

VIRGINIA: County of Lee, to-wit:

At the Recessed Meeting of the Lee County Board of Supervisors in the Conference Room of the Lee County Courthouse on May 31, 2022 at 5:00 p.m. thereof.

MEMBERS PRESENT: D. D. Leonard, Chairman
Sidney Kolb
Larry Mosley
Charles Slemp
Robert Smith

MEMBERS ABSENT: None

OTHERS PRESENT: Dane Poe, County Administrator

OTHERS ABSENT: Stacy Munsey, County Attorney

The Chairman called the meeting to order at 5:04 p.m.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

GILES HOLLOW WATER PROJECT PRIOR RESOLUTION AMENDMENT

Mr. Poe advised that Resolution 22-010 adopted for this project at the May 17, 2022 Regular Meeting contained an error in the bond amount. An amended Resolution as been prepared to correct the bond amount from \$165,500 to \$167,500.

It was moved by Mr. Smith, seconded by Mr. Mosley, to adopt the following amended Resolution for the Giles Hollow Water Project bond issue. Upon the question being put the vote was as follows.

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

RESOLUTION OF THE BOARD OF SUPERVISORS OF LEE COUNTY, VIRGINIA SUPPLEMENTING AND AMENDING A PRIOR RESOLUTION CONSENTING TO THE ISSUANCE OF A WATER AND SEWER REVENUE BOND BY THE LEE COUNTY PUBLIC SERVICE AUTHORITY AND

**PROVIDING FOR LEE COUNTY'S MORAL OBLIGATION TO MAKE
CERTAIN APPROPRIATIONS WITH RESPECT TO THE BOND
22-011**

On May 17, 2022, the Board of Supervisors of Lee County, Virginia (the "County") adopted a resolution, entitled "RESOLUTION OF THE BOARD OF SUPERVISORS OF LEE COUNTY, VIRGINIA AUTHORIZING THE EXECUTION OF A SUPPORT AGREEMENT PROVIDING FOR LEE COUNTY'S MORAL OBLIGATION TO MAKE CERTAIN APPROPRIATIONS WITH RESPECT TO A WATER AND SEWER REVENUE BOND OF THE LEE COUNTY PUBLIC SERVICE AUTHORITY (the "Prior Resolution").

In the Prior Resolution, the County, among other things, consented to the issuance by the Lee County Public Service Authority (the "Authority") of a proposed revenue bond. The Authority has not yet issued that bond. The Prior Resolution, however, had the incorrect bond amount listed as \$165,500 rather than \$167,500.

The drafts of the Financing Agreement and the Support Agreement approved by the Board of Supervisors in the Prior Resolution have also been revised after the Prior Resolution was adopted, and the most current drafts of the Financing Agreement and the Support Agreement have been presented to the Board of Supervisors at this meeting.

The Board of Supervisors of the County desires to supplement and amend the Prior Resolution to remove any uncertainty regarding the approval of the proposed bond in the correct amount and its approval of the changes to the Financing Agreement and Support Agreement made after the Prior Resolution.

**BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF LEE COUNTY,
VIRGINIA:**

1. The foregoing recitals are made a part of this resolution.
2. The Board of Supervisors confirms that the bond to be issued by the Authority will be in a principal amount of \$167,500. Accordingly, the Prior Resolution is amended and supplemented by replacing "165,500" wherever it appears in the Prior Resolution with "\$167,500." All references to the "Bond" shall mean the Authority's \$167,500 Water and Sewer Revenue Bond, Series 2022. The Board of Supervisors consents to the issuance of the Bond in such amount.
3. The Board of Supervisors consents to and approves of the changes to the Financing Agreement and to the Support Agreement set out in the forms presented to the Board of Supervisors at this meeting and authorizes and directs the Chairman or Vice-Chairman of the Board of Supervisors or the County Administrator to execute and deliver the Support Agreement on behalf of the County, in substantially the form as presented at this meeting, with such changes, insertions and deletions as may be approved by the officer executing it, his execution to constitute conclusive evidence of his approval of any

such changes, insertions or deletions. The County Administrator is authorized and directed to take such actions and give such notices as may be required of him under the Support Agreement.

4. This resolution shall take effect immediately upon its adoption. Unless otherwise defined, each capitalized term used in this Resolution shall have the meaning given in the Financing Agreement.

EDA REQUEST FOR DRAW FROM ECONOMIC DEVELOPMENT FUND

Mr. Poe provided a letter from Economic Development Director Richard Johnson II requesting a \$10,000.00 appropriation from the Economic Development Fund to pay for HVAC repairs at the England Furniture building in Dryden.

Mr. Kolb asked where the guidelines were for use of the Economic Development Funds.

Mr. Poe advised that he could provide a copy of the guidelines.

Mr. Kolb asked who developed the guidelines.

Mr. Poe advised the guidelines for use of the funds were developed and approved jointly by the Board of Supervisors and the Economic Development Authority.

Mr. Mosley asked if American Rescue Plan Act funds could be used for this purpose. He stated he would prefer the funds in the Economic Development Fund remain there.

Mr. Poe advised that by making the one-time revenue loss election for the ARPA funds the County could use the funds for any expenditure normally incurred by the County for providing services.

There was a general discussion on the work and efforts of the Economic Development Authority.

CLOSED SESSION

It was moved by Mr. Kolb, seconded by Mr. Mosley, 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; 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 negotiation strategy of the public body; 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: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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

VOTING AYE: Mr. Kolb, Mr. Leonard, Mr. Mosley, Mr. Slemph, 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.

BUDGET WORKSESSION

Mr. Poe provided information on the draft budget for Fiscal Year 2022-2023. Until a state budget is adopted, some of the numbers cannot be confirmed. The Department of Social Services has not submitted a budget and the School Board has submitted what they consider to be the highest dollar scenario.

Mr. Poe advised that he had one other matter to discuss in Closed Session regarding personnel.

CLOSED SESSION

It was moved by Mr. Kolb, seconded by Mr. Mosley, 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. Leonard, Mr. Mosley, Mr. Slemph, Mr. Smith

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

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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.

Mr. Slemple left the meeting at 7:15 p.m.

Mr. Kolb asked about the schedule for advertising for the purchase of a boom truck.

Mr. Poe advised that he would be re-bidding for the boom truck within the next week or so.

Mr. Kolb suggested that annual payments to volunteer fire departments and rescue squads be increased to \$15,000 per agency.

Mr. Kolb suggested the Board consider providing some funding to the Airport Authority.

METAL DETECTORS FOR SCHOOLS

Mr. Leonard suggested purchasing 14 or 15 metal detectors to be placed in all county schools. He stated that he had discussed the matter with Mr. Kolb and also agreed that the County should look into starting the DARE program again.

Mr. Kolb stated that he had discussed the DARE program idea with the Sheriff and that there might be funding available for such a program.

It was moved by Mr. Leonard, seconded by Mr. Smith, to purchase 15 metal detectors for Lee County Schools contingent on approval by the Lee County School Board to utilize the devices. Upon the question being put the vote was as follows.

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

HIRING OF ADMINISTRATIVE ASSISTANT

It was moved by Mr. Mosley, seconded by Mr. Smith, to hire Angela Thomas as Administrative Assistant at an annual salary of \$35,000.00. Ms. Thomas is hired on a one-year probationary basis. If Ms. Thomas declines the position, the job will be offered to Candidate B. Upon the question being put the vote was as follows.

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

It was moved by Mr. Mosley, seconded by Mr. Smith, to recess to June 7, 2022 at 5:00 p.m. Upon the question being put the vote was as follows.

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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD