

**LUNENBURG COUNTY BOARD OF SUPERVISORS
GENERAL DISTRICT COURTROOM
LUNENBURG COURTS BUILDING
LUNENBURG, VIRGINIA**

Minutes of August 13, 2015 Meeting

The regularly scheduled meeting of the Lunenburg County Board of Supervisors was held on Thursday, August 13, 2015 at 6:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors T. Wayne Hoover, Frank Bacon, Edward Pennington, Charles R. Slayton, Robert Zava, David Wingold, County Administrator Tracy M. Gee, Assistant to the Administrator Nicole Clark, and County Attorney Frank Rennie. Supervisor Alvester Edmonds was absent.

Chairman Wingold called the meeting to order.

Pastor Eric Eide of Perseverance Christian Church gave the invocation.

Chairman Wingold led the pledge of allegiance.

Chairman Wingold requested additions to the agenda from the Board and the public.

The Courthouse Complex was added as 15A on request by Supervisor Slayton.

Supervisor Hoover stated that he had personal interest in Agenda Item #10, Fire & Rescue Financials-Update. The personal interest is that he is a part-time employee of Kenbridge Fire Department. Therefore, he is a member of a profession, occupation, or group of members that is affected by the agenda item. However, he is able to participate in the matter fairly, objectively, and in the public interest.

Administrator Gee suggested that the discussion on the resolution for Town Manager of Victoria and Kenbridge be held to the September meeting as the Victoria Town Manager is still serving in his role.

Supervisor Slayton requested the extraction of the July 9, 2015 meeting minutes from the Consent Agenda, due to a necessary correction of the parcel purchased on Rocky Mill Road being 5+/- acres.

Supervisor Hoover made motion, seconded by Supervisor Bacon and unanimously approved, to accept the Consent Agenda to include the the Treasurer's June 2015 reports and the following Warrants for Approval:

Additions for June 2015 printed in July 2015:
(for inclusion in FY15 expenses)

Accounts Payable: #51299-51323	\$	91,327.41
July 2015: Payroll: Direct Deposit	\$	110,200.61
Payroll Taxes Federal:	\$	37,106.22
Payroll Taxes State:	\$	6,176.66
Payroll VRS payment:	\$	30,205.79
Payroll ICMA-RC payment:	\$	169.80
Accounts Payable: #51228-98, 51324-90	\$	<u>890,434.13</u>
July Total:	\$	1,074,293.21

Supervisor Slayton noted that the July 9, 2015 minutes should be updated to reflect the County's purchase of a parcel on Rocky Mill Road to included 5+/- acres instead of 4 acres.

Supervisor Hoover made motion, seconded by Supervisor Pennington and unanimously approved, to approve the updated July 9, 2015 minutes.

Supervisor Slayton made motion, seconded by Supervisor Pennington and unanimously approved, to enter Public Hearing regarding the modification request of the Conditional Use Permit for RWG5, LLC/Container First Services-Lunenburg Disposal & Recycling.

Administrator Gee read aloud the public speaking ordinance as well as the below modifications requested.

CONDITIONAL USE PERMIT MODIFICATIONS

WHEREAS, RWG5 applied for and Lunenburg County Board of Supervisors granted a Conditional Use Permit on February 14, 2013; and

WHEREAS, RWG5 now seeks to modify the Conditional Use Permit to permit expansion of the areas of acceptable waste to include household accounts served by Container First Services (or their affiliate) in Delaware, New Jersey and Pennsylvania; and

WHEREAS, Lunenburg County will add Payment Assurance requirements to the Conditional Use Permit.

NOW THEREFORE, the Lunenburg Board of Supervisors does modify the Conditional Use Permit dated February 14, 2013, as follows:

1. Section 2.2.1 (Acceptable Waste) shall be modified to add a section as follows:

- Curbside Trash or Municipal Solid Waste that has originated from accounts serviced by Container First Services (or their affiliates) in Delaware, New Jersey and Pennsylvania are permitted as acceptable waste. This material will be non-hazardous and contain no regulated medical waste.

2. Section 2.11 (Payment Assurance) will be added to the Conditional Use Permit as follows:

2.11 Payment Assurance:

- All monthly Host Fee payments required by the Host Agreement to be paid by RWG5 shall be due and received by Lunenburg County Administration on or before the last day of the month following the month for which the Host Fee is due. As an example, the Host Fee for February shall be received by the County Administration on or before March 31.
- All payments by RWG5 that are called for in the Conditional Use Permit and in the Host Agreement (and associated documents and side agreements) shall be due on the date so noted in those documents. Any payment that is not received by the County on the due date shall be subject to a late fee and interest. Any tax payment that is not received by the County when due shall be subject also to late fees and payments.

- RWG5 shall pay attorney's fees that Lunenburg County incurs as a result of any collection efforts on any payments that have not been made by RWG5 or received by the County when due.
- RWG5 shall sign a side letter agreement to the Host Agreement which will make these terms part of the Host Agreement.
- All amounts due to the County, including tax payments, shall be paid before this Modification shall be effective.

Mrs. Elizabeth Williams of 4813 Old Mansion Road, gave her allotted speaking time to Mr. Ronnie Williams.

Mr. James "Buck" Tharpe of 1231 Mays Road, approached the Board. He stated that he believes there are inconsistencies in what was disclosed at the initial public hearing for the original CUP and what was actually occurring at the landfill. Mr. Tharpe believes additional monitoring should be in place at the landfill operation.

Mr. Greg Warner of 1416 Rubermont Road, arrived late, and decided not to speak before the Board.

Mr. Ronnie Williams of 4627 Old Mansion Road, spoke stating he has concerns about adding additional states to the CUP for RWG5, LLC. Mr. Williams, a member of the Landfill Citizen Advisory Board, noted that many options were discussed at the most recent meeting. He doesn't understand why the named states were not included in the original CUP if it is going to be allowed now. He believes there was a reason the Board chose not to allow those states two years ago. Mr. Williams noted that the County is receiving \$55,000 per year for the Landfill Liaison position from RWG5, LLC. He added that Mrs. Hawthorne's time is split between that position and Community Development. Mr. Williams stated that the two jobs are too much for one person to handle adequately. He commented that he believes the Board is either not concerned with what is occurring at the landfill or not concerned with bringing new businesses to the county, as one person can't do both. Mr.

Williams said that an inspector needs to be at the landfill regularly to ensure the terms within the CUP are being adhered to.

Supervisor Slayton made motion, seconded by Supervisor Hoover and unanimously approved, to exit the Public Hearing regarding the modification request of the Conditional Use Permit for RWG5, LLC/Container First Services-Lunenburg Disposal & Recycling.

Mrs. Hawthorne noted that citizens who spoke at the Planning Commission meeting were more concerned with oversight of operations at the landfill and enforcement of the CUP. She added that another concern was increasing the limit on the amount of trash and waste that would be accepted. Mrs. Hawthorne advised that citizens also suggested that the County define the areas within the additional states that RWG5, LLC would be allowed to serve versus acceptance of waste from the entire state.

Supervisor Hoover agreed that there needs to be more oversight by the County at the landfill. He then questioned if RWG5, LLC is sold would the purchaser need to apply for a new permit or would the current one transfer with the sale.

County Attorney Rennie responded that the current permit would transfer. He stated that protections for the County were addressed in the agreement.

Supervisor Pennington asked if someone is hired by the County to oversee the landfill, where would he or she be stationed?

County Attorney Rennie noted that those decisions would need to be made at a later date and were not a part of the permit modification.

Supervisor Bacon commented that the Landfill Liaison issue was separate and should be reviewed. He added that DEQ provides the majority of the regulations at this point.

County Attorney Rennie suggested the potential hiring for a Landfill Liaison be referred to the Landfill Committee.

Supervisor Pennington reiterated that another concern of the citizens is allowing waste from anywhere in the named states versus defined locations.

County Attorney Rennie responded that only the accounts that RWG5, LLC has within those states will be transferring waste to Lunenburg. He added that the landfill committee has already discussed that the nature of the waste will be the same that is currently being brought to Lunenburg.

Supervisor Bacon made motion, seconded by Supervisor Zava , with all Supervisors voting yes and Supervisor Pennington voting no, approved, to approve the modification request of the Conditional Use Permit for RWG5, LLC/Container First Services-Lunenburg Disposal & Recycling.

The monthly VDOT report was provided.

Mr. Charles Berkley, School Superintendent, reported that school began on Monday and has been going well. They currently have 1,499 students enrolled and 61 Pre-K students. He noted that the count is a little low as they budgeted for 1,522, however, some students have not enrolled yet. Others have enrolled but have not attended yet. Mr. Berkley noted that the personnel changes announced over the summer, are proving to be good changes thus far.

Administrator Gee directed the Board to a payment from the School Board for their previous SunTrust Bond Principal Payment. This is the bond that the school issued to pay for early retirement and the County paid early to avoid interest. She requested that the Board vote to accept the funds in the amount of \$70,323 from the School Board for the principal payment for the early retirement bond that the County paid in 2012. She added that the funds will be placed in the debt service fund to assist with debt payments in the future.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to accept the funds in the amount of \$70,323 from the School Board for the principal payment for the early retirement bond that the County paid in 2012.

Commissioner of Revenue Elizabeth "Liz" Hamlett reported to the Board that her office discovered that the County is not currently taxing mopeds and should be. She advised that the ordinance did not exempt mopeds from taxation. Commissioner Hamlett will begin taxing \$15 per moped. She is notified by DMV of titled mopeds in the County. The current count is 22.

Supervisor Bacon asked if mopeds are licensed and titled like a motor vehicle.

Commissioner Hamlett replied yes and that is how the fee or tax is assessed.

Administrator Gee asked Commissioner Hamlett to provide an update on the CAMA system.

Commissioner Hamlett stated that the new system was working very well. She added that it was very user friendly and there was a link on the County's homepage as well as the Commissioner of Revenue's page. She noted that the support from Concise has been wonderful. She and her office have been very pleased with the service from Concise Systems and the product.

Supervisor Bacon commented that he viewed it online. He was very impressed. He noted there were some issues with pictures and sketches being assigned to the wrong properties, however, those would be straightened out over time.

Mr. Jamie Tuck, Building Inspector, approached the Board to propose a change to the Building Permit fees. He stated that in his 12 years as the Building Inspector, the fees have not changed. Mr. Tuck directed the Board to a comparison chart of fees from the local counties compiled by his assistant, Ms. Gail Gregoric. Mr. Tuck request the Board review the proposal and welcomed questions or concerns. He noted that at public hearing would be needed if the Board was in favor of increasing the fees.

Supervisor Bacon questioned if every county had an electrical reconnect fee.

Mr. Tuck replied not every county but most do. However, many counties have different time frames of the power being off before a permit is required. Mr. Tuck reminded the Board of a business in the neighboring county of Nottoway in which the power was turned on without an inspection. Shortly, after the power was turned on an electrical fire destroyed the structure. Mr. Tuck stated that this is a good example of why electrical reconnect inspections should be performed. He commented that power companies only inspect the outside of the structure to turn the power on, whereas, Building Inspectors are required to inspect the inside.

Supervisor Bacon stated that he has tenants that do not pay their electric bill and then the power is turned off. He added that it becomes cumbersome for the landlord to repeatedly obtain a permit. He suggested extending the time frame to 6 months. Currently a permit must be obtained after 30 days of the power being off.

Mr. Tuck agreed that 30 days is a short period, noting that several people miss it by a day or two. He said that he welcomed any suggestions for adjusting the time frame to obtain a permit.

Supervisor Hoover questioned what would be the next step to make the revisions.

Mr. Tuck replied that a public hearing was needed.

Supervisor Zava made a motion, seconded by Supervisor Pennington and unanimously approved, to advertise for a public hearing to be held at the next Board meeting to raise building permit fees and to receive input of the time frame of no electricity in order to obtain a permit.

Supervisor Hoover questioned the status of the Animal Control Officer utilizing chemical capture methods.

Administrator Gee responded that the local veterinarian must agree and provide the chemicals to the Animal Control Officer. She added that Mr. Ray Elliott, ACO is working to build trust with the local veterinarian.

Supervisor Hoover reminded the Board that specific financial information was requested from each fire and/or rescue squad before funds were appropriated. He commented that the committee had received the additional documents from Kenbridge Emergency Squad and believes the funds may be released.

Supervisor Hoover made a motion, seconded by Supervisor Bacon and unanimously approved, to release the funds to Kenbridge Emergency Squad.

Administrator Gee presented the below FY2015 Budget Adjustments to the Board compiled by she and Shelia Minor of Minor and Associates.

FY2014-2015 Budget Adjustments

Expenditures:

Expense			YTD	Budget	Amended
Department	Dept Code	Current Budget	Expenditures	Amendment	Budget
Professional Services	100-12210-3150	100,000	121,937	22,000	122,000
Data Processing	100-12510-8207	103,000	113,251	10,500	113,500
Juvenile/Domestic Court	100-21600-3900	40,247	84,176	44,500	84,747
Clerk Technology Funds	100-21752-8200	-	9,138	10,000	10,000
Fire & Rescue (Radiocache Grant)	100-32400-5660		101,939	116,500	116,500
Animal Control - salaries/wages	100-35100-1100	69,413	86,383	5,500	89,413
Animal Control - p/t wages	100-35100-1303			6,500	
Animal Control - equip	100-35100-2100			800	
Animal Control - repairs/maint	100-35100-3310			7,200	
Buildings and Grounds	100-43200-3310	232,362	237,761	6,000	238,362

Community Development (CAA)	100-81200-5686	248,310	263,819	16,000	264,310
Fringe Benefits	100-91001-2700	50,129	53,204	3,200	53,329
DMV Stops Expense	100-91489-5831	65,129	80,384	15,500	80,629
Transfer to Airport	100-99000-0221	-	18,859	18,900	18,900
Total, General Fund				283,100	
Cell Tower Expense	220-81110-3100	-	16,088	16,500	16,500
Airport Fund	221-40740-3310	31,000	52,377	21,500	52,500
IDA Fund Expense	705-81600-3310	-	61,126	1,000	62,000
IDA Fund Expense	705-81600-5806			29,550	
IDA Fund Expense	705-81600-6001			30	
IDA Fund Expense	705-81600-8298			31,420	
School Construction	355-99000-0100	-	35,450	35,450	35,450
Total, All Funds				418,550	

Sources:

Revenue			YTD	Budget	Amended
Department	Dept Code	Current Budget	Revenue	Amendment	Budget
Real Estate Taxes	100-11011-0010	3,247,000	3,321,004	75,000	3,322,000
Public Service Property Taxes	100-11020-0010	100,000	186,557	72,700	172,700
Radiocache Grant	100-33010-0010	-	116,500	116,500	116,500
Use of Fund Balance	100-49999-0001	4,575	-	18,900	23,475
Total, General Fund				283,100	
Cell Tower Expense	220-13030-0019	-	13,500	16,500	16,500
Airport Fund	221-24090-0010	31,000	37,843	21,500	52,500
IDA Fund Expense	705-19020-0001	-	47,627	62,000	62,000
School Construction	355-49999-0001	-	-	35,450	35,450
Total, All Funds				418,550	

Administrator Gee shared the below Tobacco Commission grant appropriation for FY2016.

Tobacco Commission Site Readiness Grant Match \$35,000 (out of a total of \$49,000) local funds for a total project cost of \$490,000 over two years.

Tobacco Commission Acquisition & Development of Industrial Property Grant Match \$45,000 (out of a total of \$65,000) for a total project cost of \$620,000 over two years.

These funds will be supplanted with expected reimbursements from the Victoria Roof Project (\$225,000 TIRC, \$55,850 Victoria IDA). Until such time, the fund will hold a negative fund balance with the potential for General Fund supported revenue.

Administrator Gee requested Board's approval on both the FY2015 Budget Adjustments and the Tobacco Commission grant appropriation for FY2016.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the FY2015 Budget Adjustments and the Tobacco Commission grant appropriation for FY2016.

Mrs. Beverley Hawthorne, Community Development Director, shared a letter from Prince Edward County regarding the Virginia's Heartland Regional Enterprise Zone located in the Counties of Charlotte, Lunenburg and Prince Edward. Prince Edward proposed an expansion of their Enterprise Zone by approximately 231 +/- acres, with 20 properties in the Prospect District and 1 in the Rice District. Prince Edward requested the support of the Lunenburg County Board of Supervisors with a Resolution of Support and Joint Zone Amendment Agreement. Mrs. Hawthorne advised that if Lunenburg were to expand its Enterprise Zone the same process would be required.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the below resolution and allow Administrator Gee to sign the Joint Zone Amendment Agreement.

RESOLUTION OF SUPPORT FOR THE AMENDMENT OF THE VIRGINIA'S HEARTLAND REGIONAL ENTERPRISE ZONE

WHEREAS, the Virginias' Heartland Regional Enterprise Zone #48 is located in the Counties of Charlotte, Lunenburg, and Prince Edward; and

WHEREAS, the Counties of Charlotte, Lunenburg and Prince Edward are in agreement that the County of Prince Edward wishes to request an enterprise zone amendment to add an additional 213 acres +/- for the purpose of adjusting the zone boundary located in Prince Edward County and amending the enterprise zone local incentives to reflect this amendment and have signed a joint agreement indicating such; and

WHEREAS, the main Virginia's Heartland Regional Enterprise Zone will be administered by Charlotte County. Lunenburg County and Prince Edward County and the Prince Edward County Non-Contiguous Zone will be administered solely by the County of Prince Edward in partnership with the Counties of Charlotte and Lunenburg; now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Lunenburg, Virginia that this resolution authorizes the County of Prince Edward to submit the above referenced application; and

BE IT RESOLVED FURTHER, that the Board of Supervisors of the County of Lunenburg approves the amendment to the local enterprise zone incentives and understands that the incentives presented in the application represent a firm commitment by the County of Prince Edward; and,

BE IT RESOLVED FURTHER, that the Board of Supervisors of the County of Lunenburg authorizes the County Administrator to submit all information necessary to apply for an amendment to the Virginia's Heartland Regional Enterprise Zone Designation and to meet other program administrative and reporting requirements.

Chairman Wingold, who is also chairman of the Commonwealth Regional Council, informed the Board that Amelia County gave the ultimatum that they would only pay \$15,700 the CRC for FY2016. He advised that the CRC decided to reduce the dues to avoid losing another county. Therefore, the CRC will be providing a refund to the County. Chairman Wingold would like for the County to share that refund with the Towns, since they contributed to the dues.

Chairman Wingold continued to explain that the CRC last updated the Regional Hazard Mitigation Plan in 2009. He shared a letter advising the CRC has been awarded grant funding from FEMA to assist in another update to the plan. The total project budget is \$66,667, consisting of \$49,970 in grant funding and \$16,697 in local matching funds. The letter noted that the cost per locality for active CRC members would range from \$1,774 to \$3,339 depending on participation by non-member localities. Chairman Wingold indicated that the CRC is asking localities if they would like to participate to determine cost. He stated that the County would not be able to afford to update the plan on its own.

Mr. Rodney Newton commented that due to the Regional Hazard Mitigation Plan being in place, the Town of Victoria is getting a grant to update their tornado siren.

Supervisor Hoover stated that he still has an issue with paying for services that aid non-profit organizations when the County has already paid membership dues.

Supervisor Bacon made motion, seconded by Supervisor Pennington, with all Supervisors voting yes and Supervisor Hoover voting no, approved, to inform the CRC that Lunenburg intends to participate in the update of the Regional Hazard Mitigation Plan.

Mrs. Beverley Hawthorne, Landfill Liaison, provided her monthly report. She advised that a Citizen's Advisory Board Meeting was held on August 6, 2015. She noted that the Board was given a tour of the new construction at the landfill. Also the appearance at the landfill has improved. Mrs. Hawthorne provided the Board with bid figures for the construction of the Rocky Mill Road Site. M. W. Snow Construction was the lowest bidder. Mrs. Hawthorne requested a motion to award the bid to M. W. Snow Construction.

Supervisor Bacon made a motion, seconded by Supervisor Hoover and unanimously approved, to award the bid for the construction of the Rocky Mill Road Site to M. W. Snow Construction.

Supervisor Zava asked when the construction would begin.

Mrs. Hawthorne responded that she is waiting for VDOT to approve entrances. Also the closing of the property agreement will occur in the following week.

Supervisor Zava stated that the Switchback site is much improved since the renovations occurred.

Mrs. Hawthorne agreed but added someone is still dumping construction debris at the site. She stated that a tire trailer has been placed at the Oral Oaks site. Inmates are working to stack the loose tires in the trailer.

Chairman Wingold inquired about the recycling efforts at the Switchback site as he has only seen containers for paper.

Mrs. Hawthorne noted that all recyclable items are placed in the same container and then it is separated at the landfill.

Mrs. Hawthorne as the Community Development Director, provided her monthly report. She reminded the Board of the House Bill 2 (HB2) VDOT grant, noting that the CRC is willing to assist with the grant at no charge to the County. She stated that it is a competitive grant and believes that the project on Hardy Road to straighten the curve is the County's most viable application. This project should score high due to safety concerns. She requested the Board's permission to proceed with the application.

Supervisor Hoover made a motion, seconded by Supervisor Zava and unanimously approved, to allow Mrs. Hawthorne to proceed with the HB2 VDOT grant application for the Hardy Road expansion.

Mrs. Hawthorne explained that two Verizon towers that were approved on November 11, 2013 and Verizon has contacted her with plans to complete the Rocky Mill Road tower by March 2016 and the Mill Pond Road tower by May 2016. Verizon's CUP for both towers expires November 11, 2015. Verizon has requested an extension of the CUP in order to complete the towers.

Mr. Drew Patterson of Verizon was present and stated that they are requesting the extension from the Board before the Planning Commission because of the time frame. He asked the Board to consider approving the extension pending approval from the Planning Commission.

Supervisor Slayton questioned if the tower will be functional or will it sit idle as several have done in the past?

Mr. Patterson stated that the towers will be functioning. The issue has been the budget, but now Verizon has the funds to proceed with both projects. Mr. Patterson added that the County's emergency equipment would be placed at the top of the towers.

Supervisor Bacon questioned if an extension was approved would another public hearing be required.

County Attorney Rennie replied yes.

Mrs. Hawthorne noted that the extension would require that work on the towers begin by December 2015 or the CUP would expire.

Mr. Patterson commented that Verizon is requesting the Board's assurance that if they proceed with the projects the CUP won't expire by the time the construction begins. After the Board's approval Verizon plans to put out bids for construction.

Mrs. Hawthorne advised that the consultants suggested adding the extension and also require Verizon to add funds to the escrow account.

Supervisor Bacon made a motion, seconded by Supervisor Slayton and unanimously approved, to approve the extension of the two CUP's for Verizon pending the Planning Commission approval, with the option to pull the permit if the construction does not begin by December 31, 2015.

Mrs. Hawthorne informed the Board that an auction was held earlier in the day on the old Lunenburg Middle School property. She stated that a bid of \$80,000 was received and accepted, recovering 99% of the County's funds.

Supervisor Slayton commented that the trim around the Courthouse is only 9 years old but looks more like 50 years old. He questioned if there was a warranty on the paint or materials. Building Official Tuck responded that all warranties on paint and materials are expired for the trim.

Administrator Gee responded that she can bid out for prices but the cost will be high. The trim on the Courts Building was painted once already. She added that the funds are not available in the budget. She would like to see the capital improvement line item increased in the budget for such projects.

Supervisor Slayton suggested that the Grounds Committee meet to discuss it.

Supervisor Hoover noted that the parking lot also needs attention as there are several pot holes, the lines need repainting, and it needs resealing.

Administrator Gee replied that she would do what she could within budget restrictions, that the septic system project was the priority right now.

Administrator Gee directed the Board to the Workforce Investment Board Consortium Agreement. She stated that due to federal guidelines and redefinition of the workforce program, the recently adopted ordinance must be updated. She added that a public hearing will need to be held in September since a revision to the ordinance will need to occur. Administrator Gee noted that the changes are mostly functional and administrative changes.

Supervisor Bacon made a motion, seconded by Supervisor Hoover and unanimously approved, to advertise for a public hearing to be held in September on the Workforce Investment Board Consortium Agreement.

The monthly Piedmont Regional Jail reports were provided. Administrator Gee stated that all the member jurisdictions, except Lunenburg, agreed to purchase the adjoining property. The Piedmont Juvenile Detention Center Board is proposing to provide the funding to purchase the property. Each member jurisdiction will receive an equal distribution of funds and may choose to use the funds as they see fit. Lunenburg may join the other counties in the purchase or save the funds for a later date. However, if Lunenburg doesn't join the other counties in the purchase now, they will be required to pay fair market value in the future.

Supervisor Hoover questioned if there were any legal issues.

County Attorney Rennie replied potentially. He added the other member jurisdictions could remove Lunenburg as a member if they don't pay their share in the future. At that point Lunenburg would need to look at other options for inmates.

Supervisor Hoover suggested the Board maintain their current position. All other Board members agreed verbally.

Administrator Gee shared the annual CAS Severn/IBM Agreement with the Board. She advised that the annual fee increased \$300; however, a new agreement with a different vendor would be much more expensive.

Supervisor Edmonds made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the annual CAS Severn/IBM Agreement.

Administrator Gee provided her monthly report. She noted that she received feedback from most offices regarding the vehicle use policy with minimal revision suggestions.

Supervisor Hoover asked which offices didn't respond.

Administrator Gee responded the Sheriff's Office.

County Attorney Rennie advised that Constitutional Officers can choose not to comply, however, policies would still apply to the vehicles as they are County owned and insured.

Supervisor Hoover suggested the vehicle use policy be on an upcoming agenda for approval.

County Attorney Rennie reminded the Board that he has been working on established a regional jail authority with other member jurisdiction county attorneys and administrators. He shared a list of advantages versus disadvantages. He noted that the advantages outweigh the disadvantages and he will continue to work with the other member jurisdiction county attorneys and administrators in developing the authority.

Supervisor Hoover made a motion, seconded by Supervisor Slayton and unanimously approved, to enter Closed Session citing Virginia Code Section §2.2-3711A1 Personnel, §2.2-3711A3 Acquisition or Disposition, and §2.2-3711A5 Prospective Business.

CERTIFICATION OF CLOSED SESSION MEETING

WHEREAS, the Board of Supervisors of Lunenburg County, Virginia (“Board”) convened a Closed Session Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section §2.2-3712 of the Code of Virginia, 1950, as amended, requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from Open Meeting requirements by Virginia law were discussed in the Closed Meeting to 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 Board.

VOTING YES

- Supervisor Bacon
- Supervisor Hoover
- Supervisor Pennington
- Supervisor Slayton
- Supervisor Zava
- Supervisor Wingold

VOTING NO

ABSENT

- Supervisor Edmonds

Supervisor Hoover made a motion, seconded by Supervisor Slayton and unanimously approved, to return to Open Session.

Supervisor Hoover made a motion, seconded by Supervisor Pennington and unanimously approved, to adjourn.

Tracy M. Gee, Clerk
County Administrator

David E. Wingold Sr., Chairman
Board of Supervisors