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 April 21, 2020 at 4:30 p.m. thereof.

MEMBERS PRESENT: D. D. Leonard, Chairman Larry Mosley, Vice Chairman Sidney Kolb Charles Slemp, Jr. **Robert Smith** MEMBERS ABSENT: None OTHERS PRESENT: Dane Poe, County Administrator Jeny Hughes, Administrative Assistant Stacy Munsey, County Attorney OTHERS ABSENT: None -----**INVOCATION** Dane Poe, County Administrator, led the invocation. PLEDGE TO THE FLAG Mr. Mosley led the Pledge to the Flag. MEETING CALLED TO ORDER The meeting was called to order at 4:34 p.m. -----

PUBLIC HEARING

PROPOSED AMENDMENT TO ORDINANCE CREATING THE LEE COUNTY AIRPORT AUTHORITY

The Lee County Board of Supervisors held a Public Hearing on Tuesday, April 21, 2020 at 4:30 p.m. in the General District Courtroom of the Lee County Courthouse

located in Jonesville, Virginia. The purpose of the Public Hearing was to take public comment on a proposed amendment to the County Ordinance creating the Airport Authority of Lee County, Virginia. The purpose of the proposed amendment is to allow the appointment of Airport Authority board members from the county at-large instead of requiring one member from each election district of the county.

	The Chairman opened the floor for public comment.				
	There was no public comment.				
	The Chairman closed the public hearing.				
It was moved by Mr. Kolb, seconded by Mr. Mosley, to change Membership in Authority Section a to read, "The governing body of the Lee County Airport Authority shall be a board of directors consisting of five members appointed by the board of supervisors from any area of the county. The board of supervisors may remove members from the authority at any time." Upon the question being put the vote was as follows.					
	VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith				
DEPARTMENT REPORTS					
	Written departmental reports for Building Inspector, E-911 and Extension Office cluded in the Board Packet.				

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of March 2020 was submitted as follows:

Expenditures General Fund Total Assets and Liabilities	\$ \$ \$	6,272,546.35 4,977,595.38 8,764,264.19		
PUBLIC EXPRESSION				
The Chairman opened the floor for public would be limited to a three-minute time-period f period for a group.	or indi	ividuals, and five-minute time-		
Bob Bost stated he has been at the airport for about three and a half weeks and it has been a great place to work, but he has only saw one plane take off and none land. It is a great facility that could be turned into something very useful to the County. He suggested the County consider purchasing a radio to talk to air traffic. He has spoken with the General Manager at the Wise Airport and he is willing to talk to the Board about what Wise is doing and their operating budget.				
Cody Wolford, Chief Pilot for Tuck Mapping Solutions, addressed the Board about some changes he would like to see at the Airport to help growth such as having someone at the terminal, having the terminal open, an afterhour numbers located at the airport, more hanger space and adding jet fuel.				
Mr. Kolb requested that the segmented circle be painted, the credit card machine be replaced and for the Terminal Building to be unlocked. He also asked Mr. Bost to search for grants that may be available for adding jet fuel and hanger space.				
There was no further public comment.				
The Chairman closed the floor for public	comm	nent.		

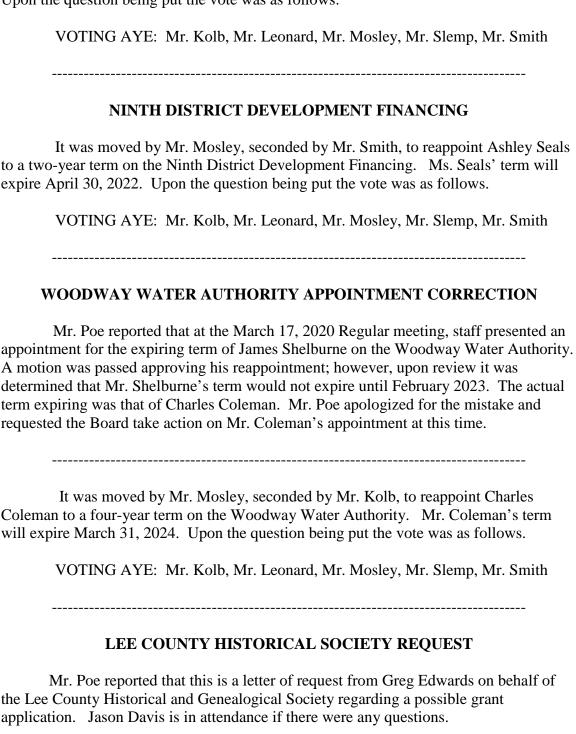
Mr. Kolb stated that on page 19 of the March 17, 2020 minutes, the motion needs to be changed to Hunters for the Hungry or the guys who kill the deer.				
It was moved by Mr. Kolb, seconded by February 27, 2020 Recessed Meeting, March 1 17, 2020 Regular Meeting with stated changes. as follows.				
VOTING AYE: Mr. Kolb, Mr. Leonard	d, Mr. Mosley, Mr. Slemp, Mr. Smith			
REFUN	NDS			
It was moved by Mr. Mosley, seconded refunds. Upon the question being put the vote	d by Mr. Slemp, to approve the following was as follows.			
William Tester Samuel Peck	\$ 2,075.13 \$ 36.58			
VOTING AYE: Mr. Kolb, Mr. Leonard	d, Mr. Mosley, Mr. Slemp, Mr. Smith			
PAYRO	DLL			
The County Administrator reports that J	payroll warrants have been issued.			
APPROVAL OF DIS	SBURSEMENTS			
It was moved by Mr. Mosley, seconded disbursements for the month of April in the ambeing put the vote was as follows.	•			
VOTING AYE: Mr. Kolb, Mr. Leonard	d, Mr. Mosley, Mr. Slemp, Mr. Smith			
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NEW BUSINESS

