**VIRGINIA:** County of Lee, to-wit:

At the Annual Meeting of the Lee County Board of Supervisors in the General District Courtroom of the Lee County Courthouse on January 21, 2020 at 4:30 p.m. thereof.

	MEMBERS PRESENT:	Larry Mosley, Vice Chairman Sidney Kolb Charles Slemp, Jr. Robert Smith
	MEMBERS ABSENT:	D. D. Leonard, Chairman
	OTHERS PRESENT:	Dane Poe, County Administrator Jeny Hughes, Administrative Assistant Stacy Munsey, County Attorney
	OTHERS ABSENT:	None
	Emery Minton, Pastor of Ch	INVOCATION  aristian Life Fellowship, led the invocation.
	PLE Larry Mosley led the Pledge	to the Flag.
	MEETIN  The meeting was called to on	-
were in	DEPA	ARTMENT REPORTS s for Building Inspection, E-911 and Extension Office

## **CONSTITUTIONAL OFFICERS**

## TREASURER'S REPORT

The Treasurer's Report for the month of December 2019 was submitted as follows:

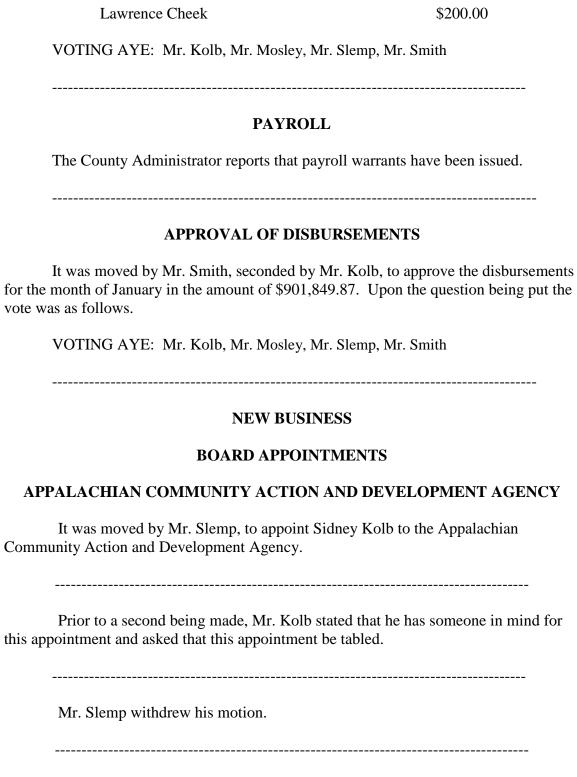
Revenues Expenditures General Fund Total Assets and Liabilities	\$ 9,324,095.13 \$ 6,635,815.04 \$ 7,046,256.77 \$ 11,542,435.85
PUBLIC EXP	olic comment and advised that each speaker
Joe Jenks, Dryden, addressed the Board his road and about being attacked by three Gern stated that he has been in touch with Animal Codogs.	1 0
Phillip Minton, Dryden, addressed the B being piled up with garbage and old furniture.	Board about a house in his neighborhood
Mr. Mosley asked Mr. Poe to look into t	that matter.
Mr. Poe stated that Mr. Michael has bee as well, so it may be something both offices can	een up there, but it might be a zoning issue an work on concurrently.

Allen Hubbard, Seminary, addressed the Board about the location of the proposed Seminary Convenience Center site, stating that he does not feel putting it beside the four-

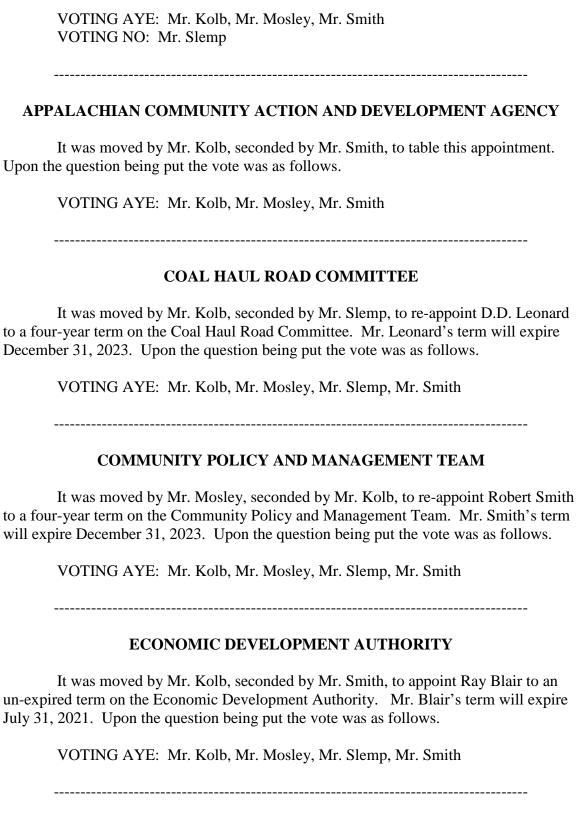
lane is day.	the best solution, and that he does not want that view from his front door every
years.	Mr. Mosley stated that the County has been looking for a location for thirteen
	There was no further public comment.
	The Chairman closed the floor for public comment.
	MINUTES
minute	Mr. Poe stated that a correction is needed on page 10 of the January 7, 2020 es changing Mr. Cope to Mr. Kolb.
the De follow	It was moved by Mr. Smith, seconded by Mr. Slemp, to approve the minutes of cember 17, 2019 Regular Meeting. Upon the question being put the vote was as s.
	VOTING AYE: Mr. Mosley, Mr. Slemp, Mr. Smith ABSTAINING: Mr. Kolb
	It was moved by Mr. Smith, seconded by Mr. Slemp, to approve the minutes of mary 7, 2020 Meeting with the stated correction. Upon the question being put the as as follows.
	VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

## **REFUNDS**

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

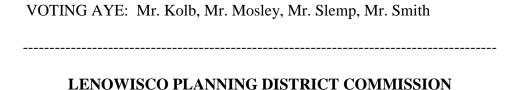


It was moved by Mr. Mosley, seconded by Mr. Smith, to re-appoint Charles Slemp to a four-year term on the Appalachian Community Action and Development Agency. Mr. Slemp's term will expire December 31, 2023. Upon the question being put the vote was as follows.



EMERGENCY MANAGEMENT DIRECTOR

It was moved by Mr. Slemp, seconded by Mr. Kolb, to appoint Larry Mosley to a four-year term as the Emergency Management Director. Mr. Mosley's term will expire December 31, 2023. Upon the question being put the vote was as follows.



It was moved by Mr. Kolb, seconded by Mr. Smith, to appoint D. D. Leonard, Larry Mosley, Charles Slemp and Robert Smith to four-year terms on the LENOWISCO Planning District Commission. Their terms will expire December 31, 2023. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

## PUBLIC SERVICE AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Kolb, to re-appoint Robert Horton to a four-year term on the Public Service Authority. Mr. Horton's term will expire January 31, 2024. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

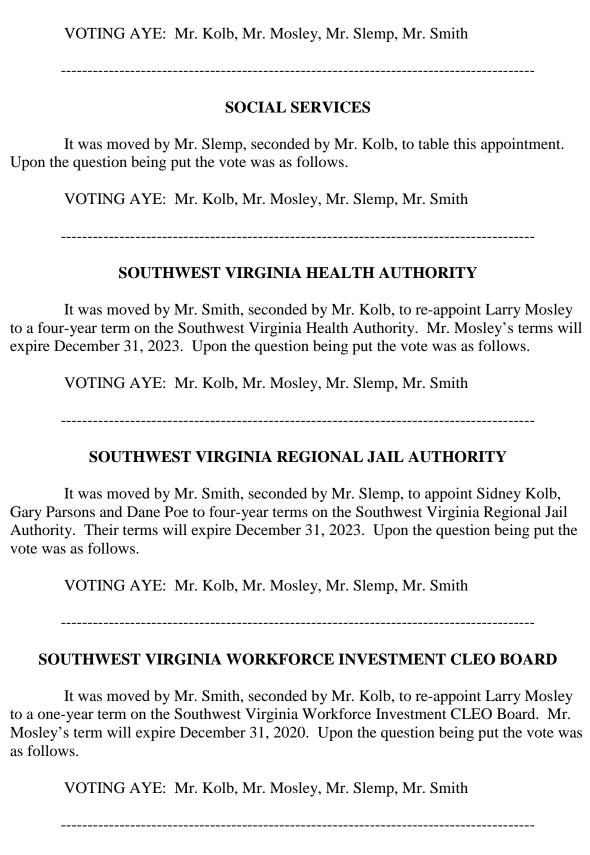
### **ROAD VIEWERS**

It was moved by Mr. Smith, seconded by Mr. Kolb, to re-appoint Charles Chadwell and Jerry Burgan to a four-year term on the Road Viewers Committee. Mr. Chadwell and Mr. Burgan's terms will expire December 31, 2023. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

### **ROAD VIEWERS**

It was moved by Mr. Slemp, seconded by Mr. Smith, to table the remaining appointments. Upon the question being put the vote was as follows.



UPPER TENNESSEE RIVER ROUNDTABLE

It was moved by Mr. Kolb, seconded by Mr. Smith, to appoint Jolene Lambert to a two-year term on the Upper Tennessee River Roundtable. Ms. Lambert's term will expire December 31, 2021. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

## UPPER TENNESSEE RIVER ROUNDTABLE

It was moved by Mr. Kolb, seconded by Mr. Smith, to table the Alternate appointment. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

### VIRGINIA ASSOCIATION OF COUNTIES LEGISLATIVE LIAISON

It was moved by Mr. Kolb, seconded by Mr. Smith, to re-appoint Larry Mosley to a four-year term as the Virginia Association of Counties Legislative Liaison. Mr. Mosley's term will expire December 31, 2023. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

## WESTERN LEE SEWER PROJECT RIGHT-OF-ENTRY AGREEMENT

Mr. Poe reported that the U.S. Army Corps of Engineers is assisting the County with acquisition of rights-of-entry for the Western Lee Sewer Project. He has received a request for right-of-entry to conduct soil sampling on a small tract of property owned by the County. The property in question is located on the south side of U.S. Highway 58 in Ewing and is the site of a decentralized sewer system that was installed a few years ago to serve about a dozen homes in that area that were discharging wastewater directly into the nearby stream. Mr. Poe recommends approval of the right-of-entry agreement.

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It was moved by Mr. Smith, seconded by Mr. Slemp, to approve the Western Lee Sewer Project Right-of-Entry agreement. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

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## **COURTHOUSE RENOVATION PROJECT PAY REQUEST NUMBER 2**

Mr. Poe presented the Board with a copy of Hamilton Construction Company Pay Request Number 2 in the amount of \$65,284.00 for work completed to date. He reported that work on Phase I of the project is nearly complete and the District Court Clerk's office is moving into their new space. Phase II of the project will consist of renovations of the previous Combined Court work area and counter and security upgrades in the Court Service Unit. Demolition work has already begun in that area.

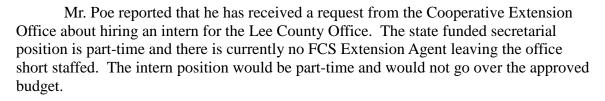
The architect has reviewed the pay request and recommends payment, and Mr. Poe concurs.
It was moved by Mr. Smith, seconded by Mr. Slemp, to approve Pay Request Number 2 to Hamilton Construction Company in the amount of \$65,284.00. Upon the question being put the vote was as follows.  VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith
OPPORTUNITY ZONE PLANNING AND STRATEGY DEVELOPMENT PLANNING GRANT
Mr. Poe presented the Board with a copy of the Planning Grant Agreement from the Department of Housing and Community Development for the Opportunity Zone Planning and Strategy Development project. If approved by the Board, Mr. Poe will sign the agreement, which will provide funding for consulting services to assist with developing a strategy and marketing tools for the local Opportunity Zone.
It was moved by Mr. Kolb, seconded by Mr. Smith, to approve the Planning Grant Agreement from the Department of Housing and Community Development. Upon the question being put the vote was as follows.
VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

**DUMP TRAILER FOR LITTER CLEAN UPS** 

Trailer in Coeburn for a 6'x10' two-axle 3 ½-ton dump trailer for \$3,995.00 plus \$169.0 for a tarp kit to cover and secure the load. Total cost would be \$4,164.00.
Mr. Kolb asked what could be done with a dump trailer that could not be done with a dump truck or boom truck.
Mr. Collingsworth stated that the height of the dump truck bed is 8 feet and it would be hard to lift several items high enough to get them into the truck. He added that the boom truck is in use every day and some days the backup boom truck has to be used
Mr. Kolb asked if the backup boom truck could be used on cleanups.
Mr. Collingsworth stated that he would have to pull a garbage truck driver over drive it because it requires a CDL license, and that the boom trucks would not fit into some of the illegal dumpsite places.
Mr. Kolb asked for a report showing how many dumpsites are cleaned up, the date they were cleaned and the tonnage that was cleaned up before the next meeting.
It was moved by Mr. Kolb, seconded by Mr. Smith, to table this matter until next month. Upon the question being put the vote was as follows.  VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Smith VOTING NO: Mr. Slemp

COOPERATIVE EXTENSION REQUEST TO HIRE INTERN

The Solid Waste and Litter Control departments are requesting to purchase a dump trailer for use in dumpsite clean ups and other litter cleanup activities. This item should be eligible for reimbursement under the Litter Prevention and Recycling Grant received annually by the County. Mr. Collingsworth has obtained a price from O'Quinn



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It was moved by Mr. Mosley, seconded by Mr. Slemp, to approve a part-time intern for the Cooperative Extension Office. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

# ARC GRANT APPLICATION FOR ST. CHARLES WATER LINE REPLACEMENT

Mr. Poe reported that since taking over the St. Charles Water and Sewer Authority, the Lee County Public Service Authority has continued the plan to upgrade that system with waterline replacements. They are now requesting the County submit an application for Appalachian Regional Commission funding to support the St. Charles Water Line Replacement – Phase III project. This funding is being sought to support the replacement of selected problematic sections of water distribution lines.

The project is the third of four indentified phases of line replacement in the St. Charles project area, to consist of approximately 6,700 linear feet of 8-inch, 3,200 linear feet of 6-inch, 4,230 linear feet of 4-inch, 3,240 linear feet of 2-inch and 7,930 linear feet of 34 inch line, 37 gate valves, 11 fire hydrants, 122 service reconnections and associated appurtenances.

The \$500,000.00 ARC request is part of an estimated total project cost of \$1,881,252.00, with the balance of project funding to come from the Virginia Community Development Block Grant Program and the Virginia Department of Health. The deadline for submission of the County's ARC proposal is January 24, 2020.

As this is part of	f an overall plan to ι	apgrade and streng	gthen this system,	Mr. Poe
recommends the Board	approve an applicat	ion to ARC for th	is project.	

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It was moved by Mr. Kolb, seconded by Mr. Slemp, to approve the ARC Grant Application. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

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## **NOVEMBER 19, 2019 REGULAR MEETING MINUTES CORRECTION**

Mr. Poe reported there was an error in the minutes that were approved for the November 19, 2019 Regular Meeting regarding re-appropriation of Delinquent Fines Collection funds to the Commonwealth's Attorney office. The revenue source line item was erroneously listed as Budget Transfer from Reserve (3-001-41500-0099). It should have been Line Item 3-001-14010-0013, which is Commonwealth Attorney Collections. Since these minutes were approved at the December meeting, a motion is needed to correct the minutes to reflect the correct line item before printing to the minutes books.

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It was moved by Mr. Smith, seconded by Mr. Slemp, to make the stated correction to the November 19, 2019 Regular Minutes. Upon the question being put the vote was as follows.

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

ABSTAINING: Mr. Kolb

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# ASBESTOS REMOVAL AND MITIGATION FOR OLD EXTENSION OFFICE BUILDING

Mr. Poe reported that asbestos testing has been conducted on the old Extension Office building and, as expected, some of the floor tiles tested positive for asbestos. Prior to demolishing this building, any asbestos containing material will have to be removed and disposed of by someone licensed to do so. Mr. Poe requests authorization to obtain quotes for this work in order to move forward on this project.

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It was moved by Mr. Mosley, seconded by Mr. Kolb, to obtain quotes for asbestos removal of the old Extension Office building. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith

## REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

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## REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

## LMU VET SCHOOL MEETING

Mr. Poe reported that there would be a meeting on January 25, 2020 from 11:00
•
a.m. to 2:00 p.m. at the vet school for future growth planning. This will help bring the
community and students together to discuss plans for upcoming development.

## REPORTS AND RECOMMENDATIONS OF THE BOARD

## AGENDA ITEMS FOR FEBRUARY MEETING

Mr. Kolb stated that he would like to discuss several items at the February meeting including requiring dumpster lids to be closed prior to a Convenient Center closing for the night; purchase of lids for all dumpsters and having annual surplus sales and reviewing County owned Real Estate.

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## **DUMPSTERS**

Mr. Mosley stated that the Ben Hur site probably has more lids than any other site, he went by there the other day when it was raining and every lid was open.

## **CLOSED SESSION**

It was moved by Mr. Kolb, seconded by Mr. Slemp, to enter Closed Session pursuant to 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. Kolb, Mr. Mosley, Mr. Slemp, Mr. Smith	
Mr. Slemp left the meeting at 7:45 p.m.	

It was moved by Mr. Smith, seconded by Mr. Kolb, to exit Closed Session. Upon the question being put the vote was as follows.
VOTING AYE: Mr. Kolb, Mr. Mosley, 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
<b>WHEREAS,</b> 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. Mosley, seconded by Mr. Kolb, to recess to January 30, 2020 at 6:00 p.m. Upon the question being put the vote was as follows.
VOTING AYE: Mr. Kolb, Mr. Mosley, Mr. Smith

CLERK OF THE BOARD

CHAIRMAN OF THE BOARD