

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 May 21, 2013 at 5:00 p.m. thereof.

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

MEMBERS ABSENT: None

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

OTHERS ABSENT: None

INVOCATION

Dane Poe, County Administrator, led in the Invocation.

PLEDGE TO THE FLAG

Dane Poe led the Pledge to the Flag.

MEETING CALLED TO ORDER

The meeting was called to order at 5:06 p.m.

DEPARTMENTAL REPORTS

LITTER CONTROL AND RECYCLING

Josh Fleenor, Litter Control Coordinator, reported that he held a cleanup event for Earth Day on April 20, 2013 at the Greenway Trail in Pennington. There were 27 participants for this cleanup, and 37 bags of trash was collected. Mr. Fleenor stated that he hosted the Keep Southwest Virginia Beautiful meeting where they planted trees and flowers at the Stone Creek Outdoor Classroom site. He reported that for the month of April the probationer program had a total of 490.16 hours, with 366 bags of trash collected, and from May 1 - May 20 they had 185.5 hours, and 183 bags of trash collected. He has signed five new participants on the Assign-a-Highway Program. He stated he is working on 10 complaints, and has sent out letters on those and has gotten two responses. He is working with the Spearhead Trailblazers to do a clean up in the Sticklelyville area.

SOLID WASTE

Gary Collingsworth, Transfer Station Supervisor, reported that after the recent rains he had walked the grounds of the Transfer Station and found 15 or 16 problem areas that will need grading work, as well as some additional work at Convenience Centers.

Mr. Collingsworth stated that his department has been working at the Thomas Walker Pool to help make repairs to get the pool open. He reported that the Recycle Building has been delivered to Thomas Walker High School, and that the department will continue to work through the summer in order to have the remaining buildings completed before the next school year starts. He added that the purchase of the new mower for the Airport has decreased the mowing time.

Mr. Slemph asked how much time the new mower saved.

Mr. Collingsworth stated that it used to take 4 to 5 days to complete the mowing at the airport and it can now be done in about 2 days.

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of April 2013 was submitted as follows:

Revenues	\$ 4,808,774.36
Expenditures	\$ 5,019,228.44
General Fund	\$ 12,640,776.17
Total Assets and Liabilities	\$ 18,319,949.41

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 group.

Mildred Freeman, Sticklelyville School Community Center Association, addressed the Board about the Sticklelyville school property. Ms. Freeman stated that the group met with Mr. Slemph on May 10, and toured the school. She stated that the school was left in a mess and the group was in need of keys to the building to be able to go in and clean. Ms. Freeman added that they do have a Mission Statement and Board of Directors. She asked if the Association would have to have insurance or if the County would carry that for a year.

Mr. Crabtree stated that the County has not relinquished the property.

Mr. Poe stated that there has been no formal request to the County for this property to be used, and opening it up to allow others to use it becomes a liability for the County. Mr. Poe added that the first step for the association would be to submit a proposal to the Board requesting use of the facility.

Ms. Freeman stated that the association does want the school property, and was under the impression that the Board voted to return the property to the community.

Mr. Poe stated that at April's Regular Board Meeting, the Board voted to accept the deeds from the School Board, but no other action was taken.

Mr. Slemp asked that the committee do a formal proposal for the next meeting, and to express what it would like to do with the property.

Mr. Crabtree asked if this association is a non-profit.

Ms. Freeman stated that the association is in the process of getting all of that together, but they need to know what the Board is going to do with the property. She stated that the association would like to get into the building and clean it up but would need keys to the building.

Mr. Bailey stated that the County's insurance liability still would not cover it.

Mr. Poe added that anything that happens on that property is a liability to the County, and there will need to be an agreement in place to protect the County before anyone goes into the building.

Mr. Callahan stated that he could draw up a waiver or a short-term permissive use agreement.

Mr. Crabtree stated that he would like to give the property over, but we need to go through all the steps first.

Mr. Callahan stated he could have the waiver drawn up in a few days time.

Mr. Bailey stated the County would need a letter of interest first.

Ms. Freeman stated that she would get the letter and proposal ready for the next meeting.

Larry Gullion, Keokee Alumni Association, addressed the Board about the Keokee School building, asking for access because he has a contractor ready to install an alarm system. He stated that the Association would like to be able to get the school cleaned out because they are holding a reunion on Labor Day weekend and would like to have it at the school. He stated that he has been in touch with insurance companies, however cannot get coverage on the building until it is in the Association's name. He is

asking for custody of the building. He added that the Keokee High School Alumni Association would now be Keokee High School Alumni Association and Coal Heritage Museum Preservation.

Ms. Rowe stated that the County is blessed to have two communities that are willing to take over these properties and keep them up. She asked Mr. Callahan if he could do the same documents for each community.

Mr. Callahan stated he could do one for both communities.

There was no further public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve the minutes of the April 16, 2013 Regular Meeting, April 24, 2013 Recessed Meeting and the May 8, 2013 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 REFUNDS

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

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

Barbara Long	\$1,970.40
Monroe Houston	\$ 331.48
Ernie Roberts	\$ 673.80

APPROVAL OF DISBURSEMENTS

It was moved by Mr. Bailey, seconded by Mr. Crabtree, to approve the disbursements for the month of May in the amount of \$219,304.66. Upon the question being put the vote was as follows.

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

DELEGATIONS

**MOUNTAIN EMPIRE COMMUNITY COLLEGE
DR. HAMILTON**

Dr. Hamilton, President, reported to Board that the enrollment for the Spring Semester was 2,644 students, which is a decrease of 9.2% from last year. Dr. Hamilton added that the decline in enrollment is statewide, and that Mountain Empire's enrollment is about where it was 4 or 5 years ago. He added that Lee County has 461 students enrolled at the college. He provided campus improvement updates, and added that the Mountain Music School will be held again this summer. He stated that the college is also adding some technical workshops for high school vocational instructors.

**FRIENDS OF SOUTHWEST VIRGINIA HEARTWOOD
BUDGET PRESENTATION
ANNE LEWIS**

Ms. Lewis was unable to attend the meeting due to a scheduling conflict.

**DANIEL BOONE SOIL AND WATER CONSERVATION
SOIL AND WATER REPORT AND ACID MINE DRAINAGE UPDATE
ROGER ELKINS AND TIM MILES**

Mr. Tim Miles gave an update to the Board on the past Acid Mine Drainage projects. Mr. Miles stated that because of changes in some of the funding sources, some of the sponsors and sponsor roles have changed. The new sponsors felt it necessary to make a new Watershed Agreement. The new agreement will not change the County's role. The County will still agree to have all required properties or easement be in the County's name and any administrative costs associated with that. Mr. Miles is asking the Board to accept the new Memorandum of Understanding to continue with the Acid Mine Drainage plan.

Ms. Rowe asked if the County pays administration cost now.

Mr. Poe stated that the County does not pay administration cost on the project, only on the things the County has to complete.

It was moved by Mr. Rowe, seconded by Mr. Crabtree, to approve the Memorandum of Understanding for Acid Mine Drainage. Upon the question being put the vote was as follows.

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

Roger Elkins gave the Board an update on Daniel Boone Soil and Water Conservation. He reported that since July 2012, \$1,146,000 was allocated for 55 conservation projects in Lee County. He added that 36 of 55 of those projects have been completed leaving approximately \$375,000 remaining until the end of December, with a new allocation expected July 2013. He stated that they are proud to be able to put some conservation into Lee County, and are making improvements to the water quality and the

environment. He also recognized the employees of Daniel Boone Soil and Water Conservation for their hard work.

Mr. Mosley asked if the \$375,000 would be able to be carried over into the next year.

Mr. Elkins stated that is money that is already obligated, and will be spent by December 31, 2013.

**FARM BUREAU
ELK HUNTING
ROGER ELKINS**

Roger Elkins addressed the Board about recent changes of the elk hunting laws in Lee, Scott, Russell and Tazewell Counties. Mr. Elkins stated that the Department of Game and Inland Fisheries is proposing to put Lee County into an elk management area, which means that it would prohibit the harvesting of elk in the County. He stated that Farm Bureau opposes this change, with their position being that elk could be harvested the same as a deer. He read news articles that referenced several occasions of elk destroying property and crops, and causing automobile accidents. He asked the Board to oppose this change in the law.

Mr. Slemp asked what the Board needs to do.

Mr. Mosley stated we need to draft a resolution.

Mr. Poe asked for the deadline for public comment.

Mr. Elkins stated that the deadline is May 31.

Mr. Crabtree stated the Board would draft a Resolution and send it prior to May 31.

FINANCE

MONTHLY APPROPRIATIONS

It was moved by Mr. Mosley, seconded by Mr. Bailey, 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
13-010**

WHEREAS, the Lee County Board of Supervisors has approved the Lee County Public School Budget and Virginia Public Assistance Budget for FY2012-13; 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 June 30, 2013;

VIRGINIA PUBLIC ASSISTANCE

Federal/State Funds	\$ 6,022,218
Local Funds	<u>1,068,481</u>
TOTAL VIRGINIA PUBLIC ASSISTANCE	\$ 7,090,699

LEE COUNTY PUBLIC SCHOOLS

Categorical Appropriation:

Instruction	\$ 24,030,343
Administration, Attendance and Health	2,065,227
Pupil Transportation	2,137,300
Operation and Maintenance	3,350,600
School Food Services	1,688,110
Facilities	547,967
Technology	852,725
Partially Self-Funded Insurance Fund	<u>4,650,000</u>
TOTAL	\$ 39,322,272

Source of Revenue:

Federal Funds	\$ 4,675,075
State Funds	24,741,951
Other Funds	81,600
Self Insured Health Fund	4,650,000
Local Funds	4,963,668
Lottery Carryover Funds	<u>209,978</u>

TOTAL PUBLIC SCHOOLS **\$ 39,322,272**

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.

SUPPLEMENTAL APPROPRIATIONS

DELINQUENT TAX COLLECTION

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$4,506.76 to Fund 001, Delinquent Tax Collection Fee, Line Item 4-001-12230-3150. Upon the question being put the vote was as follows.

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

SHERIFF DEPARTMENT

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$4,979.91 to Fund 001, Sheriff Department, Line Item 4-001-31200-1145. Upon the question being put the vote was as follows.

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

SHERIFF DEPARTMENT

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$380.97 to Fund 001, Sheriff Department, Line Item 4-001-31200-2110. Upon the question being put the vote was as follows.

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

SHERIFF DEPARTMENT

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$2,560.38 to Fund 001, Sheriff Department, Line Item 4-001-31200-1345. Upon the question being put the vote was as follows.

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

SHERIFF DEPARTMENT

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$3,320.00 to Fund 001, Sheriff Department, Line Item 4-001-31200-5899. Upon the question being put the vote was as follows.

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

SHERIFF VEHICLE EXPENSE

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$9,764.26 to Fund 001, Sheriff Vehicle Expense, Line Item 4-001-31700-8105. Upon the question being put the vote was as follows.

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

SHERIFF VEHICLE EXPENSE

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$13,250.00 to Fund 001, Sheriff Vehicle Expense, Line Item 4-001-31700-8105. Upon the question being put the vote was as follows.

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

DSS-VRS CONTRIBUTIONS

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$44,342.00 to Fund 001, DSS-VRS Contributions, Line Item 4-001-91200-2210. Upon the question being put the vote was as follows.

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

DSS-SGL CONTRIBUTIONS

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$3,102.12 to Fund 001, DSS-SGL Contributions, Line Item 4-001-91200-2400. Upon the question being put the vote was as follows.

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

RETIREE HEALTH INSURANCE

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$14,888.80 to Fund 001, Retiree Health Insurance, Line Item 4-001-91200-2390. Upon the question being put the vote was as follows.

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

COAL ROAD EXPENDITURES

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$5,448.64 to Fund 027, Coal Road Expenditures, Line Item 4-027-91500-5860. Upon the question being put the vote was as follows.

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

COAL ROAD IMPROVEMENT

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve a supplemental appropriation in the amount of \$208.44 to Fund 027, Coal Road Improvement, Line Item 4-027-91500-5860. Upon the question being put the vote was as follows.

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

NEW BUSINESS

BOARD APPOINTMENTS

LONESOME PINE OFFICES ON YOUTH

It was moved by Ms. Rowe, 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. Slempp

BYRNE JUSTICE ASSISTANCE GRANT

Mr. Poe reported that the Byrne Justice Assistance Grant is federal funds available to Lee County to help reduce crime and improve public safety. The grant total is \$1,799.00 of Federal Funds with a local required match of \$200.00.

It was moved by Ms. Rowe, seconded by Mr. Crabtree, to accept the Byrne Justice Grant in the amount of \$1,799.00 with a local match of \$200.00. Upon the question being put the vote was as follows.

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

SCHOOL PROPERTIES DEED ACCEPTANCE

Mr. Poe reported that the Lee County School Board has transferred the Ewing Elementary School property to the County, and the portion of the property having a reversionary clause in the original deed has been transferred to the heirs of the original owner. Mr. Poe added that the School Board Superintendent had advised him that the heirs are thinking of donating their portion of the property to the County. Mr. Poe stated he would like to get the property surveyed to know where the property lines are.

It was moved by Mr. Bailey, seconded by Mr. Mosley, to accept the deed for the Ewing School property. Upon the question being put the vote was as follows.

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

ACCOUNTING CONSULTING AND SERVICES AGREEMENT

Mr. Poe presented the Board with the proposed annual services agreement with Hicok, Fern, Brown and Garcia for accounting consulting and services to be performed prior to and in conjunction with the County's annual financial audit. The estimated cost of services is \$18,935.00.

Ms. Rowe asked if this had to be bid.

Mr. Poe stated we would be looking at 30 days to get the bid in.

Ms. Rowe stated she would like to see a contract with an option to renew.

Mr. Poe stated he could bid it out next year.

It was moved by Mr. Crabtree, seconded by Mr. Bailey, to accept the Accounting Consulting and Services Agreement, with Hicok, Fern, Brown and Garcia for fiscal year 2013 in the amount of \$18,935.00. Upon the question being put the vote was as follows.

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

TRANSFER STATION RADIOS

Mr. Poe reported to the Board that Transfer Station employees are using their personal cell phones in order to communicate with the office. Radios for the department would provide better communication. Mr. Poe presented the Board with price quotes for eight mobile units, one desktop unit, all antennas and installations. He added that right now all of the County's radios are Motorola, and Two Way Radio in Wise currently provides maintenance on all equipment.

It was moved by Mr. Mosley, seconded by Mr. Crabtree, to accept the bid from Two Way Radio, Wise VA, and make a supplemental appropriation in the amount of \$7,705.00 to Fund 050, Solid Waste, Line Item 4-050-42300-8109. Upon the question being put the vote was as follows.

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

RESIGNATION OF CONVENIENCE CENTER WORKER

Mr. Poe stated that he had received the resignation of the Olinger Convenience Center worker with the effective date of May 12, 2013. He added that he would be advertising for the position as soon as possible.

DUMPSTER QUOTES

Mr. Poe presented the Board with three dumpster quotes obtained from two companies. He stated that the Rudco dumpsters have to be field modified to fit the pick up arms on the new truck, and the lids are not as good. Based on these factors and the price difference, he recommends purchasing the Waste Quip containers.

It was moved by Ms. Rowe, seconded by Mr. Slemp, to accept the bid from Mid-State Equipment for the 16 Waste Quip dumpsters in the amount of \$14,678.00. Upon the question being put the vote was as follows.

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

TRAILS ENGINEERING AGREEMENT

Mr. Poe reported that the Trails Engineering Agreement was discussed at the recessed meeting; however, no formal action was taken. Mr. Poe stated the base agreement with the Lane Group outlines the general requirements of all parties to the agreement, and Task Order Number 13-01 provides for the Easement Acquisition phase of the project at an estimated cost of \$15,500.00.

Ms. Rowe asked if is appropriate to add time frames in with the task orders after the easement phase is complete.

Mr. Poe stated that after the easement phase is complete we can assign specific time frames.

Ms. Rowe asked if Mr. Poe contacted the Tobacco Commission about how much of the grant could be used for engineering services.

Mr. Poe stated that the way it is written there are only two line items, contractual services and construction. The construction allows for easement acquisition, the construction cost is not going to be as high as it was on the original grant application, so it should free up some funds to be used for engineering fees.

It was moved by Ms. Rowe, seconded by Mr. Slemp, to approve the Trails Engineering Agreement along with Task Order Number 13-01 in the amount of \$15,500.00. 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 COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF COUNTY ADMINISTRATOR

CIVIL WAR MARKER EASEMENT

Mr. Poe reported that The Virginia Civil War Trails, Inc. is requesting an easement at the Keokee School property to place a Civil War marker. The requested location is between the school and the gymnasium buildings. The marker would be erected just off the highway where there is parking for those who wish to view the marker. If there are any problems with the location in the future, Virginia Civil War Trails, Inc. would move it to another suitable location.

It was moved by Mr. Mosley, seconded by Ms. Rowe, to approve the easement for the Civil War Marker. Upon the question being put the vote was as follows.

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

PUBLIC HEARINGS

Mr. Poe reported that he would be scheduling public hearings for next month's meeting including a joint public hearing for the Secondary Six Year Plan with VDOT and one for the final Coal Severance Ordinance.

IMPOUNDED VEHICLE STORAGE

Mr. Poe reported that Sheriff's Department has had a vehicle in storage for three years that was part of a crime scene. The vehicle was being stored at one of the IDA properties, which was recently leased out. The Sheriff's Department will need to move this vehicle to another location. He added that if they are unable to locate a free storage area, the County could incur storage costs of this vehicle.

THOMAS WALKER POOL

Mr. Poe reported that he had tried to obtain funding for tables, umbrellas and chairs for the Thomas Walker Pool, however the funding did not come through. There is currently only two half tables at the pool, so we are in need of these items. Mr. Poe had done some pricing on-line and found metal frame tables with seats and six lounge chairs would cost about \$3,200.

Ms. Rowe asked if there was a person locally that built picnic tables.

Mr. Poe stated that he was not sure, but wooden tables would weather and would not last long.

Mr. Mosley asked about concrete tables since they would last longer.

Mr. Poe stated he had also checked pricing on those, and it would be \$3,500 to \$4,000 to go that route.

It was moved by Mr. Bailey, seconded by Mr. Mosley, to purchase concrete tables, lounge chairs and umbrellas for the Thomas Walker Pool. 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

LOOKING FOR BIG FOOT HIKE

Ms. Rowe stated that the Spearhead Trailblazers would be hosting a Looking for Big Foot Hike on Friday May 24, 2013 at 7:00 pm at Cave Spring.

STATE POLICE RADIO TOWER

Mr. Crabtree asked Mr. Poe about the State Police radio tower.

Mr. Poe stated that he has the costs from Two Way Radio on moving the equipment, but has not received anything from the State Police.

GRAHAM PROPERTY

Mr. Crabtree asked about the status on the Graham property.

Mr. Poe stated that we are waiting on the deed.

SIDEWALK REPAIRS

Mr. Crabtree asked about a completion date on the rear sidewalk repairs.

Mr. Poe stated that the contractor is ready to pour the concrete as soon as the handrails are ready.

EMERGENCY OPERATIONS PLAN

Mr. Crabtree asked Mr. Poe if he received the letter from Department of Emergency Management about the Emergency Operations Plan.

Mr. Poe stated that we are moving on that, the draft has been submitted to the Virginia Department of Emergency Management and they want to approve it before it comes before the Board.

CLOSED SESSION

It was moved by Mr. Crabtree, seconded by Ms. Rowe, 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. 3., discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the 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, and Section 2.23711 A.7., consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigation posture of the public body; and consultation with legal counsel employed or retaining by a public body regarding specific legal matters requiring the provision of legal advise by such counsel. 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. 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.

THOMAS WALKER POOL EMPLOYEES

It was moved by Mr. Bailey, seconded by Mr. Crabtree, to hire the following employees for Thomas Walker Pool. Upon the question being put the vote was as follows.

Virginia Carter	\$8.25	per hour
Tyler Scott	\$8.00	per hour
Donnie Eldridge	\$7.75	per hour
Arthur Chadwell	\$7.75	per hour
Brandon Moore	\$7.75	per hour
Jared Brewer	\$7.25	per hour
Victoria Long	\$7.25	per hour
Katherine Nelson	\$7.25	per hour

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

PROPOSALS FOR ARCHITECTURE/ENGINEERING SERVICES

It was moved by Mr. Crabtree, seconded by Ms. Rowe to advertise for Requests for Proposals for Architecture/Engineering Services for the design/construction of new offices for Virginia Cooperative Extension, renovations to the Circuit Courtroom and modification to District Court Clerk's Office. Upon the question being put the vote was as follows.

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

ANIMAL CONTROL TRUCK

It was consensus of the Board to take bids on a ½-ton 4WD truck for Animal Control.

It was moved by Mr. Crabtree, seconded by Mr. Bailey, to tentatively recess until May 29, 2013 at 2:00 PM at the Courthouse Conference Room. Upon the question being put the vote was as follows.

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