BOARD APPOINTMENTS

HOSPITAL AUTHORITY

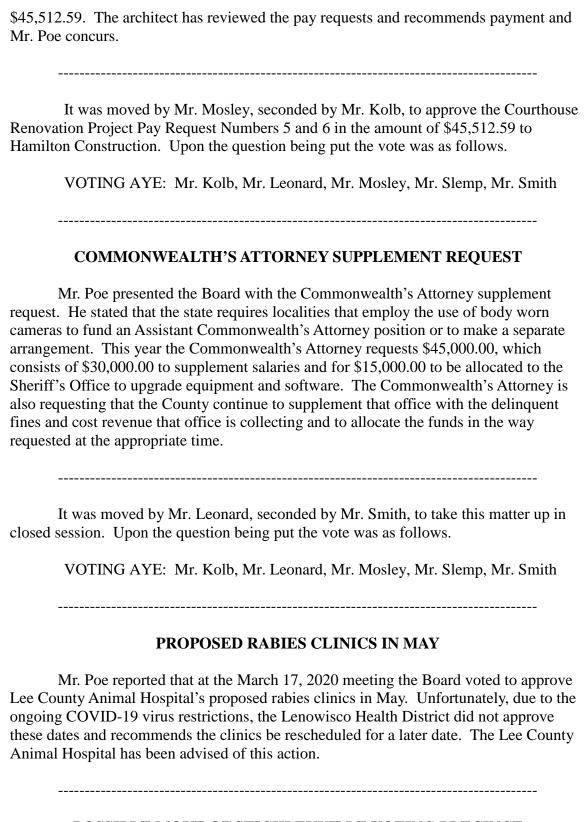
It was moved by Mr. Mosley, seconded by Mr. Slemp, to table this appointment. Upon the question being put the vote was as follows.



Jason Davis stated that the Lee County Historical Society is applying for a grant to fund an educational project called "Just off the Wilderness Road – Songs of the Cumberland Gap Region". The project is a collection of works written by Lee County residents to educate youth and adult populations in the Cumberland Gap region about historical events, people, places and other components of the rich history of the area. Mr. Mosley asked how much money is needed for the project. Mr. Davis stated the Historical Society is trying to raise \$10,000.00. DEPARTMENT OF SOCIAL SERVICES REQUEST TO PAY ONE-TIME SUPPLEMENT Mr. Poe presented the Board with a request from the Lee County Department of Social Services to pay a one-time supplement to all employees during the 2019 – 2020 fiscal year. Approval of this action may require the adoption of an ordinance, which would require public hearing. The earliest date for this public hearing would be at the May 19, 2020 Regular Meeting. It was moved by Mr. Mosley, seconded by Mr. Smith, to schedule a public hearing on a proposed ordinance to authorize the payment of bonuses to employees or officers of the County. Upon the question being put the vote was as follows. VOTING AYE: Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith VOTING NO: Mr. Kolb

RENOVATIONS PROJECT PAY REQUEST NUMBER 5

Mr. Poe presented the Board with a copy of Hamilton Construction Company Pay Request Number 5 in the amount of \$35,978.40 for work completed through March 20, 2020. The project was deemed substantially complete on March 23, 2020 and the contractor has completed the majority of the work with just a few minor touch-up items to address. Mr. Poe has since received Pay Request Number 6 for work completed through March 31, 2020, in the amount of \$9,534.19, making the total of both requests



POSSIBLE MOVE OF STICKLEYVILLE VOTING PRECINCT

back to the old Stickleyville Elementary School building. This action would require a change to the ordinance setting the locations of each precinct polling house. After discussing this matter with the Voter Registrar, it would be best to wait until the June Regular Meeting date to hold this public hearing. Both political parties tentatively have possible primary elections on June 9, 2020 and voting locations cannot be changed less than sixty days prior to that date. Advertising a possible change prior to June 9 could potentially confuse voters on the correct location for voting. To prevent any confusion, Mr. Poe recommends the public hearing be held at the July 21, 2020 Regular Meeting. ______ It was the consensus of the Board to postpone the Public Hearing for this matter until the July Regular Meeting. REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY None. ______ REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR LITTER CONTROL INTERVIEWS Mr. Poe stated that the deadline for Litter Control applications was April 20 and the Board would need to set a date for interviews. **BUILDING INSPECTOR APPLICATIONS** Mr. Poe reported that there have been four applications received for the Building Field Inspector. The position was advertised open until filled. ______ REAPPRAISAL SERVICES Mr. Poe stated that the County would need to try to get a Reappraisal Firm by the first of July for the reassessment of property. ------

Mr. Poe stated that at the March 17, 2020 meeting the Board voted to begin the process to move the location of the Stickleyville Precinct polling place from the Fire Hall

AIRPORT ENGINEERING SERVICES

Mr. Poe reported	that Airport Engineering Services p	proposals are due in May.
	AUDITING SERVICES	
Mr. Poe reported days.	d that the RFP for Auditing Services	s would be going out in a few
	LINE OF CREDIT PROPOSA	LS
Board would be going or	that the request for proposals for th ut within the next few days.	
	AUCTION SERVICES	
Auction Services receive		-
	THOMAS WALKER POOL	
employees at the Thomas restrictions would be in paths the pool closed.	at normally the County would have s Walker Pool, however; not knowing place for the COVID-19 pandemic,	ng how much longer this may be a year to leave
It was the consen	sus of the Board that the pool remains	in closed for the 2020 season.

CURRENT COURTHOUSE CLOSURE

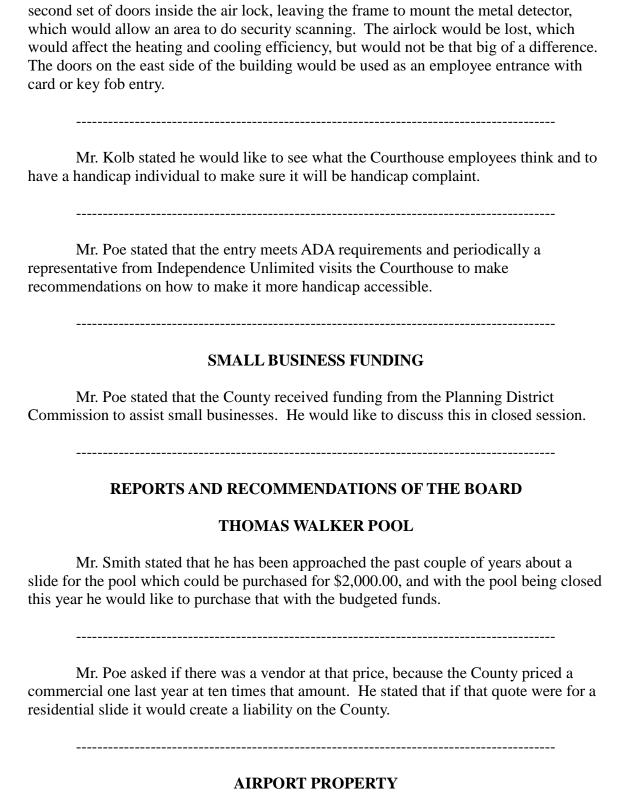
Mr. Poe stated that the current Courthouse public closure is set to expire April 26, 2020, as is the State Supreme Court order to close the Courts. He spoke with the Court Clerk's and nothing has been issued at this point, but there is an indication that it will be

	The Health Department tested fifty individuals today and it could take a few days we the test results. Mr. Poe asked the Board for a decision about the Courthouse.
made.	Mr. Mosley stated that it would be nice to have the test results before a decision is
people	Mr. Leonard stated that there have only been seven cases since March and a lot of are hurting with the loss of income.
	Mr. Kolb stated that the Board has control over the Courthouse and he has heard are afraid of catching it, but he has not seen the first person in the Courthouse g a mask or pair of gloves. The doors on the Courthouse need to reopen.
unlock May 8.	Mr. Smith stated that if he worked at the Courthouse he would not want the doors ed. He suggested following the Governor's guidelines and remain closed until
Courth	It was moved by Mr. Kolb, seconded by Mr. Leonard, to open the Courthouse we Monday April 27, 2020, and adopt an emergency loitering ordinance for the ouse and for Constitutional Officers to conduct their offices they way they want to ow people in as they see fit. Upon the question being put the vote was as follows.
	VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Slemp VOTING NO: Mr. Mosley, Mr. Smith

extended. The Governor's Shelter in Place order is scheduled to expire June 10, 2020 and could be amended at anytime. The County's COVID-19 case count is seven known

SECURITY AT COURTHOUSE ENTRY DOOR

Mr. Poe reported that there has been some discussion with the Sheriff about setting up the metal detector at the front entrance when the Courthouse goes to full security. The plan was to reverse those doors as far as entrance and exit sides in order to keep traffic flowing better. Since that time, an idea has been suggested to remove the



Mr. Kolb asked if the segmented circle repair and credit card machine could be completed without a motion.

Mr. Poe stated that it would not need a motion.
COUNTY CODE RECODIFICATION
Mr. Kolb stated that there was discussion about the County Code being outdated and he feels that this is a good time to put this out for bid.
Mr. Poe presented the Board with a Request For Proposals for recodification and stated that there will need be an approximate count on the number of ordinances updates involved.
It was moved by Mr. Kolb, seconded by Mr. Leonard, to solicit bids for recodification of the County Code. Upon the question being put the vote was as follows VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith
MICROPHONE SYSTEM
Mr. Kolb stated that he has been talking to Mr. Poe, Mr. Hartley and Mr. Watson about a microphone system to record the meeting digitally and upload it to the website as way to help the public be more informed.
Mr. Poe stated that the meetings are already being recorded in a digital media format that could be uploaded to the website. The sound quality is not the best because the sound system needs to be updated.

DUMPSTERS

Mr. Kolb stated that the dumpsters at the Convenience Centers are running over on Sundays.

	Mr. Poe sated that the biggest issue is the shelter in place order and that April is a heavy tonnage month.			
	AIRPORT STAMP			
	Mr. Kolb stated he stopped by the Airport last weekend and there was a comment he stamp.			
	Mr. Poe stated that it is an Ambassadors Program Stamp, and it is located in the x at the double doors of the terminal building.			
stamp.	Mr. Kolb would like a laminated 8 x 11 sheet of paper stating the location of the			
	LITTER			
people where a Admini and the within a County Waste v bags bu	Mr. Kolb stated that litter is still an issue, there is salary savings in the budget and are out of work. He would like to implement a program on a temporary basis, a person could call in and say they wanted to pick up trash on a road. The County istrator's Office could advise if anyone had picked up trash on the road thus far, by could pick up the trash then report back to the County Administrator's Office 24 hours. They provide their own bags or feed sack, at least a 32-gallon bag. The Administrator's Office would call Solid Waste, tell them the location and Solid would go pick up the bags and verify the number. There should be at least five it no more than 15 bags a day and the County would pay \$2.00 per bag twice y when payroll is issued.			
	Mr. Mosley stated that people would use their own trash.			

Mr. Poe stated that he knows that in the past probationers were taking their own personal trash to their assigned road in an attempt to get credit against their sentencing requirements.				
It was moved by Mr. Kolb, seconded by Mr. Smith, to implement a program on a temporary basis, where a person could call in and say they wanted to pick up trash on a road. The County Administrator's Office could advise if anyone had picked up trash on the road thus far, and they could pick up the trash then report back to the County Administrator's Office within 24 hours. They provide their own bags or feed sack, at least a 32-gallon bag. The County Administrator's Office would call Solid Waste, tell them the location and Solid Waste would go pick up the bags and verify the number. There should be at least five bags but no more than 15 bags a day and the County would pay \$2.00 per bag twice monthly when payroll is issued. Upon the question being put the vote was as follows.				
VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith				
BUSH HOG				
Mr. Kolb stated that the bush hog is setting outside at the Airport and asked that Solid Waste get a tarp to cover it.				
Mr. Poe stated he would have it put it in the storage hanger.				
FLATWOODS CONVENIENCE CENTER				
Mr. Kolb stated that there is not a rough material container at the Flatwoods Convenience Center and most of the other sites have one.				
Mr. Poe stated that those are built in house as materials are available.				

