms. Rowe asked if the local cost was in the budget.

Mr. Poe stated it was not in the current budget but the project would probably not require any expenditure this fiscal year and could be included in the 2012-13 budget. He also advised he would check to see if the federal entitlement funding was in jeopardy if it is not spent at this time.

Ms. Rowe stated she would like to look at the budget proposal for the next fiscal year to determine that there would be sufficient revenue to provide the local match.

Mr. Poe stated that it could be up to two months before that is known since the State has not yet adopted a budget and what they ultimately adopt could affect localities' budgets.

Mr. Mosley stated that this was a safety issue and he would put a motion on the floor to approve it.

WISE COUNTY SWIM ASSOCIATION REQUEST FOR FUNDING

It was moved by Mr. Bailey, seconded by Mr. Crabtree, to table this request indefinitely. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

MAP PLOTTER QUOTES

It was moved by Ms. Rowe, seconded by Mr. Bailey, to accept the quote of RPG Digital Print Solutions of \$7,922.00 for a map plotter and \$2,215.00 for a three year service package for the E-911 Department. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

PROPOSED COMPUTER NETWORK UPGRADES AND ADDITIONS

The County Administrator provided information on the proposed purchase of several computer technology items to upgrade the current operating platform and to deploy the new 911 equipment including the law enforcement portion of the software. He provided quotes as of the meeting time but stated that additional quotes were still being received. He requested to bring this matter back with firm numbers at a recessed meeting.

Mr. Crabtree suggested other agencies be contacted regarding the laptop units.

REMOVAL AND REPAIR OF UNSAFE STRUCTURES

The County Administrator provided information on existing state building codes and potential local ordinance provisions to provide options for the County to have unsafe buildings removed or repaired with the cost charged to the property owner or placed as a lien on the property.

Ms. Rowe asked what department would enforce an ordinance similar to that of Buchanan County.

Mr. Poe stated that it would be up to the Board to determine the appropriate department but that building code violations are addressed by the Building Inspectors Office.

Mr. Callahan advised that Buchanan County has the Building Inspector and/or Litter Control Officer report a structure to the Board. The Board of Supervisors must take action on the matter prior to proceeding with any enforcement. He also recommended the Board control the cost through budgeting action.

Ms. Rowe stated she liked the Buchanan County ordinance.

Mr. Slemp stated he would like to see litter addressed with the new ordinance.

Ms. Rowe stated she believed the County already had an ordinance regarding litter.

Mr. Poe stated it should be checked for possible updates.

Mr. Slemp requested the County Attorney research this matter.

Mr. Crabtree asked if this would require a public hearing.

Mr. Poe advised that any new ordinance or any amendment to an existing ordinance did require a public hearing prior to adoption.

Mr. Crabtree requested a ten minute recess.

The Board requested Mr. Callahan work on a draft ordinance for consideration by the Board.

The Chairman called a ten minute recess.

The Chairman called the meeting back to order.

**REQUEST FOR CLOSED MEETING
PERSONNEL AND PROSPECTIVE BUSINESS**

It was moved by Ms. Rowe, seconded by Mr. Mosley, to enter Closed Session pursuant to Section 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 and Section 2.2-3711 A.5., discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

It was moved by Mr. Bailey, seconded by Mr. Mosley, to come out of Closed Session. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

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.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

UNIFORM SEVERANCE TAX ORDINANCE

Mr. Callahan advised that a working group was drafting a uniform Severance Tax Ordinance for consideration by the seven coal producing counties. He will bring this matter back to the Board at a later date.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

TELEPHONE ADDRESS UPDATE SERVICES AGREEMENT

It was moved by Mr. Bailey, seconded by Mr. Mosley, to approve the Telephone Address Update Services Agreement with GeoComm in the amount of \$15,305.00 contingent on State approval and agreement to reimburse the costs. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

VOLUNTEERS AT AIRPORT

Mr. Poe advised that he had talked with Birg Sergent regarding this matter and was waiting for a return call to advise of what can be done.

KEYLESS ENTRY SYSTEM FOR AIRPORT TERMINAL

It was moved by Mr. Mosley, seconded by Mr. Bailey, to authorize the County Administrator to move forward with a keyless entry system at the airport terminal at an estimated cost of \$1,100.00 with possible state reimbursement for a portion of the cost. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

SECURITY CAMERA SYSTEM FOR AIRPORT

It was moved by Mr. Bailey, seconded by Mr. Mosley, to authorize the County Administrator to move forward with a security camera system for the airport at a cost of \$6,000.00 contingent on state funding for up to 80%. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

MOWER FOR AIRPORT

Mr. Poe requested the Board consider the purchase of a bat-wing mower for use at the airport to reduce the time required to mow the facility. The state would reimburse 50% of the cost as long the equipment is used exclusively at the airport.

It was the consensus of the Board to address this at a later date.

ADDITIONAL FULL TIME EMPLOYEE FOR ANIMAL CONTROL

Mr. Crabtree stated he had been approached about the need for an additional full time employee for Animal Control.

Mr. Poe advised that he had included moving a part-time employee to full-time status in the budget proposal.

Mr. Mosley stated he was in favor of moving forward with this action now.

MOVE PART TIME ANIMAL CONTROL POSITION TO FULL TIME

It was moved by Mr. Crabtree, seconded by Mr. Mosley, to move Alan Fortner from part time to full time in the Animal Control Department as soon as possible at an annual salary of \$16,640.00. Mr. Fortner is hired on a one-year probationary period. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

REPORTS AND RECOMMENDATIONS OF THE BOARD

MANDATORY DIRECT DEPOSIT FOR ALL PAYROLL

It was moved by Mr. Crabtree, seconded by Ms. Rowe, to institute mandatory direct deposit or debit cards for all payroll effective July 1, 2012.

After the second, Mr. Slemp stated he was in favor of providing employees a choice of direct deposit or a paper check.

Mr. Mosley asked if direct deposit had been made available to all employees.

Mr. Poe advised that it had been offered to all employees.

Mr. Bailey asked what the cost savings were for the County.

Mr. Poe advised there would be some savings in time and some in not having to print checks.

There was a general discussion about whether paper payroll records have to be sent to employees.

Mr. Crabtree withdrew his motion.

Mr. Slemp suggested another letter be sent to employees encouraging them to use direct deposit.

Mr. Mosley asked when an opening would be scheduled for the airport terminal and progress on the ditch on Town Branch.

Mr. Poe stated he would try to schedule something for June and that he had not received a response from VDOT.

CLOSED SESSION

It was moved by Ms. Rowe, seconded by Mr. Mosley, to enter Closed Session pursuant to Section 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. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

It was moved by Mr. Bailey, seconded by Mr. Mosley, to come out of Closed Session. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

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.

CHANGE DATE AND TIME OF MAY REGULAR MEETING

It was moved by Mr. Mosley, seconded by Mr. Crabtree, to move the May Regular Meeting to May 17, 2012 at 6:00 p.m. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

It was moved by Ms. Rowe, seconded by Mr. Bailey to recess to April 24, 2012 at 5:00 p.m. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD