

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 July 15, 2014 at 5:00 p.m. thereof.

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

MEMBERS ABSENT: None

OTHERS PRESENT: C.M. Callahan, Jr. County Attorney
Dane Poe, County Administrator
Jeny Hughes, Administrative Assistant

OTHERS ABSENT: None

PLEDGE TO THE FLAG

Mike Humfleet led the Pledge to the Flag.

INVOCATION

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

MEETING CALLED TO ORDER

The meeting was called to order at 5:13 p.m.

DEPARTMENTAL REPORTS

BUILDING INSPECTION

Roger Susong, Building Inspector, reported that his department had issued 69 building permits, collected \$2,948.05 in permit fees, \$2,208.08 in contractor's tax and made 162 construction site visits during the second quarter.

E-911

Alan Bailey, E-911 Director, reported that there were 5,560 calls received in dispatch, 660 of those were 911 calls and 509 were wireless 911 calls. The map books have been completed and a limited number are being handed out to the Fire Departments and Rescue Squads. He added he has been working on a grant from Homeland Security Funds for getting new radios throughout the County, and he will hear something from that around the beginning of September. He stated he has opened a trouble ticket with Intrado about a glitch that is only affecting Lee County; when a calls comes in to dispatch, the dispatcher will have to put the call on hold and pick the line back up just to be able to answer it. He has been working with Wise County, the City of Norton and Dickenson County on a new Text 2-911 feature that would allow someone that is in a

situation where they are unable to talk, to text 911 and communicate with dispatch. This service is offered through the current vendor, but it is not a free upgrade, the four counties have discussed going together and getting this upgrade.

Mr. Poe stated that the quote is \$30,100 for a five-year period, which would be around \$1,500 per year if all four localities were included.

Ms. Rowe stated that the texting to 911 feature is a good idea because there are locations in the County that do not have enough signal to call but a text can still go through.

Mr. Slemp stated that if it saves one life it is worth the \$1,500 per year investment.

EXTENSION OFFICE

Jeannie Mullins, Extension Agent, reported that the Family Nutrition Agent worked with First, Second, and Third graders at Dryden, Elk Knob and Rose Hill. The Agriculture Agent hosted farm business workshops and the Annual Lee County Beef Program and held the second Annual Live Stock Camp. The 4-H Agent held Share the Fun at the schools, and worked on training camp volunteers. The Family Consumer Science Agent hosted a Green Living Workshop, offered a program for the TRIAD meeting called "Who Gets Your Stuff" and held a Garden Programs. The department is currently working on coordinating an education program for the RAM clinic in September.

CONSTITUTIONAL OFFICERS

TREASURERS REPORT

The Treasurer's Report for the month of July 2014 was submitted as follows:

Revenues	\$ 5,407,861.52
Expenditures	\$ 8,090,109.39
General Fund	\$ 8,790,555.22
Total Assets and Liabilities	\$13,800,782.40

PUBLIC EXPRESSION

Scott Bowen, Park Manager at Wilderness Road State Park, reported that in 2013 he was asked to meet with the National Park staff about the possibility of creating a regional trail system that would include Wilderness Road State Park, Cumberland Gap National Park, the City of Middlesboro, Cumberland Gap, Tennessee and Lincoln Memorial University. There is grant funding available and the deadline is in August. He stated that the mapping has been completed and Phase I of the project is ready to go to link the trails. The project is to take the trail systems that are already in place and link them together. He is asking the Board for a letter of support on this project. He invited everyone to a Community Appreciation Bash on August 9, 2014.

Jeff Rowlett, Jonesville, addressed the Board about a letter that the Tobacco Commission had sent to the Industrial Development Authority denying their repayment offer. He stated that this could cause tremendous ramifications on the County and any organization associated with Lee County regarding existing grants and new applications for funding.

Mr. Mosley stated that the IDA is still in negotiations with the Tobacco Commission trying to get a deal worked out.

Mr. Poe stated that he had read the letter and he believes that the letter is outlining all the legal actions the Commission can pursue; it does not mean they are ready to take these actions.

Ms. Rowe asked if the Board would have received a copy of this letter if it were going to impact the County and any associated groups.

Mr. Poe stated that the Commission has the option to hold funding, but he feels that each application would be looked at on an individual basis.

APPROVAL OF MINUTES

Ms. Rowe stated that the June 17, 2014 minutes need to be corrected on page 3 to reflect that she stated the Tobacco Festival is coming up in October, and she would like the Tourism Department to work with the Friends group for this event; and page 6 to reflect that she asked if the final letters went out stating that if they do not pay it will be turned over to an attorney.

It was moved by Ms. Rowe, seconded by Mr. Slemp, to approved the minutes of the June 17, 2014 Regular Meeting with stated changes, June 23, 2014 Recessed Meeting and June 30, 2014 Recessed Meeting. Upon the question being put the vote was as follows.

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

PAYROLL

The County Administrator reports that payroll warrants have been issued.

APPROVAL OF DISBURSEMENTS

It was moved by Mr. Bailey, seconded by Mr. Slemp, to approve the disbursements for the month of July in the amount of \$593,943.11. Upon the question being put the vote was as follows.

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

FINANCE

PRIOR YEAR SUPPLEMENTAL APPROPRIATIONS

MISCELLANEOUS EXPENSES

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental appropriation to the prior fiscal year in the amount of \$1,098.43 to Fund 001, Miscellaneous Expenses, to the following line items. Upon the question being put the vote was as follows.

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

Line Item 4-001-92100-5910	\$252.00
Line Item 4-001-92100-5920	\$846.43

HEADSTART

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental appropriation to the prior fiscal year in the amount of \$10,979.54 to Fund 024, Disbursements Headstart, Line Item 4-024-62170-5860. Upon the question being put the vote was as follows.

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

COAL ROAD EXPENDITURES

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental appropriation to the prior fiscal year in the amount of \$189.54 to Fund 027, Gas Severance Tax Disbursements, Line Item 4-027-95100-5860. Upon the question being put the vote was as follows.

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

PRIOR YEAR BUDGET TRANSFERS

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve the following Budget Transfer to the prior fiscal year. Upon the question being put the vote was as follows.

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

From:	
Line Item 4-001-91400-5840	\$4,365.43
To:	
Line Item 4-001-43200-6007	\$1,622.15
Line Item 4-001-68100-1111	\$ 845.00
Line Item 4-001-68100-2100	\$ 64.70
Line Item 4-001-71360-3310	\$1,833.58

CURRENT YEAR RE-APPROPRIATIONS

BOARD OF SUPERVISORS

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$5,545.54 to Fund 001, to the following line items. Upon the question being put the vote was as follows.

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

4-001-11010-8121	\$ 229.99
4-001-11010-8122	\$2,217.21
4-001-11010-8123	\$ 188.36
4-001-11010-8124	\$1,455.84
4-001-11010-8125	\$1,454.14

COMMISSIONER OF REVENUE

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$375.00 to Fund 001, Travel, to Line Item 4-001-12310-5540. Upon the question being put the vote was as follows.

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

SHERIFF'S DEPARTMENT

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$2,483.83 to Fund 001, Ammunition, to Line Item 4-001-31200-6015. Upon the question being put the vote was as follows.

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

SHERIFF'S DEPARTMENT

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$64,414.55 to Fund 001, Attorney General Asset Forfeiture, to Line Item 4-001-31200-3145. Upon the question being put the vote was as follows.

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

FINES AND FORFEITURES

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$4,002.87 to Fund 007, State Forfeiture Proceeds, to Line Item 4-007-94100-5860. Upon the question being put the vote was as follows.

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

FINES AND FORFEITURES

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$808.75 to Fund 007, Federal Forfeiture Proceeds, to Line Item 4-007-94100-5840. Upon the question being put the vote was as follows.

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

FINES AND FORFEITURES

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$10,825.44 to Fund 007, Attorney General Asset Forfeiture, to Line Item 4-007-94300-5840. Upon the question being put the vote was as follows.

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

IMAGINATION LIBRARY

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve a supplemental re-appropriation in the amount of \$10,000.00 to Fund 025, Imagination Library Expenses, to Line Item 4-025-61322-6020. Upon the question being put the vote was as follows.

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

NEW BUSINESS

BOARD APPOINTMENTS

LONESOME PINE OFFICE ON YOUTH

It was moved by Mr. Crabtree, seconded by Mr. Slemp, to table this appointment.

Prior to the vote Mr. Crabtree asked if someone had an appointment.

Mr. Mosley stated that he had someone for this appointment.

Mr. Crabtree withdrew his motion.

It was moved by Mr. Mosley, seconded by Mr. Bailey, to appoint Kim Roop to a four-year term on the Lonesome Pine Office on Youth Board. Ms. Roop's term will expire September 30, 2017. Upon the question being put the vote was as follows.

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

MOUNTAIN EMPIRE COMMUNITY COLLEGE

It was moved by Mr. Bailey, seconded by Mr. Crabtree, to re-appoint David Graham to a four-year term on the Mountain Empire Community College Board

contingent on Mr. Graham's acceptance. Mr. Graham's term will expire June 30, 2018. Upon the question being put the vote was as follows.

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

AIRPORT AUTHORITY

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

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

BOARD OF ZONING APPEALS

It was moved by Ms. Rowe, seconded by Mr. Mosley, to recommend Joyce Williams for re-appointment on the Board of Zoning Appeals. Upon the question being put the vote was as follows.

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

THE CROOKED ROAD

Wayne Bonham submitted his written resignation from The Crooked Road effective immediately.

It was moved by Mr. Slemp, seconded by Mr. Bailey, to appoint Ashley Long to an un-expired term on The Crooked Road Board. Ms. Long's term will expire March 31, 2015. Upon the question being put the vote was as follows.

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

HOSPITAL AUTHORITY BOARD

It was moved by Ms. Rowe, seconded by Mr. Mosley, to appoint Howard Elliot to an un-expired term on the Hospital Authority Board. Mr. Elliot's term will expire April 30, 2016. Upon the question being put the vote was as follows.

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

REMOTE AREA MEDICAL EMPLOYEE VOLUNTEERS

Mr. Poe reported that the Remote Area Medical event is scheduled in Lee County on September 13 and 14 at the airport. Many volunteers are needed to staff and assist with this event. As an incentive for County employees to volunteer, he asked that the Board consider granting leave time to employees who serve as volunteers for this event.

It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve granting additional leave time to employees that volunteer. Upon the question being put the vote was as follows.

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

SCHOOL RESOURCE OFFICER GRANT

Mr. Poe reported that he has received the notice of approval for the School Resource Officer Grant. This year it is a 75/25 match grant, with \$56,250 in Federal funds with a match of local funds in the amount of \$18,750.

It was moved by Mr. Bailey, seconded by Ms. Rowe, to accept the School Resource Office Grant at \$56,250 with a local match of \$18,750. Upon the question being put the vote was as follows.

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

POST EMPLOYMENT BENEFITS REPORT

Mr. Poe reported that the Post Employment Benefits Actuarial Report is due every three years. Because retirees have the option of keeping insurance through the County, it is considered a benefit for them. The cost for the work this year will be \$3,948.00.

It was moved by Mr. Mosley, seconded by Mr. Slemp, to approve the Post Employment Benefits Report by Milliman, Inc. in the amount of \$3,948.00. Upon the question being put the vote was as follows.

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

BUILDING CODE OFFICIAL INTERVIEWS

It was the consensus of the Board to hold interviews for the Building Code Official on July 29, 2014 at 5:00 pm.

LETTER OF SUPPORT FOR STATE PARK

It was the consensus of the Board to draft a letter of support for the State Park trail system grant.

TEXT 2-911 PROPOSAL

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve funding the Text 2-911 upgrade for the E-911 system. Upon the question being put the vote was as follows.

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

CLOSED SESSION

It was moved by Ms. Rowe, seconded by Mr. Slemp, 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. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

Mr. Crabtree left the meeting at 7:02 pm.

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. 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.

It was moved by Mr. Mosley, seconded by Ms. Rowe, to recess to July 29, 2014 at 5:00 pm. Upon the question being put the vote was as follows.

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