

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 October 16, 2018 at 6:00 p.m. thereof.

MEMBERS PRESENT: Robert Smith, Chairman
Nathan Cope
D. D. Leonard
Larry Mosley
Charles Slempp, Jr.

MEMBERS ABSENT: None

OTHERS PRESENT: Dane Poe, County Administrator
Jeny Hughes, Administrative Assistant
Stacy Munsey, County Attorney

OTHERS ABSENT: None

INVOCATION

Layne Pennington, Pastor of Jonesville First United Methodist Church, led in the Invocation.

PLEDGE TO THE FLAG

Layne Pennington led the Pledge to the Flag.

MEETING CALLED TO ORDER

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

DEPARTMENTAL REPORTS

Written departmental reports for Building Inspections, E-911 and Extension Office were included in the agenda packet.

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of September 2018 was submitted as follows:

Revenues	\$ 4,234,720.55
Expenditures	\$ 5,716,835.10
General Fund	\$ 3,592,528.77
Total Assets and Liabilities	\$ 8,727,037.83

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.

There was no public comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the minutes of the September 18, 2018 Regular Meeting. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slempp, Mr. Smith

APPROVAL OF REFUNDS

It was moved by Mr. Slempp, seconded by Mr. Cope, to approve the following Refunds. Upon the question being put the vote was as follows.

Sherrie Hurlock	\$2,732.41
Sherrie Hurlock	\$ 224.68
Ryan Matthew Warner	\$ 589.13

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

PAYROLL

The County Administrator reports that payroll warrants have been issued.

APPROVAL OF DISBURSEMENTS

Mr. Poe reported that there is a slight change in the disbursement amount. There was a check to SWVA Criminal Justice Academy in the amount of \$300 that had to be voided, the new total is \$735,941.15.

It was moved by Mr. Cope, seconded by Mr. Slemp, to approve the disbursements for the month of October in the amount of \$735,941.15. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

DELEGATIONS

MOUNTAIN EMPIRE COMMUNITY COLLEGE ANNUAL UPDATE DR. KRISTEN WESTOVER

Dr. Kristen Westover, President, reported that the Lee County Endowment Scholarship raised \$30,000 with an anonymous donor matching that amount for a total of \$60,000, which means there is a fully endowed scholarship for Lee County. Mountain Empire continues to lead the system in terms of credential attainment and is the only College to meet the triple credentialing goal for the Community College System. Lee County had 649 residents enrolled in Mountain Empire Community College last semester, and of those, 226 were High School graduates with 10 of those being AIMS

Scholars. She added that the College is working to expand into the agriculture programs and is actively seeking additional funding to expand those areas.

**DANIEL BOONE SOIL AND WATER CONSERVATION
ANNUAL UPDATE
ROGER ELKINS**

Roger Elkins, thanked the Board for their continued support of the District. He stated that the VACS program completed \$633,000.00 in contracts and with additional carryover work bringing the total to \$968,000.00. There are approximately \$500,000.00 in contracts for this year, with an expectation of increasing that to around \$1,700,000.00.

**FRIENDS OF WILDERNESS ROAD STATE PARK
PROPOSED AT&T TOWER
FRANCIS INWOOD**

Francis Inwood, Volunteer with Friends of Wilderness Road State Park, stated that the group is not opposed to cell phone towers, but they are opposed to the location being across the road from Wilderness Road State Park. It is estimated that there was \$2,000,000.00 spent in the local community by visitors of the park. She added that Martin's Station is the most authentic 18th Century Fort in the United States and the Indian Camp is one of the best in the Eastern United States. She stated that visitors come from as far away as Alaska, Hawaii, Germany and Japan to see the park. These visitors and re-enactors get into the historic atmosphere where it actually looks like 1775, and it will, unless the cell tower goes in at the proposed location.

Mr. Smith stated that he loves everything about the park and it is great for the County; however, AT&T has to find somewhere to put the towers. The first location was on the north side of the park, and the park was against that, the new location is on the south side, and he is not even sure the tower would be seen from the location of the activities.

Ms. Inwood stated that it is her understanding that there are four other sites that this tower could be located.

Mr. Smith stated that he has been working with AT&T on a location, and he has not gotten that information.

Mr. Cope stated that most of the focus of the park is from the front toward the mountain, and the cell tower site will be behind the focal point, he does not feel that it will take way from the atmosphere of the park.

Mr. Leonard stated that cell phone towers are a key to safety, and as far as modernization of the area, he could not see much difference in the semi-trucks going down the 4-lane using the engine brake and a cell tower.

NEW BUSINESS

BOARD APPOINTMENTS

LONESOME PINE OFFICE ON YOUTH

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

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

MOUNTAIN EMPIRE COMMUNITY COLLEGE ADVISORY BOARD

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

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

PLANNING DISTRICT ONE BEHAVIORAL HEALTH SERVICES PERFORMANCE CONTRACT

Mr. Poe reported that as the provider for mental health, development disabilities and substance use services for Lee County, Planning District One Behavioral Health Services is required to negotiate a Performance Contract with the State on a biennial basis. The Performance Contract is then required to be approved by all participating

localities. A copy of the FY 2019 and FY 2020 Performance Contract was enclosed in the Board Packet. This would require adoption of a Resolution.

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

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

RESOLUTION
COMMUNITY SERVICES BOARD PERFORMANCE CONTRACT
18-024

WHEREAS, title 37.2 of the Code of Virginia, 1950, as amended, creates the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services, hereinafter referred to as the Department, to ensure the delivery of publicly-funded services to citizens of the Commonwealth with mental illnesses, mental retardation and alcohol or other drug abuse or dependence; and

WHEREAS, Sections 37.2-501 of the Code of Virginia, 1950, as amended, require every city and county to establish or join a community services board that plans and provides, directly and contractually, publicly-funded local mental health, mental retardation, and substance abuse services; and

WHEREAS, Section 37.2-508 of the Code of Virginia, 1950, as amended, establishes the performance contract as the primary accountability and funding mechanism between the Department and each Community Services Board; and

WHEREAS, Section 37.2-508 of the Code of Virginia, 1950, as amended, further requires every operating Community Services Board to submit its biennial performance contract to each political subdivision that established it as an agency for the political subdivision's approval prior to submission of the Contract to the Department; and

WHEREAS, the Counties of Lee, Scott, Wise and the City of Norton have joined together to establish Planning District One Behavioral Health Services; and

WHEREAS, Planning District One Behavioral Health Services has submitted its FY2019 and FY2020 biennial Community Services Board Performance Contract to the Lee County Board of Supervisors for approval;

NOW, THEREFORE, BE IT RESOLVED, that the Lee County Board of Supervisors hereby approves Planning District One Behavioral Health Services FY2019 and FY2020 Performance Contract.

**SCHOOL RESOURCE OFFICER/SCHOOL SECURITY OFFICER GRANT
AWARD**

Mr. Poe presented the Board with a copy of the recently awarded School Resource Officer/School Security Officer Grant in the amount of \$47,323.00 in State Funds with a required Local match of \$10,067.00. The Lee County School Board has agreed to provide any cash amount of the local match, which cannot be met with in-kind contributions. A motion to accept the grant would be in order if the Board approves.

Mr. Cope asked about the length of the grant.

Mr. Poe stated that is for one year, there may be funding for next year, but that is not guaranteed.

Mr. Mosley asked about the salary.

Mr. Poe stated that would be set depending on the benefits the officer would require.

It was moved by Mr. Cope, seconded by Mr. Leonard, to accept the School Resource Officer/School Security Officer Grant in the amount of \$47,323 in State Funds and \$10,067 in Local Funds to be paid by the Lee County School Board. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

COURTHOUSE CONSTRUCTION, RENOVATION AND MAINTENANCE FEE

Mr. Poe reported that last month the Board heard information about a possible ordinance to impose a fee on each civil action, criminal or traffic case in the District and Circuit Courts, which could be used for construction, renovation and maintenance costs

of the Courthouse. The fee is two-tiered in that a general \$2.00 fee per case can be imposed with no requirements other than the funds generated must be used for the construction, renovation, or maintenance of courthouse or court-related facilities and to defray increases in the cost of heating, cooling, electricity, and ordinary maintenance. In addition to this, a fee of \$3.00 per case may be imposed when a courthouse has been deemed noncompliant with the Courthouse Facility Guidelines, as certified by the Virginia Department of General Services. Funds generated by this fee must be used solely for the construction, reconstruction, renovation of, or adaptive re-use of a structure for a courthouse.

In order to adopt the second tier \$3.00 fee, the County must submit a self-evaluation of their court facility to the Department of General Services (DGS) indicating how their facility is non-compliant with the Virginia Courthouse Facility Guidelines. A DGS building inspector then conducts an on-site inspection of the facility to confirm that it is out of compliance. DGS reviews the case and issues a certification of noncompliance, which then authorized the locality to adopt an ordinance imposing the fee. The locality must reimburse DGS for the site visit and other related cost, which according to DGS have generally been in the range of \$1,100.00 to \$1,400.00 in localities that have been certified. The additional \$3.00 fee does not apply to any civil action in which the amount in controversy is \$500.00 or less.

The Board could opt to impose the \$2.00 fee now (with proper public hearing for the ordinance) but you cannot impose the additional \$3.00 fee until the procedure has been followed to certify noncompliance with the Courthouse Facility Guidelines. If the County submits the self-evaluation soon, Mr. Poe would expect certification of noncompliance could be forthcoming by the first of the year. If so, a public hearing could then be scheduled to include both fees in the same ordinance.

Mr. Cope asked if the \$3.00 fee would have to be used to bring all non-compliance issues up to code.

Mr. Poe stated it is for the construction, reconstruction, renovation of, or adaptive re-use of a structure for a courthouse, but he did not think all non-compliance items would have to be brought into compliance.

Mr. Cope asked how many cases come through the court system.

Mr. Poe stated that based on Judge Hines' comments last month there are about 20,000 cases per year, but the fees would not pertain to cases \$500 or less.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to authorize Mr. Poe to submit a self-evaluation of the court facility to the Department of General Services and to schedule a public hearing for an ordinance to impose the fees. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

LOCAL WORKFORCE DEVELOPMENT BOARD REQUEST

Mr. Poe reported that the Southwest Virginia Workforce Development Board is requesting that Lee County serve as the grant recipient for their funding. Previously, Russell County served as their fiscal agent, which included not only receiving their grant funds, but also disbursement of their funding for programming, payroll and all other expenses incurred by the Workforce Board. Due to their funding being on a reimbursement basis, this lead to problems with payment of expenses in a timely manner.

The Workforce Board has taken the necessary steps to become their own fiscal agent, which includes a line of credit sufficient to cover their expected expenses while waiting for grant reimbursement from their funding agencies. This will allow them to make payroll and provide all benefits to their employees in the Workforce Board's name rather than the county's. Even though they can serve as their own fiscal agent, their grant funding is required to be paid out to a participating locality that will then remit the funds to the Workforce Board. The Workforce Board is requesting that Lee County serve as the grant recipient for this purpose. The County will not incur any cost other than writing checks to the Workforce Board as grant funding is received. As the grant recipient, the County may be required to file the reimbursement requests and expenditure reports. All information required for these purposes will be provided by Workforce staff. With the recent changes by the Workforce Board to become their own fiscal agent, Mr. Poe believes that serving as their grant recipient will have minimal impact on the present workload.

Mr. Mosley stated that Russell County was not getting checks out on time, and the Workforce Development Board was incurring late fees. The Board has sent a letter to Russell County stating they want to be their own fiscal agent. This is just pass-through money and will have no financial impact on the County.

Mr. Poe stated that he believes the major problem with Russell County was because it was on a reimbursement basis and they were fronting the money for the Workforce Board until the reimbursements came in. However, it will be handled differently now since Workforce has already obtained a line of credit to cover expenses.

It was moved by Mr. Mosley, seconded by Mr. Smith, to be the grant recipient for the Workforce Development Board and to authorize Lee County to execute documents. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

STREET SIGN CONTRACT RENEWAL

Mr. Poe reported that information was presented at the September 18, 2018 Regular Meeting regarding amending and renewing the 911 Street Sign Installation contract. The Board initially had some questions, which were answered with additional information provided in Closed Session. During this time there was consensus to renew the contract for one year at the amended rates for material and service. Upon re-entering open session, the Board failed to make a motion to approve the contract and Mr. Poe is requesting a motion to approve the renewal, with amendments, for a one-year period.

It was moved by Mr. Cope, seconded by Mr. Leonard, to approve the one-year Street Sign Contract Renewal at the amended rates for material and service. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

CIRCUIT COURT PARALEGAL POSITION

Mr. Poe stated that he would like to discuss this in closed session.

LITTER CONTROL & RECYCLING COORDINATOR INTERVIEWS

Mr. Poe reported that the deadline for application for the Litter Control & Recycling Coordinator position was Friday, October 12, 2018. A date will need to be set for interviews.

**RESOLUTION REGARDING TRANSPORTATION ISSUES FOR TEMPORARY
DETENTION AND EMERGENCY CUSTODY ORDERS**

Mr. Poe reported this is the Resolution the Town of Marion initiated and asked to be distributed to all localities. It deals with Temporary Detention Orders and Emergency Custody Orders and transportation of those individuals. The purpose is to try to take as much of the law enforcement image out of the situation as possible, because it is not really law enforcement related, but an extra duty that has been handed to law enforcement to handle the transports, which would make it easier for those involved. It is also asking that the General Assembly grant an exemption for the Southwest Virginia Mental Health Institute from the place of last resort and imminently qualified to serve as a front line regional detention center for the civil commitment process.

It was moved by Mr. Cope, seconded by Mr. Leonard, to adopt Resolution 18-023. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

**RESOLUTION
REGARDING TRANSPORTATION ISSUES FOR
TEMPORARY DETENTION AND EMERGENCY CUSTODY ORDERS
18-023**

WHEREAS, safe, recovery-oriented transportation is a critical need for individuals involved in the civil commitment process, offering a less traumatizing experience and facilitating more positive outcomes for individuals and their families; and

WHEREAS, historically within the civil commitment process, law enforcement has provided transportation to inpatient facilities, in addition to providing a constant presence throughout the crisis evaluation process; and

WHEREAS, the current system of law enforcement providing transportation for Temporary Detention and Emergency Custody orders is an unfunded mandate and results in undue financial and operational challenges to localities and municipalities and creates

additional stress and trauma for the individual and the families of the person being transported by law enforcement; and

WHEREAS, the current system creates a risk to maintaining safe communities by reducing the number of hours in which officers are patrolling their communities due to the TDO/ECO transport duties, and creates an increased risk to those being transported because they are often alone in the back of a patrol car without proper monitoring of physiological and psychological symptoms while in transport, in some cases for up to six hours; and

WHEREAS, in 2009, legislation was passed allowing magistrates to designate someone other than law enforcement to provide transportation under TDO's and ECO's if this could be accomplished safely, and it's perceived that alternative transportation would have a substantial positive impact on individuals, families, and law enforcement by allowing law enforcement to focus on their primary responsibilities and by destigmatizing and promoting a more recovery-oriented civil commitment process;

NOW, THEREFORE, BE IT RESOLVED, the Lee County Board of Supervisors requests the Virginia General Assembly to continue to develop and adequately fund an alternative transportation system for individuals involved in the civil commitment process, recognizing the demographic and geographical challenges that rural areas in Virginia have concerning travel distances, the effect those challenges have on the emotional and financial impact of the families, and the financial distress incurred by all parties involved.

BE IT FURTHER RESOLVED, that the Virginia General Assembly review and grant an exemption for the southwest Virginia Mental Health Institute from the "place of last resort" requirement under current law, recognizing that it is centrally located and imminently qualified to serve as a front line regional detention center for the civil commitment process and that increasing the capacity at Southwest Virginia Mental Health Institute through increased State financial support would ultimately result in cost savings to the overall mental health arena.

TRUCK FINANCING PROPOSALS

Mr. Poe reported that in addition to the vendor's financing proposal, the County has received two local bank quotes for the financing of the 2019 Peterbilt garbage truck currently on order. The total truck cost is \$225,523.00 with a down payment of \$56,380.75 to be made on delivery. The balance of \$169,142.25 will be financed over a three-year period with annual or semi-annual payment to begin one year after deliver. The interest rate quotes are as follows:

Fitzgerald Peterbilt

3.80% Tax Exempt

Farmers & Miners Bank	3.50% Tax Exempt
Powell Valley National Bank	3.95% Tax Exempt

The low quote of 3.50% from Farmers & Miners Bank would result in a total interest cost of approximately \$12,275.00 if annual payments were chosen. The Board also discussed the possibility of paying the full cost at time of delivery.

It was moved by Mr. Cope, seconded by Mr. Leonard, to accept the financing proposal from Farmers and Miners Bank at 3.50% interest rate. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

OPIOID LAWSUIT RESOLUTION

Ms. Munsey presented the Board with a Resolution to consider for adoption in regards to the Opioid Lawsuit.

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

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

RESOLUTION OF THE BOARD OF SUPERVISORS OF LEE COUNTY, VIRGINIA 18-025

WHEREAS, Lee County is battling an opioid addiction epidemic that impacts its citizens across demographic lines, harming every economic class, race, gender and age group;

WHEREAS, Virginia's State Health Commissioner has declared the Commonwealth's opioid addiction problem a public health emergency;

WHEREAS, Lee County has been required and will continue to be required to allocate substantial taxpayer dollars, resources, staff energy and time to address the damage the opioid epidemic has caused and continues to cause;

WHEREAS, the opioid epidemic endangers the life, health and safety of Lee County's residents in many ways, including but not limited to:

- (1) opioid-related drug overdose deaths;
 - (2) opioid addiction disease;
 - (3) infants born addicted to opioids due to prenatal exposure, causing severe withdrawal symptoms and lasting developmental impacts;
 - (4) other child abuse and neglect;
 - (5) crime associated with illegal drug use and sales;
 - (6) unemployment related to an inability to work while addicted to opioids;
- and
- (7) blight, vagrancy, property damage and property crime.

WHEREAS, this Resolution shall be in full force and effect from and after its adoption as provided by law;

NOW, THEREFORE, BE IT RESOLVED by the Lee County Board of Supervisors, assembled on this day at which a quorum is present, that the Lee County Board of Supervisors hereby declares that the conditions causing the opioid epidemic and the conditions caused by the opioid epidemic constitute a public nuisance which the Lee County Board of Supervisors has authority to abate or cause to be abated.

BE IT FURTHER RESOLVED that all resolutions that are inconsistent with this resolution are rescinded.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

TRANSFER STATION PARKING AREA

Mr. Poe reported that there are parking issues around the Transfer Station building. There are about five parking spaces designated, two were originally intended to be for the Litter Control vehicle and the pickup truck for the Transfer Station and a few spaces for visitors. The problem arises if a car is parked there when the garbage trucks come up the hill. There is not enough room for the trucks to back onto the tipping floor, and some instances where bigger vehicles parked there block the view of the trucks trying to pull off the tipping floor. In order to build the additional parking needed and an area for extra equipment, Mr. Collingsworth needs to be able to cut into the bank and construct a wall, which will require some concrete retaining blocks. With the excavator, the work can be done in house, but will require the purchase of the retaining blocks.

Those can be purchased at American Concrete for \$75 each, and he will need about 76 retaining blocks and 11 parking curb blocks for a total of around \$6,000.00.

SUPPLEMENTAL APPROPRIATION

TRANSFER STATION

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

Revenue Source:

3-001-41050-0099	Budget Supplement from Reserve	\$ 6,000.00
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Expenditure:

4-050-42300-6014	Transfer Station	\$ 6,000.00
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VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemm, Mr. Smith

COMMONWEALTH ATTORNEY COST COLLECTION FUNDS

Mr. Poe reported that the Commonwealth Attorney's Office is collecting delinquent fines and cost through a local collection program, which generated \$28,652.00. Like last year, the Commonwealth Attorney is requesting the funds be appropriated to his office as follows:

Salary Increases:

\$9,472.00	Sarah Wynn
\$5,953.00	Joe Rasnic
\$4,701.00	Martha Elkins
\$2,611.00	Angela Bloomer

Commonwealth Collection Account:

\$2,000.00 CWA Collection Program Expenses

SUPPLEMENTAL APPROPRIATION

COMMONWEALTH ATTORNEY

It was moved by Mr. Mosley, seconded by Mr. Cope, to approve the following supplemental appropriation. Upon the question being put the vote was as follows.

Revenue Source:

3-001-41050-0099	Budget Supplement from Reserve	\$ 28,652.00
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Expenditure:

4-001-22100-1136	Salaries	\$ 22,737.00
4-001-22100-2100	FICA (Employers Share)	\$ 1,739.38
4-001-22100-2210	VRS Retirement	\$ 1,982.67
4-001-22100-2400	VRS SGL	\$ 118.23
4-001-22100-2500	VRS The Standard	\$ 50.53
4-001-22100-2700	Workers Compensation	\$ 24.19

4-001-22200-5899	CWA Collection Program Expenses	\$ 2,000.00
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VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

REQUEST FOR CLOSED SESSION

Mr. Poe stated that he has a request for closed session for Personnel, Legal, Investing of Public Funds, and Disposition of Property.

REPORTS AND RECOMMENDATIONS OF THE BOARD

FLU SHOTS

Mr. Mosley encouraged everyone to get a flu shot.

PUBLIC SAFETY TOWERS

Mr. Leonard asked for an update on the public safety towers.

Mr. Poe stated that there was a kick off meeting with the contractor. All of the bond paperwork has been received, and the finance company had some changes and sent new paperwork. Mr. Poe is waiting on the new bonds.

JASPER RESCUE COUNTY FUNDS

Mr. Leonard stated that since Jasper Rescue is not going to collect their County Funds this year it should be split between the other five Rescue Squads in the County.

It was moved by Mr. Leonard, seconded by Mr. Slemp, to split Jasper Rescue County Funds between the other five Rescue Squads. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

DRYDEN ROAD

Mr. Slemp stated that the four-lane above Dryden is covered with litter.

Mr. Poe stated that he would advise the Sheriff's Department.

CLOSED SESSION

It was moved by Mr. Leonard, seconded by Mr. Mosley, 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, 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 2.2-3711 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. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

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.

CIRCUIT COURT PARALEGAL

It was moved by Mr. Cope, seconded by Mr. Leonard, to hire Naomi Spivey as Circuit Court Paralegal at an annual salary of \$33,000.00, effective November 1, 2018. Ms. Spivey is hired on a one-year probationary period. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

CONTRACT GRANT WRITER

It was moved by Mr. Cope, seconded by Mr. Leonard, to hire Bob Bost as Contract Grant Writer, with the contract to be negotiated up to \$15,000. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Smith
VOTING NO: Mr. Mosley, Mr. Slemp

ARCHITECT AND ENGINEERING SERVICES

It was moved by Mr. Cope, seconded by Mr. Leonard, to advertise for Architect and Engineering Service for Courthouse Renovation if needed. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

It was moved by Mr. Cope, seconded by Mr. Leonard, to recess to October 24, 2018 at 5:00 P.M. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Cope, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD