

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 September 17, 2024 at 6:00 p.m. thereof.

MEMBERS PRESENT: D.D. Leonard, Chairman
Josh Flannary
Mike Kidwell
Brian Shoemaker
Roger Waddell

MEMBERS ABSENT: None

OTHERS PRESENT: Robby Wright, County Administrator
Angie Thomas, Administrative Assistant
Stacy Munsey, County Attorney

OTHERS ABSENT: None

INVOCATION

Robby Wright, County Administrator, led the invocation.

PLEDGE TO THE FLAG

Brian Shoemaker led the Pledge to the Flag.

MEETING CALLED TO ORDER

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

DEPARTMENT REPORTS

Written departmental reports for Economic Development, Tourism and Works Program were included in the packet.

QUARTERLY REPORT ECONOMIC DEVELOPMENT AND TOURISM

LESLIE LITTON, EDA DIRECTOR

Leslie Litton, EDA and Tourism Director, reported attending the ribbon cutting ceremony for Project Intersection at the Earthlink building in Wise. She stated Lee County hosted the regional Virginia Coalfield Economic Development Authority (VCEDA) local developers meeting at the Lee County Airport which was a great success.

The EDA board welcomed new member Bill Willis in September. They also voted to award a small business loan and to serve as the applicant for a loan through VCEDA to enter into a lease-purchase agreement with a larger company to purchase new equipment. Repairs were ordered for plumbing issues at the England building in Dryden.

She stated members of VCEDA and Virginia Economic Development Partnership (VEDP) visited the area, toured LMU Vet School, Timberline Barns, and Constitutional Oaks Industrial Park. She stated follow up correspondences have begun regarding a conceptual or master plan for the park, which can be used as a tool to understand how the property can be developed. VEDP is also in the process developing a plan regarding the water, sewer and gas infrastructure at Constitutional Oaks.

Ms. Litton stated monthly Tourism committee meetings have been re-established and welcomed new member Kim Ray. She reported all of the reimbursements from the ARPA grant have been entered into the Virginia Tourism Corporation expense portal. She had face to face meetings with representatives from Friends of SWVA, Heart of Appalachia, and Virginia Tourism Corporation to discuss the opportunities and projects in which the organizations can partner with the county. Also discussions have begun with Heart of Appalachia to design a brochure/rack card for Lee County at no cost to the Tourism committee and she attended the quarterly board meeting to assist in the guidance of funding tourism projects within the coalfield region.

Mr. Waddell asked about the acreage at Constitutional Oaks.

Mr. Wright stated it's around 190 acres.

Mr. Waddell asked if we have income from the Constitutional Oaks.

Ms. Litton stated not from the land.

Mr. Kidwell asked about the hay on the property being cut and if there was a lease tied to the property.

Ms. Litton stated no.

Mr. Kidwell stated he was told that a particular farmer had a deal worked out with EDA that he would cut the property for the hay.

Mr. Wright stated there are a lot of people that have no interest in the hay but want their property clean therefore they will give the hay away.

Mr. Kidwell stated a lot of people would bid on the hay if the property were leased out.

Ms. Litton stated the EDA has an agreement with Mr. McPherson on file.

Mr. Wright stated there were some services rendered.

Ms. Litton stated the agreement is on file if the Board would like to look at it.

Mr. Wright stated a joint meeting is scheduled for October 3rd with EDA and they will have the agreement available to review.

Mr. Kidwell stated to be clear the Shell building in District 1 no longer has anything to do with the County.

Ms. Litton stated that is correct.

Mr. Kidwell stated the Shell building in District 1 is no longer owned, leased or funded by the County and asked if it was owned or leased by Timberline Barnes.

Ms. Litton stated Paul's Fans purchased the building and leases it to Timberline Barnes.

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of August 2024 was submitted as follows:

Revenues	\$ 7,655,238.22
Expenditures	\$ 6,673,115.90
General Fund	\$ 2,290,435.15
Total Assets and Liabilities	\$11,428,701.21

The Treasurer's Report for the month of September 2024 was submitted as follows:

Revenues	\$ 10,056,190.92
Expenditures	\$ 10,312,014.03
General Fund	\$ 1,671,999.87
Total Assets and Liabilities	\$ 11,172,878.10

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.

