VIRGINIA: County of Lee, to-wit:

At the Recessed Meeting of the Lee County Board of Supervisors in the General District Courtroom of the Lee County Courthouse on June 27, 2013 at 5:00 p.m. thereof.

MEMBERS PRESENT: Jason Crabtree, Chairman

Carl Bailey Larry Mosley Tina Rowe

Charles Slemp, Jr.

MEMBERS ABSENT: None

OTHERS PRESENT: C.M. Callahan, Jr. County Attorney

Dane Poe, County Administrator Jeny Hughes, Administrative Assistant

OTHERS ABSENT: None

MEETING CALLED TO ORDER

The meeting was called to order at 5:07 p.m.

APPROVAL OF YEAR END DISBURSEMENTS

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve disbursements for the end of the fiscal year in the amount of \$153,871.33. Upon the question being put the vote was as follows.

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

ADOPTION OF TAX LEVIES

It was moved by Mr. Crabtree, seconded by Mr. Slemp, to adopt the following tax levies for Fiscal Year 2013-2014. Upon the question being put the vote was as follows.

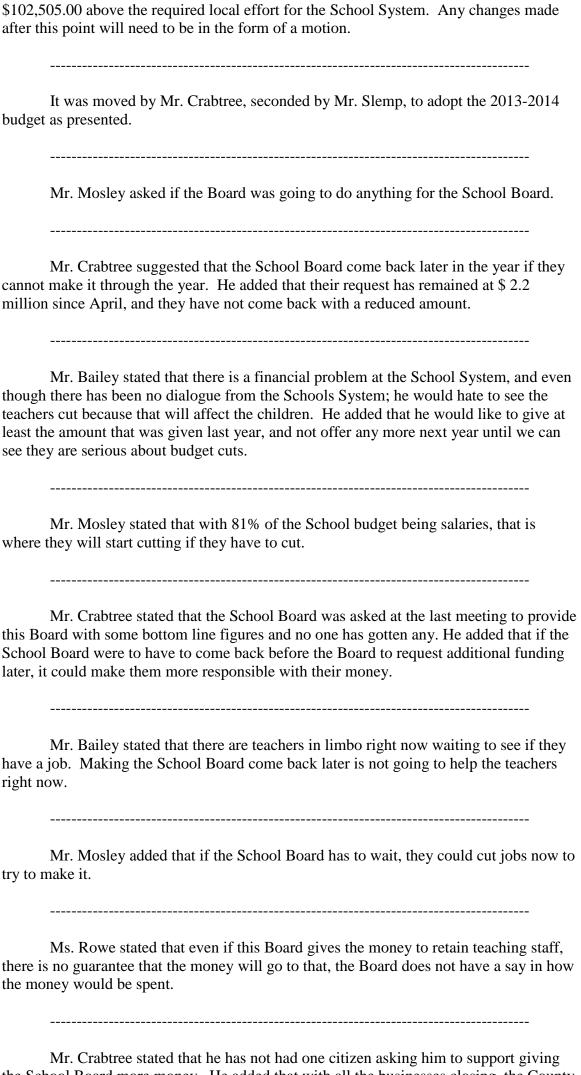
VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

Real Property \$.651 per \$100 of assessed value Personal Property \$2.00 per \$100 of assessed value Machinery & Tools \$2.00 per \$100 of assessed value Merchants Capital \$1.41 per \$100 of assessed value

FINANCE

FISCAL YEAR 2013-2014 BUDGET ADOPTION

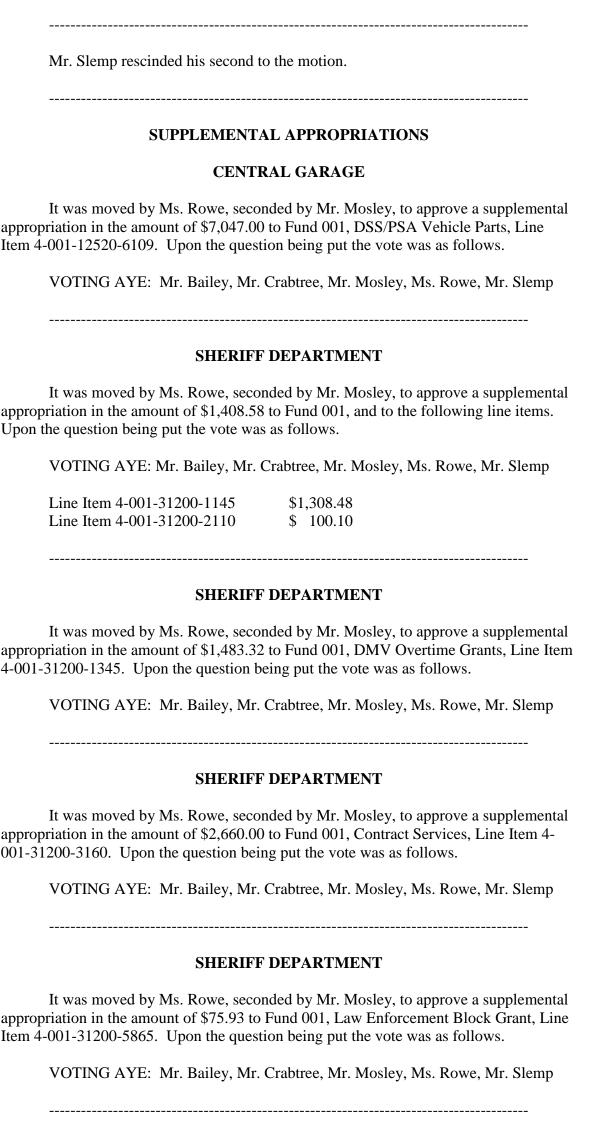
Mr. Poe stated that after all adjustments and an update for the insurance premiums, the total budget expenditure is \$59,403,341.00. This also includes an additional \$68,989.00 in debt service in the event a payment is required on the Rural Development loan prior to June 30, 2013. If the payment is not needed, this will become surplus and remain in the County's fund balance. The proposed budget requires a transfer



of \$350,000.00 from General Fund reserves to balance. He added that this also includes

Mr. Crabtree stated that he has not had one citizen asking him to support giving the School Board more money. He added that with all the businesses closing, the County might also be in a bind after tax time.

cannot	Ms. Rowe stated that citizens have been telling her they pay enough taxes, and afford a higher tax rate to give the School Board more money.
	Mr. Bailey asked what the minimum required local effort was last year.
last yea	Mr. Poe stated it was \$4,663,668.00, but the Board gave \$300,000.00 above that
	Ms. Rowe asked about the Lottery money that was to help fund education.
	Mr. Poe stated that in the beginning one-half of the profit was set aside for on, the use has changed from what it was intended for over time, and now it is just State revenue.
	Ms. Rowe asked if there were other options other than taxes.
Board Scome by also ag	Mr. Poe stated that taxes are the County's primary revenue source, and there are possibilities on local taxes. Mr. Poe added that Scott County gave their School \$39,000.00 over the required local effort, and agreed to allow the School Board to tack in the spring if they could not make it to the end of the year. Scott County has reed to try to keep \$300,000.00 in an investment pool in the event that the School does need additional funding.
is no w	Ms. Rowe stated she liked the idea of an interest bearing account, and added there ay to know if it will be used the way it was intended if it were to be given now.
that he	Mr. Bailey stated that sometimes you do something hoping for the best. He added had been told the cuts would hit the support staff first.
jobs.	Mr. Mosley stated the Board should give the money in good faith to help save
is spen	Mr. Bailey stated that it would be the School Board's decision on how the money tonce it is appropriated, and he hopes the children are not shortchanged.
budget	It was the consensus of the Board to move on to other business and address the later in the meeting.



It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve a supplemental appropriation in the amount of \$5,462.16 to Fund 001, Fire Programs Funds, Line Item 4-001-32100-5641. Upon the question being put the vote was as follows.

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

TOURISM

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve a supplemental appropriation in the amount of \$2,383.00 to Fund 001, VA Tourism Corp Marketing Pgm #1, Line Item 4-001-71370-5875. Upon the question being put the vote was as follows.

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

DSS CONTRIBUTIONS - VRS/SGL

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve a supplemental appropriation in the amount of \$23,240.20 to Fund 002, and to the following line items. Upon the question being put the vote was as follows.

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

Line Item 4-001-91100-2210 \$21,720.64 Line Item 4-001-91100-2400 \$ 1,519.56

E-911 EXPENDITURES

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve a supplemental appropriation in the amount of \$53,970.57 to Fund 009, Education Training Grant, Line Item 4-009-31400-5570. Upon the question being put the vote was as follows.

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

COAL ROAD EXPENDITURES

It was moved by Ms. Rowe, seconded by Mr. Mosley, to approve a supplemental appropriation in the amount of \$2,544.37 to Fund 0027, Coal Road Disbursements, 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. Slemp

BUDGET TRANSFERS

It was moved by Ms. Rowe, seconded by Mr. Mosley, to the following Budget Transfer. Upon the question being put the vote was as follows.

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

From:

Line Item 4-001-91400-5840

\$4,203.95

To:

Line Item 4-001-13200-5210 \$	1,469.20
Line Item 4-001-21300-5230 \$	2.00
Line Item 4-001-21300-5210 \$	32.66
Line Item 4-001-35300-3110 \$	60.00
Line Item 4-001-71360-1711 \$	2,153.27
Line Item 4-001-71360-2100 \$	155.90
Line Item 4-001-71360-2600 \$	13.43
Line Item 4-001-71360-6002 \$	205.87
Line Item 4-001-71360-6014 \$	111.62

REPORTS AND RECOMMENDATIONS OF COUNTY ADMINISTRATOR

POSITION CLASSIFICATION AND PAY PLAN

Mr. Poe stated that during earlier budget discussions, the Board gave their consent to move forward with the proposed employee salary increase as presented on May 21, 2013. These proposed increases were based on an updated and amended job classification by grade and salary scales based on a range between a minimum and maximum rate. The proposed salaries have been incorporated into the proposed budget for Fiscal Year 2013-2014.

Ms. Rowe asked if a person was at the maximum and there was a percentage increase, would that person get an increase.

Mr. Poe stated that unless the Board voted to increase the maximum amount, that person would be topped out, and would not be included in a percentage raise.

It was moved by Mr. Mosley, seconded by Mr. Bailey, to approve the Position Classification and Pay Plan as presented, effective July 1, 2013. Upon the question being put the vote was as follows.

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

GLASS MACHINERY PAY REQUEST NO. 2

Mr. Poe reported that Pay Request No. 2 in the amount of \$59,359.71 is for full payment for work completed on the sidewalk and handrail replacement at the rear of the Courthouse. The work is complete with the exception of a small bridge piece being constructed by the handrail manufacturer. The small piece will bridge between the two short handrail sections on the east side of the building where a utility pole prevented a continuous handrail section from being installed. Mr. Poe stated that has reviewed the work, and recommends payment at this time.

It was moved by Mr. Crabtree, seconded by Mr. Bailey, to approve the Pay Request No. 2 to Glass Machinery in the amount of \$59,359.71. Upon the question being put the vote was as follows.

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

LENOWISCO PLANNING DISTRICT COMMISSION APPOINTMENT

Mr. Poe reported that there was a question at the June 18 Regular Meeting
concerning appointment of another Board Member to the LENOWISCO Planning
District Commission. The Planning District Commission's charter states that not less
than two shall be members of the governing body, and states that as long as the full board
possesses at lease fifty-one percent elected members. He stated that based on these
provisions, he sees no exclusion to a third member of the Board serving, however, the
term of the third Board member will expire with their term of office.
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It was moved by Mr. Crabtree, seconded by Mr. Slemp, to table this appointment. Upon the question being put the vote was as follows.

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

VOTING NO: Mr. Mosley ABSTAINED: Mr. Bailey

ANIMAL CREMATORIUM ZONING ADVERTISEMENT

Mr. Poe reported that at the June 18 Regular Meeting, an error was discovered in the advertisement of the proposed text amendment to allow Animal Crematoriums in certain zoning districts. Due to the error, the Board instructed that the matter be readvertised properly. Since that time, the requesting party had indicated they have no immediate plans for such a facility and have withdrawn their request.

Ms. Rowe stated that she did not think there was a requesting party; she understood that the Planning Commission just added this to go along with the Human Crematory.

Mr. Poe stated that he received an email from Ms. Province stating that she no longer wished to pursue the Animal Crematory.

Mr. Callahan stated it would be worth considering, in the case that someone in the future would want to do this it would already be on the books.

Mr. Mosley stated that there is no need to re-advertise unless there is another request.

Mr. Crabtree stated he does not see a need to proceed without a request.

It was the consensus of the Board to not re-advertise this public hearing.

SOCIAL SERVICES SECURITY FENCE

Mr. Poe reported that he had received an estimate for \$1,795.00 for vinyl fencing from Hounshell Construction to construct a security fence around the outside heat pump units at Social Services. He reminded the Board of a recent equipment failure that may have been caused by vandalism. Mr. Poe added that the contractor had been in contact with him today, and stated that he could do the fencing with treated wood panels for around \$1,450.00.
Mr. Mosley asked what the difference in the life was on the wood and vinyl.
Mr. Poe stated that the vinyl could be pressure washed.
Mr. Crabtree stated that the vinyl he is thinking about is hollow, and some of it gets holes in it easily.
It was moved by Mr. Crabtree, seconded by Ms. Rowe, to approve the fencing with the treated wood panel from Hounshell Construction in the amount of \$1,450.00. Upon the question being put the vote was as follows. VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp
It was moved by Mr. Crabtree, seconded by Mr. Mosley, to take a 5-minute break Upon the question being put the vote was as follows. VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp
The Chairman called the meeting back to order.
OLD ROUTE 58 BRIDGE CLOSURE FOR RECONSTRUCTION
Mr. Poe reported that VDOT has scheduled a project to reconstruct a bridge over Indian Creek on Old 58 west of Ewing near the intersection of Old 58 and New 58. The project is scheduled to begin in June of 2014 and be complete before the start of school in August. VDOT needs concurrence of the Board of Supervisors to close the bridge during construction in order to move this project forward.
It was moved by Mr. Bailey, seconded by Ms. Rowe, to approve the bridge closure. Upon the question being put the vote was as follows.
VOTING AYE: Mr. Bailey, Mr. Crabtree, Mr. Mosley, Ms. Rowe, Mr. Slemp

It was the consensus of the Board to write a letter to Wellmont	
ADDITIONAL HOLIDAY	
Mr. Crabtree stated that the majority of the Courthouse offices Friday July 5th, and most localities will be closed. He suggested closi and giving an extra holiday day.	-
Mr. Bailey stated that the County employees could take a personanted additional time.	onal day if they
Mr. Mosley stated that the Board agreed to go along with what given.	ever the state is
FISCAL YEAR 2013-2014 BUDGET ADOPTIO	N
It was moved by Mr. Crabtree, seconded by Ms. Rowe, to adopt budget as presented. Upon the question being put the vote was as follows:	
VOTING AYE: Mr. Crabtree, Ms. Rowe, Mr. Slemp VOTING NO: Mr. Bailey, Mr. Mosley	
There was discussion prior to the question being put to a vote.	
Mr. Bailey stated he would like to see the County give a little sand he would like to see at least the funding that was given last year.	something to help,
Ms. Rowe asked Mr. Mosley how more funding could be given taxes.	C .
Mr. Mosley stated it would be one time funding, and they show absorb the extra by the end of the fiscal year.	ald be able to
Mr. Bailey stated that the County has already lost teachers to o would hate to see anymore lose their jobs. He stated that the County has Courthouse renovations and asked how that would be funded.	other areas, and he
Ms. Rowe stated that the renovations would be a onetime cost reserve, whereas the salaries for the School Board are a recurring cost	

Mr. Mosley stated that the School Board would have a year to work on their budget to absorb any additional funding the County gives.

Mr. Crabtree stated that the auditors recommend having 10% of the budget in reserves, and if a disaster were to happen and the County could not get State or Federal funding, the County could use the reserve.

Mr. Bailey agreed that if the County funded the full amount requested by the School Board that the County would have no money in reserves in 3 years, but suggested giving additional one time funding.

FISCAL YEAR 2013-2014 BUDGET APPROPRIATIONS

It was moved by Mr. Crabtree, seconded by Mr. Mosley, to approve Resolution 13-020, Fiscal Year 2013-2014 Budget Appropriations. Upon the question being put the vote was as follows.

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

LEE COUNTY BOARD OF SUPERVISORS APPROPRIATIONS RESOLUTION FISCAL YEAR ENDING JUNE 30, 2014 13-020

WEHREAS, the Lee County Board of Supervisors has heretofore prepared a budget for information and fiscal planning purposes only; and

WHEREAS, the preparation, publication, and approval of the budget is not deemed to be appropriations (§15.2-2506);

NOW, THEREFORE, BE IT RESOLVED, by the Lee County Board of Supervisors that the Budget for Fiscal Year 2013-14 has been approved by separate action and by this Resolution appropriations for the General Fund be made as follows;

Board of Supervisors	137,992
FBOP-Water and Sewer	1,118,508
Housing Authority	3,000
Public Service Authority	3,230
R.A.D.A	1,938
County Administrator	130,505
Legal Services	33,643
Delinquent Tax Collection	33,500
Independent Auditor	63,500
Commissioner of the Revenue	336,753
Treasurer's Office	265,126
Central Accounting	51,665
Data Processing	60,154
Central Garage	134,313
Central Purchasing	27,823
Electoral Board	71,628
Registrar	112,905
Circuit Court	12,934
General District Court	3,475
Special Magistrates	1,056

Juvenile & Domestic Court Services	157,412
Circuit Court Clerk	421,254
Victim/Witness Assistance	49,446
Commonwealth's Attorney	436,471
Sheriff	1,869,471
Domestic Violence	48,806
Courtroom Security	27,313
E-911 Implementation	12,000
Sheriff-Vehicle Expense	252,903
Fire Prevention	225,462
Emergency Medical Services	73,302
Emergency Services	35,570
Jail Operation	1,376,931
Building Official	111,768
Animal Control	141,519
Medical Examiner	600
Litter Enforcement	98,674
Road Viewers	500
Maintenance of Buildings & Grounds	282,703
Local Health Department	263,990
Community Services Board	94,500
Brain Injury Services of SW Virginia	1,500
Lonesome Pine Office on Youth	4,500
Senior Citizens Program	26,400
Junction Center For Independent Living	5,000
Mountain Empire Community College	18,700
Southwest Regional Recreation Authority	5,000
Thomas Walker Pool	33,207
Tourism	44,966
Lonesome Pine Regional Library	222,082
Lenowisco PDC	41,878
Industrial Development Authority	6,782
Board of Zoning Appeals	3,930
Planning Commission	7,030
Community Development	111,659
Lee County Airport	96,100
Soil & Water Conservation	29,700
Black Diamond Resource Conservation & Dev.	1,000
VPI Extension Service	53,111
Courthouse Upgrades & Renovations	350,000
Miscellaneous & Contingency	50,000
Multi-Use Trail Projects	340,000
E-911 Operations	345,468
Debt Service	187,279
Landfill Monitoring	75,000
Solid Waste	1,518,826
Capital Project-Cooperative Extension Bldg.	300,000
Capital Project-Transfer Station	1,000,000

GENERAL FUND TOTAL

\$13,463,361

1. Appropriations are payable in the amounts named herein, provided the aggregate revenues collected and other resources available during the year ending June 30, 2014, from which the appropriations are made, are sufficient to pay all of the appropriations in full; otherwise, the said appropriations shall be deemed to be payable in such proportions as the sum of all realized revenue is to the total amount of revenues estimated by the Board of Supervisors to be available for appropriations in the year ending June 30, 2014.

- 2. No department, agency, or individual receiving appropriations under the provision of this Resolution shall exceed the sum approved for that department, agency or individual by the Lee County Board of Supervisors.
- 3. The Board of Supervisors for Lee County reserves the right to change at any time during the Fiscal Year ending June 30, 2014, compensation provided to any officer or employee and to establish or abolish any office or position excepting such office or position as may be prohibited by law from abolishing.
- 4. The purchase of machinery, equipment, or motor vehicles (capital outlay items) in the Budget not exceeding \$2,500.00 per item, may be approved by justifying said items to the County Administrator on an as needed basis. A purchase order will be issued and must be signed by the County Administrator or his designee; all requests for items exceeding \$2,500.00 must be justified and approved by the Board of Supervisors.

WHEREAS, the Lee County Board of Supervisors has approved the Headstart Budget, Lee County Public School Budget and Virginia Public Assistance Budget for FY2013-14; 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 September 30, 2013

HEADSTART

Federal Funds	\$ 1,283,218
TOTAL HEADSTART	\$ 1,283,218

WHEREAS, the Lee County Board of Supervisors has approved the Lee County Public School Budget and Virginia Public Assistance Budget for FY2013-14; 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 July 31, 2013;

VIRGINIA PUBLIC ASSISTANCE

Federal/State Funds	\$ 5,978,599
Local Funds	1,077,062
TOTAL VIRGINIA PUBLIC ASSISTANCE	\$ 7,055,661

LEE COUNTY PUBLIC SCHOOLS

Categorical Appropriation:

Instruction	\$ TBD
Administration, Attendance and Health	TBD
Pupil Transportation	TBD
Operation and Maintenance	TBD
School Food Services	TBD

Facilities	TBD
Technology	TBD
Partially Self-Funded Insurance Fund	3,990,000
TOTAL	\$37,601,101
Source of Revenue:	
Federal Funds	\$ 4,066,300
State Funds	24,206,669
Other Funds	71,600
Self Insured Health Fund	3,990,000
Local Funds	4,561,621
Textbook Carryover Funds	704,911
TOTAL PUBLIC SCHOOLS	\$ 37,601,101

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 2013-2014.

TOTAL FY 2013-14 BUDGET \$59,403,341

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. Upon the question being put the vote was as follows.

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

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

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

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