ASBESTOS STUDY

Mr. Kolb asked about the status of the asbestos study of the old School Board Office.					
Mr. Poe stated samples have been taken and sent off for testing.					
TREE AT REGISTRAR'S OFFICE					
It was moved by Mr. Kolb, seconded by Mr. Leonard, to have the tree at the Registrar's Office cut down by the end of June. Upon the question being put the vote was as follows.					
VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith					
VDOT					
Mr. Kolb stated that it was requested that VDOT come to the meetings awhile back and no one has attended.					
Mr. Poe stated he has not made that contact because he is not aware of a new Residency Engineer being named, but he will contact Mr. Mullins, the interim Residency Engineer.					
WORKS PROGRAM					
Mr. Kolb stated that he had created a handbook for the Works Program and gave each Board Member a copy; he would like to make a motion on that program next month.					
OLEN WESLEY RASNIC MEMORIAL BRIDGE					

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

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

RESOLUTION 20-006

WHEREAS, Olen Wesley Rasnic was born June 14, 1943 residing in the Stickleyville Community of Lee County, Virginia; and

WHEREAS, Mr. Rasnic graduated from Pennington High School in 1963 where he served as Captain of the football team, receiving the Most Valuable Player award and the Lonesome Pine Sportsmanship Trophy which demonstrated his desire to excel and win and also his sense of fairness and fair play; and

WHEREAS, after graduation from high school, Mr. Rasnic was drafted for military service and entered the United States Army in 1964 attaining the rank of Private First Class while serving in the 1st Infantry Division, 1st Battalion, 28th Infantry, C Company; and

WHEREAS, PFC Rasnic began his tour of duty in Vietnam on July 28, 1965 and on January 18, 1966, PFC Rasnic was wounded by a Viet Cong sniper's bullet in South Vietnam and died in a U.S. Army Field Hospital on January 20, 1966, approximately one month short of completing his tour of duty and being discharged. PFC Rasnic was just 22 years of age at the time of his death and was the first Lee Countian to die in Vietnam; and

WHEREAS, PFC Rasnic is honored on the Vietnam Veterans Memorial in Washington, D.C. at panel 04E, Line 080; and likewise, the people of Lee County and the family and friends who knew and loved him wish to honor and remember him with a bridge named in his honor near where he grew up; and

WHEREAS, this Board wishes to commemorate the brave service and sacrifice of PFC Rasnic to country and countrymen;

NOW, THEREFORE, BE IT RESOLVED, the Lee County Board of Supervisors, in accordance with the requirements of Section 33.2-213 of the Code of Virginia, does hereby request the Commonwealth Transportation Board and the Virginia Department of Transportation formally designate and name the bridge over Dry Creek on Route 612 (Middle Wallens Creek Road) as the "Wesley Rasnic Memorial Bridge".

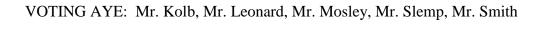
ST. CHARLES FIRE DEPARTMENT AND PENNINGTON GAP FIRE DEPARTMENT

CLOSED SESSION
VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemp, Mr. Smith
It was moved by Mr. Leonard, seconded by Mr. Slemp, to approve a tentative agreement between St. Charles Fire Department and Town of Pennington Gap Fire Department for Town of Pennington Gap Fire Department to take over management and operation of the St. Charles station. Upon the question being put the vote was as follows.
Mr. Poe stated that these entities are not entities of the County so the agreements to be made are made between them. The only thing the County would be doing is assigning the Town Pennington Gap Fire Department the new territory.
Ms. Munsey stated the Town of Pennington Gap would like an agreement in place for this matter and read the proposed Memorandum of Understanding.
Mr. Leonard stated he met with St. Charles Fire Department and Town of Pennington Gap Fire Department representative and that the Town of Pennington Gap agreed to take in St. Charles Fire Department.

It was moved by Mr. Slemp, seconded by Mr. Mosley, to enter Closed Session pursuant to Code 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.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 2.2-3711 A.8 Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Upon the question being put the vote was as follows.

VOTING AYE	E: Mr. Kolb	, Mr. Leonard	l, Mr. Mosley,	Mr. Slemp,	Mr. Smith

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



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.

LEE COUNTY HISTORICAL SOCIETY

It was moved by Mr. Mosley, seconded by Mr. Smith, to contribute \$1,600.00 to the Lee County Historical Society for their Songs of the Cumberland Gap project. Upon the question being put the vote was as follows.

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

It was moved by Mr. Mosley, seconded by Mr. Leonard, to recess to April 27, 2020 at 5:00 p.m. Upon the question being put the vote was as follows.

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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD