

VIRGINIA: County of Lee, to-wit:

At the Annual Meeting of the Lee County Board of Supervisors in the General District Courtroom of the Lee County Courthouse on January 20, 2015 at 5:00 p.m. thereof.

MEMBERS PRESENT: Carl Bailey, Chairman
Larry Mosley
Charles Slemm, Jr.
Tina Rowe

MEMBERS ABSENT: Jason Crabtree

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

OTHERS ABSENT: None

INVOCATION

Josh Osteen, Pastor of the First Baptist Church Pennington Gap, led in the invocation.

PLEDGE TO THE FLAG

Josh Osteen led the Pledge to the Flag.

MEETING CALLED TO ORDER

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

PUBLIC HEARING

PROPOSED AMENDMENTS TO ROAD NAMING ORDINANCE

The Lee County Board of Supervisors held a Public Hearing on Tuesday, January 20, 2015 at 5:00 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia. The purpose of the Public Hearing was to take public

comment on proposed changes or amendments to the Lee County Road Naming Ordinance.

Mr. Crabtree entered the meeting at 5:17 pm

Alan Bailey, E-911 Director, stated there were several changes to the Ordinance. He stated one of the changes he would like to see is the prohibiting of personalized naming of driveways since that is the most vandalized signs.

Mr. Poe stated that with the changes to the Ordinance, proper personal names would not be allowed, the exception being if it is historical in nature. A petition to change a road name would require a \$100 fee. Names for new private roads with only one structure may be approved by the 911 Director, names for new private roads with multiple property owners may be approved by the 911 Director if all the property owners are in agreement on the proposed name.

Ms. Rowe asked if other Counties allow proper names.

Mr. Bailey stated it is his understanding they are not allowed.

Mr. Mosley stated that it was recommended that it not be done in Lee County from the beginning.

Mr. Poe stated that it was the consultant's recommendation not to allow personal names unless they are historical in nature, but the Board at the time allowed personal names to be approved.

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

Jerry Stapleton stated that Route 748 had been known as Parsons Hollow but it was changed to Thomas Hollow during the road naming. He asked the Board if he could get that changed back to Parsons Hollow.

Mr. Poe stated that any road is subject to have a name changed and there would have to be a petition filed.

There was no further public comment.

The Chairman closed the floor for public comment.

It was moved by Mr. Mosley, seconded by Mr. Crabtree, to adopt the amendments made to the Road Naming Ordinance as presented. Upon the question being put the vote was as follows.

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

ELECTION OF CHAIRMAN

It was moved by Mr. Mosley to nominate Carl Bailey as Chairman.

It was moved by Ms. Rowe, seconded by Mr. Slemp, to nominate Charles Slemp as Chairman. Upon the question being put the vote was as follows.

VOTING AYE: Ms. Rowe, Mr. Slemp

ABSTAINING: Mr. Crabtree

Prior to a call for any No votes, Mr. Callahan stated that there was already a motion on the floor that needed to be addressed first.

It was moved by Mr. Mosley, seconded by Mr. Slempp, to nominate Carl Bailey as Chairman. Upon the question being put the vote was as follows.

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

It was moved by Mr. Bailey, seconded by Mr. Slempp, to nominate Larry Mosley as Chairman. Upon the question being put the vote was as follows.

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

It was moved by Mr. Crabtree, to nominate Tina Rowe as Chairman.

Mr. Crabtree withdrew his motion.

It was moved by Ms. Rowe, seconded by Mr. Slempp, to nominate Charles Slempp as Chairman. Upon the question being put the vote was as follows.

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

ELECTION OF VICE CHAIRMAN

It was moved by Mr. Slempp, to nominate Tina Rowe as Vice Chairman.

The motion died for lack of a second.

It was moved by Mr. Crabtree, seconded by Mr. Bailey, to nominate Larry Mosley as Vice Chairman. Upon the question being put the vote was as follows.

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

RESIGNATION OF CHAIRMAN

Mr. Slemph resigned as Chairman.

ELECTION OF CHAIRMAN

It was moved by Mr. Slemph, seconded by Mr. Mosley, to nominate Carl Bailey as Chairman. Upon the question being put the vote was as follows.

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

ESTABLISH TIME, DATE AND PLACE OF REGULAR MEETING

It was moved by Mr. Mosley, seconded by Ms. Rowe, to establish regular monthly meetings on the third Tuesday of each month at 5:00 p.m. in the General District Courtroom of the Lee County Courthouse. Upon the question being put the vote was as follows.

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

RULES OF PROCEDURE

It was moved by Mr. Mosley, seconded by Ms. Rowe, to adopt the following Rules of Procedure. Upon the question being put the vote was as follows.

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

RULES OF PROCEDURE

LEE COUNTY BOARD OF SUPERVISORS

Section I – Meeting

Section 1-1: When and where regular meetings held

The date, time and place of the regular Board of Supervisors meeting shall be established at the January annual meeting. Should the Board subsequently prescribe any meeting time or place other than that initially established, it shall comply with Section 15.2-1416 of the Code of Virginia, as amended. (1)

Section 1-2: Special Meetings

The Board of Supervisors may hold such special meetings, as it deems necessary, at such time and place as it may find convenient; and it may adjourn from time to time as it may find convenient and/or necessary. A special meeting of the Board of Supervisors shall be called pursuant to, and in full compliance with, Sections 15.2-1417 and 15.2-1418 of the Code of Virginia, as amended. (2)

Section 1-3: Annual/semi-annual meetings

The first meeting held after the newly elected members of the governing body shall have qualified and the first meeting held in the corresponding month of each succeeding year shall be known as the annual meeting. (3)

Section 1-4: Quorum and method of voting

At any meeting a majority of the Supervisors shall constitute a quorum. (4) All questions submitted to the Board for decision shall be determined by a voice vote of a majority of the Supervisors voting on any such question, unless otherwise provided by law. (5) The name of each member voting and how he or she voted must be recorded. (6)

Section 1-5: Member absenting himself from meeting prior to adjournment

After the name of any member of the Board has been recorded as present at any meeting of the Board, a member shall not leave the meeting previous to adjournment unless by consent of the Board.

Section 1-6: Board to sit with open doors

The Board of Supervisors shall sit with open doors and all persons conducting themselves in an orderly manner may attend meetings; (7) provided, however, that Board may hold closed meetings as permitted by law. (8)

Section II – Officers

Section 2-1: Chair and Vice-Chair

At the annual meeting of the Board of Supervisors, the Board shall elect from its membership a Chair and a Vice-Chair in accordance with the provisions of Section 15.2-1422 of the Code of Virginia, as amended. The term of office for the Chair and Vice-

Chair shall be for one (1) year, but they may be re-elected. In the case of the absence from any meeting of the Chair and Vice-Chair, the members present shall choose one of their number as temporary Chair, provided those members constitute a quorum. (9)

Section 2-2: Chair may administer oaths

The Chair shall have power to administer an oath to any person concerning any matter submitted to the Board or connected with its' powers and duties. (10)

Section 2-3: Clerk (duties, etc.)

The Clerk for the Board shall be the County Administrator and his/her duties and responsibilities shall be as set out in Section 15.2-1540 of the Code of Virginia, as amended. The Clerk may appoint a deputy as recording secretary if needed.

Section 2-4: Preservation of order

At meetings of the Board the presiding officer shall preserve order and decorum (11) and may require the Sheriff of Lee County, or at the Sheriff's option, a deputy to attend meetings of the Board to preserve order.

Section III – Conduct of Business

Section 3-1: Order of business

At meetings of the Board, subject to rearrangement by the Chair, absent an objection by the full Board, the order of business shall be as follows:

- (A) Call of order and roll call of members
- (B) Public hearings
- (C) Reports, requests, and recommendations of other departments
- (D) Citizens expression
- (E) Submission and approval of the minutes of the preceding meeting
- (F) Approval of Refunds
- (G) Approval of Warrant List
- (H) Delegations
- (I) Finance
- (J) Unfinished business
- (K) New business
- (L) Reports, requests and recommendations of the County Attorney
- (M) Reports, requests and recommendations of the County Administrator
- (N) Communications and instructions of members of the Board

When any matter is made the special order of business for a future meeting, it

shall at such meeting take priority of all other business except the approval of the minutes of the last meeting.

Section 3-2: Manner of addressing Board generally; speaking only on question before Board

(A) When any person, including Board Members, speaks to the Board, that person shall address the Chair and shall speak directly to the question before the Board.

(B) No person in attendance at a meeting of the Board shall be permitted to address the Board while the members are considering any Motion, Resolution or Ordinance preliminary to a vote on the same except at the discretion of the Chair.

(C) No Board Member shall engage in discussion or ask questions of those addressing the Board without first being recognized by the Chair.

Section 3-3: Use of offensive language or gestures; sectarian or political discussion

No member of the Board shall, in debate at any meeting of the Board, use any language or gesture calculated to offend or insult another member. No discussion of sectarian or partisan character shall be allowed at meetings of the Board. (12)

Section 3-4: Priority in speaking to Board

When two or more members wish to speak at the same time, the Chair shall name the person who shall speak first. (13)

Section 3-5: Speaking more than once on same subject

In any debate before the Board, no member of the Board shall speak more than once on the same question until all the others have spoken who desire to do so, nor more than twice on the same question, unless consent of the Board has been given. (14)

Section 3-6: Form of petitions, etc.

Every petition, communication or address to the Board shall be respectful language and, except in cases where it is otherwise allowed, shall be in writing.

Section 3-7: Motions

No proposition shall be entertained by the Chair until a Motion for the same has been duly made. The Chair may make a Motion without vacating the Chair. (15)

Section 3-8: Decisions on points of order

The Chair, when presiding at a meeting of the Board, without vacating the Chair, may give reasons for any decision made on any point of order and such decision shall be made without debate. (16)

Section 3-9: Same, appeal to Board

Any member of the Board may appeal to the Board regarding the decision of the Chair on any question of order, a majority vote of those present being necessary to overrule the Chair. (17)

Section 3-10: Motion to adjourn

At a meeting of the Board, a Motion to adjourn shall always be in order and shall be decided without debate. (18)

Section 3-11: Voting on appointments to office

Every appointment by the Board shall be by voice vote, recorded by name in the Minutes of the Board of Supervisors. (19)

Section 3-12: Suspending rules

The rules of the Board may be suspended with the concurrence of four-fifths (4/5) of the members present. (20)

Section 3-13: Roberts Rules of Order

The proceedings of the Board, except as otherwise provided in applicable State law, shall be governed by Roberts Rules of Order, Newly Revised.

Section IV – Public Hearings

Section 4-1: Speakers

At every public hearing, speakers wishing to address the Board shall clearly state their name and address and shall be subject to a time limitation of three (3) minutes per individual or five (5) minutes for an individual representing a group, or such other limitation as the Board, in its' discretion, may impose. Each speaker shall be limited to one appearance at each public hearing.

Section 4-2: Members' participation

Board Members shall limit their comments in public hearings to insure participation by the public without Board interference.

Section 4-3: Close of hearing

When a public hearing shall have been closed by the order of the Chair of the Board, no further public comments are in order.

Section V – Agenda

Section 5-1(A): Preparation

The Clerk shall prepare an Agenda for each regular meeting conforming to the order of business specified in Section 3-1 under Order of Business. Except where emergency circumstances require otherwise, every item to be placed on the Agenda shall be received in the Office of the County Administrator by 10:00 a.m. on the Tuesday prior to any regular meeting of the Board.

Section 5-1(B): Notification

Any member absent from a meeting shall be notified of a recessed meeting, including place, time and items to be placed on the Agenda.

Section 5-2: Delivery

The Agenda shall be mailed, or hand delivered, to each Member of the Board and the Attorney to the Board at least six (6) days prior to the meeting.

Section 5-3: Request to appear before the Board of Supervisors

Any citizen (individual, firm, association, or corporation) desiring to appear before the Board of Supervisors to request Board action on any matter shall make such request to the Clerk or Agent as provided; however, no request shall be required in order to speak to the Board during the Citizens' Expression period.

Note: The purpose of the Citizens' Expression period at each regular meeting is to give all citizens an opportunity to appear before the Board to voice their opinions on matters of concern to them over which the Board has influence. Sections 4-1, 4-2 and 4-3 of these Rules of Procedure regarding public hearings will also apply to the Citizens' Expression period. This period should not be used to request specific Board action at that meeting. (See Section 5-3) If Board action is indicated as a result of information provided during this period, the matter should be placed on the Agenda for a future Board meeting.

NOTES

1. Code of Virginia, as amended, Section 15.2-1416.
2. Code of Virginia, as amended, Section 15.2-1417 and 1418.
3. Code of Virginia, as amended, Section 15.2-1416.
4. Code of Virginia, as amended, Section 15.2-1415.
5. Code of Virginia, as amended, Section 15.2-1420.
6. Constitution of Virginia, Article VII, Section 7.
7. Code of Virginia, as amended, Section 2.2-3707.
8. Code of Virginia, as amended, Section 2.2-3711.
9. Code of Virginia, as amended, Section 15.2-1422.
10. Code of Virginia, as amended, Section 15.2-1410.
11. The Virginia Local Legislator, Virginia Municipal League, Virginia Association of Counties, and the Institute of Government, University of Virginia, (1972) pp. 62-63.
12. Roberts, pp. 386-389.
13. Roberts, pp. 28-31.
14. Roberts, pp. 42-43.
15. Roberts, pp. 477-478.
16. Roberts, pp. 214-215.
17. Roberts, pp. 254-259.
18. Roberts, pp. 67-68, 234-240.
19. Roberts, pp. 43-50, 403-405.
20. Roberts, pp. 259-265.

DEPARTMENTAL REPORTS

BUILDING INSPECTOR

Keith Harless, Building Code Official, reported that there has been 86 building permits issued for the quarter with a total of \$11,824.95 collected for permit fees and \$2,644.65 collected for contractor's tax. He stated that Cathy Wilder has passed her tests and is now a Certified Permit Technician and he has taken three of the four required classes needed for his testing. He added that the Department of Housing and Community Development is holding more training classes free to the county and these could help him in passing the Building Code Official testing, and asked if the Board would allow him to attend that additional training.

It was the consensus of the Board to allow Mr. Harless to attend these courses.

Mr. Harless reported that several violations were found in the past quarter which resulted in \$7,446.23 additional fees coming into the County. He stated that there was a misunderstanding and he had been taking the County vehicle home and was just informed that the County did not allow that anymore. He stated that there are times he does inspections on the way to work or on the way home, and asked if the Board would allow him to start taking the vehicle home.

Mr. Bailey stated the Board would discuss this matter later.

E-911

Alan Bailey, E-911 Director, reported that there were 4,732 calls received in dispatch with 531 of those being 911 calls of which 364 were wireless calls. He is working on recorder issues and assisting the Sheriff's Department in training officers to use the laptops for the cruisers. He added that Jasper Volunteer Fire Department has run into delays getting the EMS license from the state and as soon as that is issued he will be working on a service zone for them. He is also requesting \$10,000 in additional funds for part time dispatchers.

Mr. Bailey asked how many more dispatchers are needed.

Alan Bailey stated he is just asking for additional funds so the part time workers will be able to work the rest of the fiscal year, right now he can make it through to March.

Ms. Rowe stated that the Board would begin the budget process soon and could review this request at that time.

Mr. Slempp advised Mr. Bailey to come back in March.

EXTENSION OFFICE

Jeannie Mullins, reported that the Extension Office hosted the Second Annual Farm and Family Day in October and the Advanced Cattleman course in November and December. There were three Pesticide Applicator Certification workshops with 45 producers being recertified. The Family Consumer Sciences Agent partnered with Scott County to offer a workshop for entrepreneurs in starting or expanding a business, and held a Reality Simulation for Jonesville Middle School 8th graders. The Family Nutrition Program Agent had 117 lessons and helped other Extension Activities. The 4-H Agent held classes at Thomas Walker High School on citizenship and hand washing. The 4-H teams helped plant fall flowers at the Nursing Homes.

Mr. Slemph asked when the tree grafting clinic will be held.

Ms. Mullins stated that is usually around March.

Mr. Bailey asked what the Farm and Family Day consists of.

Ms. Mullins stated that Farm and Family Day was created with the hope of bringing all the agriculture people in the community together in one place. There are educational booths set up, some banks will come and give out information. Last year there was a sheep dog trial, strongest farm hand contest and different activities related to farm activity.

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

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

Revenues	\$ 7,522,242.91
Expenditures	\$ 4,700,900.30
General Fund	\$ 14,768,279.00
Total Assets and Liabilities	\$ 19,170,995.68

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, five minutes for a group.

Larry Gullion, Keokee Alumni Association, stated that he has spoken with the Health Department and there is a possibility that the school could be reconnected to the septic system that is already there. He has also scheduled to meet with some engineers over the groundwater in the treatment plant area.

Mr. Poe stated that he has asked for additional time for the existing plant to remain on site and he has not received a response. As of right now DEQ is aware of the situation and he is awaiting a response.

There was no further public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Mosley, seconded by Mr. Slemp, to approve the minutes of the December 16, 2014 Regular Meeting and the January 7, 2015 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. Mosley, seconded by Mr. Slemp, to approve the disbursements for the month of December in the amount of \$560,239.80. Upon the question being put the vote was as follows.

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

DELEGATIONS

BECKY NAVE SOUTHWEST VIRGINIA PUBLIC RELATIONS DIRECTOR VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Becky Nave, Public Relations Director, addressed the Board about new changes that are taking place to help with marketing connections. She stated that she will be creating a newsletter to give updates on events in the region. There will be a Mountains of Music Homecoming in June and there will be regional, statewide, national and international promotions for this event. She added that there would be an entrepreneurial boot camp on May 7 to help start or expand business at the Pioneer Center in Duffield.

FINANCE

MONTHLY APPROPRIATIONS

It was moved by Mr. Mosley, seconded by Ms. Rowe, 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

RESOLUTION MONTHLY APPROPRIATIONS 15-001

WHEREAS, the Lee County Board of Supervisors has approved the Lee County Public School Budget and Virginia Public Assistance Budget for FY2014-15; 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 February 28, 2015;

Federal/State Funds	\$ 6,205,658
Local Funds	<u>1,061,545</u>
TOTAL VIRGINIA PUBLIC ASSISTANCE	\$ 7,267,203

LEE COUNTY PUBLIC SCHOOLS

Categorical Appropriation:

Instruction	\$ 24,784,965
Administration, Attendance and Health	2,045,217
Pupil Transportation	2,013,034
Operation and Maintenance	3,344,950
School Food Services	1,573,100
Facilities	449,000
Technology	805,390
Partially Self-Funded Insurance Fund	<u>4,200,000</u>
TOTAL	\$39,215,656

Source of Revenue:

Federal Funds	\$ 4,249,948
State Funds	25,474,642
Other Funds	75,600
Self Insured Health Fund	3,750,000
Local Funds	5,040,466
Textbook Carryover Funds	<u>625,000</u>
TOTAL PUBLIC SCHOOLS	\$ 39,215,656

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

The Lee County Treasurer is also directed to revert all unexpended balances of the Public School and Virginia Public Assistance Funds to the General Fund as of the beginning and ending of Fiscal Year 2014-2015.

NEW BUSINESS

BOARD APPOINTMENTS

DRYDEN WATER AUTHORITY

It was moved by Mr. Slempp, seconded by Mr. Crabtree, to reappoint Patsy Quillen to a four year term on the Dryden Water Authority. Ms. Quillen's term will expire December 31, 2018. Upon the question being put the vote was as follows.

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

BUILDING CODE APPEALS

It was moved by Mr. Slempp, seconded by Mr. Crabtree, 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. Slempp

BUILDING CODE APPEALS

It was moved by Ms. Rowe, seconded by Mr. Mosley, to reappoint Paul Trammel to a four year term on the Building Code Appeals Board. Mr. Trammel's term will expire January 31, 2019. Upon the question being put the vote was as follows.

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

COMMUNITY POLICY AND MANAGEMENT TEAM

It was moved by Ms. Rowe, seconded by Mr. Crabtree, to appoint Rob Widener to a four year term on the Community Policy and Management Team and Family Assessment and Planning Team. Mr. Widener's term will expire January 31, 2019. Upon the question being put the vote was as follows.

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

Mr. Slempp left the meeting at 6:25 pm.

VDOT PROJECT ADJUSTMENTS

Mr. Poe stated that these are changes to basically abandon the old bridge and approach line on Route 833 and incorporate the new bridge and approaches into the Secondary System. This is typical when new construction takes place on an existing road.

It was moved by Mr. Mosley, seconded by Ms. Rowe, to adopt Resolution 15-002. Upon the question being put the vote was as follows.

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

**RESOLUTION
PROJECT ADJUSTMENTS
15-002**

WHEREAS, the Virginia Department of Transportation has constructed Route 833, Longleaf Road on a new alignment under Project 0833-052-311, C501, and

WHEREAS, the project sketch and VDOT Form(s) AM4.3, attached and incorporated herein as a part of this resolution, defines adjustments required in the secondary system of state highways as a result of that construction, and

WHEREAS, the new road serves the same citizens as served by those portions of old road identified in the project sketch to be abandoned, which portions no longer serve a public need, and

NOW, THEREFORE, BE IT RESOLVED, this Board hereby abandons segment(s) B-E from the secondary system of state highways, pursuant to §33.2-912 of the Code of Virginia, and

BE IT FURTHER RESOLVED, this Board requests the Virginia Department of Transportation to add segment(s) B-C, C-D, and D-E to the secondary system of state highways, pursuant to §33.2-705 of the Code of Virginia, for which sections this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills and drainage, and

BE IT FINALLY RESOLVED, this Board orders that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

LANDFILL GAS AND GROUNDWATER MONITORING REPORTS

Mr. Poe stated that he has received Lane Engineering's proposed Task Orders Number 15-01 and 15-02 for the Annual Landfill Gas and Groundwater Monitoring reports as required by the Virginia Department of Environmental Quality. Task Order Number 15-01 for the Gas Monitoring report provides for an estimated fee of \$5,500 which is the same as last year. Task Order Number 15-02 for the Groundwater Monitoring report provides for an estimated fee of \$11,750 which is an increase of \$500 over last year. These are mandatory reports and Mr. Poe recommends approval of these Task Orders.

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve Lane Engineering Task Order Number 15-01 in the amount of \$5,500 and Task Order Number 15-02 in the amount of \$11,750. Upon the question being put the vote was as follows.

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

POTENTIAL RURAL ADDITION PROJECTS

Mr. Poe stated that last month he provided an estimate of funds available for the Rural Addition Program. He provided cost estimates on six roads in District 1 and District 3 along with general guidelines for the Rural Addition Program.

Stapleton Road	\$ 60,000
Monte Vista Road	\$ 20,000
Sunshine Hill Road	\$ 80,000
Golf Course Road	\$100,000
George Jones Road	\$150,000
Marshall Drive	\$110,000

He added that there are still several applications for roads in each district that have been on file for several years.

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

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

SOLID WASTE MANAGEMENT PLAN UPDATE APPROVAL

Mr. Poe stated the Virginia Department of Environmental Quality requires counties to update their Solid Waste Management Plan every five years including formal approval action by the Board of Supervisors. Because there isn't a major revision, it does not require a public hearing.

Mr. Slempp returned to the meeting at 6:31 pm.

It was moved by Mr. Mosley, seconded by Ms. Rowe, to approve the Solid Waste Management Plan Update. Upon the question being put the vote was as follows.

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

EROSION AND SEDIMENT CONTROL ORDINANCE UPDATES

Mr. Poe stated that the State transferred responsibility for oversight of the state Erosion and Sediment Control laws from the Department of Conservation and Recreation to the Department of Environmental Quality. This change necessitated the need to amend local Erosion and Sediment Control Ordinances to reflect the agency change and other minor modifications. Tim Miles, Daniel Boone Soil and Water Conservation District, has completed a review of the state's model ordinance and provided a suggested ordinance for Lee County.

It was the consensus of the Board to advertise for a Public Hearing for the Erosion and Sediment Control Ordinance.

RESIGNATION OF THE COMMONWEALTH'S ATTORNEY

Mr. Poe stated Shawn Hines was appointed to General District Court Judge of the Thirtieth Judicial Court and he has submitted his resignation as Commonwealth's Attorney.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

GREEN CONSTRUCTION PAY REQUEST NUMBER 1

Mr. Poe stated that he has received Pay Request Number 1 from Greene Construction for the work at the Transfer Station in the amount of \$9,225 for the Performance Bond. Mr. Poe recommends approval of this request.

It was moved by Mr. Mosley, seconded by Mr. Crabtree, to approve Green Construction's Pay Request Number 1 in the amount of \$9,225. Upon the question being put the vote was as follows.

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

DOMESTIC VIOLENCE GRANT AWARD

Mr. Poe reported that he has received approval of the Domestic Violence Grant for this calendar year in the amount of \$48,075.

It was moved by Mr. Mosley, seconded by Ms. Rowe, to accept the Domestic Violence Officer Grant. 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

TRASH ON ROUTE 58

Mr. Mosley stated that there is a lot of trash on the sides of the road along Route 58.

Mr. Poe stated that he has spoken with the Sheriff's Department about this matter and because the weather has been bad they had not be able to get inmates.

Mr. Slempp asked about the status of the Olinger property.

Mr. Poe stated that the VDOT engineer in Bristol kicked on the sight distance. He is continuing to work with them to get something approved, but if there isn't an approval of an entrance permit there would be no need to acquire the property.

Mr. Bailey stated that he has noticed the trash and asked that the Litter Control Coordinator focus on getting the first half-mile of each secondary road cleaned up.

CLOSED SESSION

It was moved by Ms. Rowe, seconded by Mr. Mosley, to enter Closed Session pursuant to 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. Slempp

It was moved by Mr. Mosley, seconded by Mr. Crabtree, 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. Slempp

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.

DONATION TO HOSPITAL AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Crabtree, to donate \$100,000 to the Lee County Hospital Authority. Upon the question being put the vote was as follows.

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

It was moved by Mr. Bailey, seconded by Ms. Rowe, to recess to February 5, 2015 at 6:00 pm. Upon the question being put the vote was as follows.

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