Edith Bowen, Jonesville, stated she would like to bring a situation to the Board's attention. She stated the Planning Commission has a Public Hearing scheduled for the following day in regards to a junk yard being started on the south side of Lee Memorial Gardens. The owners of the property have applied for a Special Use Permit to allow a junk yard since it is an Agricultural Zone and is not allowed. She counted at least 15 junk cars at the property line to the

cemetery. She asked each Board member to go see this travesty for themselves and passed out pictures of the property and added they don't do it justice. She thanked the Board for their time and attention.

There was no further public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Shoemaker, seconded by Mr. Flanary, to approve the minutes of the August 20, 2024 Regular Meeting. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

PAYROLL

The County Administrator reports that payroll warrants have been issued.

APPROVAL OF DISBURSEMENTS

It was moved by Mr. Flanary, seconded by Mr. Kidwell, to approve the disbursements for the month of September in the amount of \$345,311.77. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

FINANCE

QUARTERLY APPROPRIATIONS

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

**RESOLUTION
QUARTERLY APPROPRIATIONS
24-014**

WHEREAS, the Lee County Board of Supervisors has approved the Headstart Budget, Lee County Public School Budget and Virginia Public Assistance Budget for FY2024-25; and

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

NOW, THEREFORE, BE IT RESOLVED, that the following activities, 25% of the amount shown is appropriated for a 3-month period ending December 31, 2024

HEADSTART

Federal Funds	\$ 1,764,936
TOTAL HEADSTART	\$ 1,764,936

VIRGINIA PUBLIC ASSISTANCE

Federal/State Funds	\$ 10,242,700
Local Funds	<u>1,911,172</u>
TOTAL VIRGINIA PUBLIC ASSISTANCE	\$ 12,153,872

LEE COUNTY PUBLIC SCHOOLS

Federal, State & Other Funds	\$ 58,055,581
Local Funds	<u>6,940,616</u>
TOTAL LEE COUNTY PUBLIC SCHOOLS	\$64,996,197

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

The Lee County Treasurer is also directed to revert all unexpended balances of the Headstart, Public School and Virginia Public Assistance Funds to the General Fund as of the beginning and ending of Fiscal Year 2024-2025.

TOTAL FY 2024-25 BUDGET \$96,458,019

OLD BUSINESS

ADDITIONAL FUNDING FOR CSA PROGRAM

Mr. Wright stated at the previous June meeting the CSA requested an additional \$660,000 to cover expenses for the Fiscal Year ending 2024. He has been working with Michele Brooks, Social Services Director, and other staff and they have been able to reduce that amount to \$467,666.51. He stated Ms. Brooks is present to answer questions.

Mr. Shoemaker asked the difference from the initial request to the current request.

Ms. Brooks stated the initial request was approximately \$660,000 and that was an estimate at that time due to certain placements of children. One child is in a very expensive placement but since has been moved to a less expensive placement. She stated they tried as much as possible to keep the local expense to a minimum.

Mr. Shoemaker stated the initial request was for \$660,000.

Ms. Brooks stated she believed the initial request was for \$656,000.

Mr. Shoemaker asked for the actual amount.

Mr. Wright stated \$467,666.51.

Ms. Brooks stated the CSA ends the same time as the end of the Counties Fiscal Year but they have an additional 3 months to get all the bills in. She stated they have approximately \$180,000 to pay and that should be done by the end of this week.

Mr. Shoemaker stated it blows his mind that the Board gets hit with an amount of \$656,000 and 2 months later it's down to \$467,000.

Mr. Wright stated he is pretty confident that this is a decent figure. He thinks there will be better communication in the next few months and they will be able to provide the Board with more information about their spending and how many kids are in a program.

Mr. Leonard asked if this is an Administrators recommendation.

Mr. Wright stated yes.

It was moved by Mr. Leonard, seconded by Mr. Flanary, to approve for the Treasurer to release \$467,666.51 to cover CSA expenses for FY2023-24. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

ABSTAINING: Mr. Kidwell

Prior to the vote there was a discussion.

Mr. Wright stated he believes they have a good working relationship and will have a lot of information in the Board packets. He stated if there is something the Board would like to see in the packet we don't care to see that the information gets in there.

Mr. Shoemaker stated Mr. Wright made the commit that DSS has been forthcoming with everything he has asked for. He asked if that information he has asked for was something he should have had to start with.

Mr. Wright stated we have never done this before. We are honestly breaking new ground. He advised the way this is handled in the Treasurer's office is there are 2 lines in the expenses one being CSA the other DSS. He stated what we are trying to do is create detail for us so we actually have real information.

Mr. Leonard asked for clarification on the agenda.

Mr. Wright clarified the agenda.

TENNIS COURTS AT LEE HIGH

The County Administrator requested closed session for this matter.

COURTHOUSE & DSS SPRINKLER SYSTEM QUOTES

Mr. Wright stated quotes were requested from 6 Sprinkler companies concerning the work needed at the Courthouse and Department of Social Services. Three companies did not want to make a visit to provide a quote, one wanted to give a quote without making a visit and we received 2 quotes one being from East Tennessee Sprinkler Company who completes our work each year at a total cost of \$9,110.00. The second quote from Moody Sprinkler Company who does the work for Lee County Schools at a total cost of \$7,383.00. He expressed concerns that Moody Sprinkler Company may not fully understand the scope of our system and as they are new to our buildings feels this quote might not cover every aspect of the work needed. He stated due to having some trouble finding some of the locations where equipment was installed, not being familiar with the layouts and not having a full set of plans showing the sprinkler systems, he does have reservations that every area was visited.

Mr. Waddell asked if East Tennessee was currently taking care of our sprinkler system.

Mr. Wright stated yes.

Mr. Waddell asked if Moody Sprinkler System could do the job with being unfamiliar with the buildings.

Mr. Wright stated he believes they can but his concerns are a possible increase in cost.

Mr. Leonard agrees with Mr. Wright.

There was a discussion about which company to get to do the sprinkler system.

It was moved by Mr. Waddell, seconded by Mr. Leonard, to accept the quote from East Tennessee Sprinkler Company, Inc. for work at the Courthouse and Department of Social Services at a total cost of \$9,110.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

HEADSTART BUILDING PROPERTY

Mr. Wright stated at last month's meeting the Board voted to sell the Headstart building. He presented the Board with a drawing of the property and recommended having it surveyed and deed a portion of the property to the County for possible future parking.

Mr. Shoemaker asked how big the lot is.

Mr. Wright stated he didn't measure it but it's probably 150' x 50'.

Mr. Shoemaker stated he was talking about the entire lot minus the parking area.

Mr. Wright stated he didn't look at the deed.

Mr. Shoemaker stated he was curious if the property can be split and sell the house and a separate lot.

Mr. Wright stated the problem that would run into is due to the slope off of the road. He explained the possible ways of having access to the property.

It was moved by Mr. Leonard, seconded by Mr. Shoemaker, to approve to survey and deed to the County a portion of the property as recommended by the County Administrator. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker

VOTING NO: Mr. Waddell

NEW BUSINESS

BOARD APPOINTMENTS

BUILDING CODE APPEALS

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

E-911 STANDARDS COMMITTEE

It was moved by Mr. Kidwell, seconded by Mr. Leonard, to appoint Josh Flanary to an unfulfilled term on the E-911 Standards Committee. Mr. Flanary's term will expire July 31, 2025. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

LONESOME PINE REGIONAL INDUSTRIAL FACILITIES AUTHORITY

It was moved by Mr. Leonard, seconded by Mr. Shoemaker, to appoint Robby Wright to an unfulfilled term on the Lonesome Pine Regional Industrial Facilities Authority. Mr. Wright's term will expire December 31, 2027. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

REDEVELOPMENT & HOUSING AUTHORITY

It was moved by Mr. Kidwell, seconded by Mr. Leonard, to re-appoint June Etta Pillion to a four-year term on the Redevelopment and Housing Authority. Ms. Pillion's term will expire September 30, 2028. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

SOUTHWEST REGIONAL JAIL BOARD

It was moved by Mr. Leonard, seconded by Mr. Flanary, to appoint Robby Wright to an unfulfilled term on the Southwest Regional Jail Board. Mr. Wright's term will expire December 31, 2027. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

SOUTHWEST VIRGINIA RECYCLING & SOLID WASTE

It was moved by Mr. Kidwell, seconded by Mr. Shoemaker, to appoint Roger Waddell to a three-year term on the Southwest Virginia Recycling & Solid Waste. Mr. Waddell's term will expire September 30, 2027. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

UPPER TN RIVER ROUND TABLE

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

**BRISTOL TRANSPORTATION DISTRICT REGIONAL IMPROVEMENT
COMMITTEE DISTRIBUTIONS**

Mr. Wright stated each year the Bristol Transportation District Regional Improvement Committee receives funding from the Casino Project that is distributed to each member locality and earmarked for education, public safety and/or transportation. The commission requested a letter from each office to the commission recertifying our use for education in FY 2023-24 as well as a resolution for the fiscal year on where we intend to purpose this year's funding. Since we discussed this funding during the budget session to be purposed for school funding, he enclosed a proposed resolution for the Board's consideration. He stated this year's distribution total is \$713,390.00 which is about 10% more. He added we are in hopes when the casino hotel opens later this year this number will see a large increase for next fiscal year.

Mr. Leonard asked what if the funds aren't needed for education and are needed for emergency services.

Mr. Wright stated historically the funds have been used for education and if we decided to use the money for other allowed uses, you are taking the money out of the general fund and moving it therefore, basically it all comes out of the same pot.

Mr. Leonard stated he doesn't get why they are asking for a specific use when they only gave us 3 options and basically are telling us to use it for one.

Mr. Wright stated we can pick the other uses.

Mr. Leonard stated we would adopt the resolution saying we will be using the money for one of 3 qualifying options not one specifically.

Mr. Wright stated their auditor is asking for specifics.

Mr. Leonard stated their auditor will get it from our auditor.

Mr. Wright stated no it's for their internal audit.

There was a discussion about the Casino money and the best use of the money.

It was consensus of the Board to continue this discussion at a later time.

AIRPORT REHABILITATION PROJECT

Mr. Wright stated the County received the second bill concerning the Airport Rehabilitation Project that is 98% complete. This work was to upgrade the lighting system on the runway to LED Lighting from the incandescent bulbs that were installed during the original construction. These lights are safer, brighter and more energy efficient. Items that are yet to be completed are a FFA Flight Check for the approach lights along with obtaining the spare lights, wiring diagrams, etc.

He stated the total cost of this project is \$608,269.50 with reimbursements from state and federal agencies totaling all but 2% of the total cost. He requested a check payable to Appalachian Foothills Contracting, Inc. in the amount of \$199,161.25 which will pay all but \$29,782.35 of the remaining project cost. This total represents a 5% retainage to be held until the work is 100% complete.

It was moved by Mr. Leonard, seconded by Mr. Shoemaker, to approve the second pay request to Appalachian Foothills Contracting, Inc. in the amount of \$199,191.25 for work to upgrade the lighting system on the runway to LED Lighting at the airport. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

DMV HIGHWAY SAFETY GRANT AGREEMENTS

Mr. Wright stated included in the Board packet is 2 DMV Highway Safety Grant Agreements along with an Alcohol Crash and Unrestrained Crash Statistic Sheet for Lee County. These 2 grants total \$11,300.00 and are used to offset costs for Lee County's Road Check Program. One grant is for Selective Enforcement-Occupant Protection that focuses on seat belt priorities and the other is for Alcohol Open Container Requirements. The Lee County Sheriff's Department has participated in this grant program for several years and is requesting approval to participate in these grants in the fiscal year.

It was moved by Mr. Leonard, seconded by Mr. Flanary, to approve the Highway Safety Grant Agreements along with an Alcohol Crash and Unrestrained Crash Statistic Sheet at a total of \$11,300.00. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

WESTERN LEE SEWER PROJECT

Mr. Wright stated he has included a formal resolution to apply for grant funding from the Virginia Tobacco Region Revitalization Commission to help supply funding for the Western Lee Sewer Project.

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

RESOLUTION FOR APPROVAL OF SUBMISSION OF VIRGINIA TOBACCO REGION REVITALIZATION COMMISSION FUNDING APPLICATION WESTERN LEE SEWER PHASE I-A PROJECT 24-015

WHEREAS, the County of Lee, Virginia wishes to pursue FY2025 Southwest Virginia Program grant funding in the amount of \$1,000,000 through the Virginia Tobacco Region Revitalization Commission for the Western Lee Sewer Phase I-A project to construct a new wastewater treatment plant with new gravity and force main lines to create the first public wastewater system to serve western Lee County; and

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Lee County, Virginia that the Board hereby authorizes the submission of the applicable grant application; and

THEREFORE, BE IT FURTHER RESOLVED, that the Board of Supervisors of Lee County, Virginia authorize the County Administrator to sign and submit any and all appropriate documents relevant to this funding application, and to accept responsibility for the appropriate use of funds, should they be granted.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

UPDATE ON COUNTY PROJECTS

Mr. Wright gave up updates on projects from the previous month. He stated the heat pump at Social Services has been installed and is working well; the metal is in for the Transfer Station and work began last week with expectation of being completed this weekend, required documents were received from Sandra Rodriguez on the Pump and Haul Septic System and a letter has been issued to the Health Department.

He stated Mr. Waddell mentioned a situation concerning tires being brought in from another County and added Allen Fortner, Litter Control Coordinator, has diligently been working on the matter. Also he spoke with the Litter Control Coordinator in Wise County, Mr. Cross, and he is working with the County on this matter and warnings have been issued. A warning has been issued to the land owner beside the cemetery in Rose Hill concerning the junk cars.

He stated there will be a free office in the Courthouse and one option is to move the EDA Director into this office to free up her office for Josh Cox or the other option is to move Works Program into the office to free up that office in the Court Room area. He advised it may be a better option to move the Works Program into that office.

TOBACCO FESTIVAL SPONSORSHIP

Mr. Wright stated a request was sent from Friends of Lee County Fall Festival Organization asking for a donation of \$300 for the Tobacco Festival. He stated the County has historically been donating \$300 for the Tobacco Festival.

It was moved by Mr. Waddell, seconded by Mr. Leonard, to approve a \$300.00 donation for sponsorship of the annual Tobacco Festival. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

MEMORIAL PLAQUE FOR SHARON LAWSON

Mr. Wright stated the Memorial Plaque for Sharon Lawson honoring her 31.5 years of service to the County is in and will be hung on the wall next to the Clerk's Office. Others that found out about the Memorial Plaque have asked if individuals or groups can purchase plaques for previous County employees that passed away during their service to the County providing it is approved by the office and is made the same.

Mr. Leonard stated he thinks that was discussed before and they came up with 2 that passed away that were actually working for the County at that time.

Mr. Wright stated the other one would be Beverly Anderson.

Mr. Leonard stated that is the right thing to do.

Mr. Wright stated he has information to handout to the Board concerning Social Services.

SAMUEL JOHNSON BRIDGE DEDICATION

Mr. Wright stated there will be a Bridge Dedication Ceremony Saturday at 10:30a.m. for Samuel Johnson in St. Charles. He stated Mr. Johnson is the last Lee County Vietnam Veteran killed in action.

REPORTS AND RECOMMENDATIONS OF THE BOARD

Mr. Waddell stated he is opposed to selling the County property but if it comes to it being sold he requested it be sold at public auction.

Mr. Leonard stated that's the way we do it anyway.

REQUEST FOR CLOSED SESSION

Mr. Waddell stated that he has a request for Closed Session.

CLOSED SESSION

It was moved by Mr. Shoemaker, seconded by Mr. Flanary, 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; 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, 2.2-3711 A.29, Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

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.

SELLING OF LEE HIGH TENNIS COURTS

It was moved by Mr. Kidwell, seconded by Mr. Leonard, to sell the Lee High Tennis Courts to Lee County School Board in the amount of \$582,500.00 payable in 1 payment. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

BRISTOL TRANSPORTATION DISTRICT REGIONAL IMPROVEMENT COMMITTEE DISTRIBUTIONS

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

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell

BRISTOL TRANSPORTATION REGION BRISTOL CASINO FUNDING ALLOCATION RESOLUTION 24-013

WHEREAS, Virginia Code Section 58.1-4107.1 established a Regional Improvement Commission in 2020 to serve the jurisdictions composing the Bristol Transportation District; and

WHEREAS, the purpose of the Regional Improvement Commission shall be to receive disbursements made to it; establish funding priorities for member localities related to improvements in the area of education, transportation, and public safety; and make annual payments divided equally among the jurisdictions to fund the established priorities as determined by the Commission; and

WHEREAS, the Regional Improvement Commission has established funding priorities for member localities related to improvements in the areas of education, transportation and public safety; and

WHEREAS, the Regional Improvement Commission is planning to make its second annual distribution to each jurisdiction composing the transportation district in September, 2024; and

WHEREAS, the Regional Improvement Commission has asked each member locality to provide documentation of each locality's 2024 funding priorities.

NOW, THEREFORE, BE IT RESOLVED, by the Lee County Board of Supervisors that it hereby plans to use

100% of its portion of 2024 Regional Improvement Commission funds for education in Lee County.

It was moved by Mr. Leonard, seconded by Mr. Shoemaker , to recess to October 3, 2024 joint meeting with Economic Development Authority. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Flanary, Mr. Kidwell, Mr. Leonard, Mr. Shoemaker, Mr. Waddell