

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 July 16, 2019 at 6:00 p.m. thereof.

MEMBERS PRESENT: Nathan Cope, Chairman
D. D. Leonard
Larry Mosley
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

Kyle Burnette, Pastor of First United Methodist Church of Pennington Gap, led the invocation.

PLEDGE TO THE FLAG

D. D. Leonard led the Pledge to the Flag.

MEETING CALLED TO ORDER

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

DEPARTMENT REPORTS

Written departmental reports for E-911, Extension Office and Grant Writer were included in the packet.

CONSTITUTIONAL OFFICERS

TREASURER’S REPORT

The Treasurer’s Report for the month of June 2019 was submitted as follows:

Revenues	\$ 6,569,257.13
Expenditures	\$ 5,055,865.78
General Fund	\$ 5,907,472.13
Total Assets and Liabilities	\$11,875,668.28

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.

Charles Bunch, Post Commander for the American Legion Jonesville Post, stated that the American Legion Legacy Run will be stopping in Jonesville to lay a wreath at the Memorial Wall on August 21, 2019 around 11:00 a.m.. The purpose of the ride is to raise scholarship money for veteran’s children. The Jonesville post has been asked to provide lunch for approximately 500 riders. The lunch will cost around \$4,000.00 and Mr. Bunch has already raised \$1,100.00. He asked to Board of Supervisors for their support in providing lunch for the Legacy Run riders.

Jerry Cox, Huntsville, Alabama and formerly of Dryden, thanked the Board for the Resolution to name the bridge in Olinger after Swanson Riddle. Mr. Cox was a high school classmate of Mr. Riddle.

There was no further public comment.

The Chairman closed the floor for public comment.

NAMING OF POWELL RIVER BRIDGE AT OLINGER

It was moved by Mr. Slemph, seconded by Mr. Leonard, to adopt Resolution 19-009. Upon the question being put the vote was as follows.

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

**RESOLUTION
19-009**

WHEREAS, John Robert “Swanson” Riddle was born September 26, 1942 near Dryden in Lee County, Virginia to John and Rebecca Kelly Riddle; and

WHEREAS, at a young age, Riddle enlisted in the United States Army serving with the 25th Infantry Division, 2nd Battalion, 14th Infantry, Headquarters Company, holding the rank of Sergeant with a specialty of light weapons Infantry; and

WHEREAS, on Memorial Day, May 30, 1966, while people in the United States were paying tribute to all those who died in the service of their country, Sgt. Riddle was killed in action by hostile small arms fire in Binh Dinh Province in South Vietnam. Sgt. Riddle was just 23 years of age at the time of his death and a news story in the local Powell Valley New listed Sgt. Riddle as the second Lee Countian to fall in Vietnam; and

WHEREAS, Sgt. Riddle is honored on the Vietnam Veterans Memorial in Washington, D.C. at panel 07e, Line 126; 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 Sgt. Riddle 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 the Powell River on Route 621 (Cave Spring Road) as the “J. R. “Swanson” Riddle Memorial Bridge”.

AMERICAN LEGION REQUEST

It was moved by Mr. Mosley, seconded by Mr. Leonard, to donate the difference in funds raised and funds needed to meet the goal of \$4,000.00, after the American

Legion has completed their fund raising efforts. Upon the question being put the vote was as follows.

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

APPROVAL OF MINUTES

It was moved by Mr. Leonard, seconded by Mr. Slemp, to approve the minutes of the June 18, 2019 Regular Meeting. 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. Leonard, seconded by Mr. Slemp, to approve the minutes of the June 27, 2019 Recessed Meeting. Upon the question being put the vote was as follows.

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

APPROVAL OF REFUNDS

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

Appalachia Service Project	\$35.70
----------------------------	---------

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

It was moved by Mr. Smith, seconded by Mr. Leonard, to approve the disbursements for the month of July in the amount of \$1,034,787.79. Upon the question being put the vote was as follows.

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

DELEGATIONS

**HOSPITAL UPDATE
BALLAD HEALTH
MONTY MCLAURIN AND STACEY ELY**

Monty McLaurin, Ballard Heath, gave the Board an update on the status of the hospital. He stated that the vision is to protect and strengthen rural health care and to get the hospital reopened. Lee County will be a Critical Access Hospital with ten acute illness beds. The Urgent Care facility is planned to open October 2019 with plans to upgrade to the Critical Access Hospital in the fall of 2020.

Mr. McLaurin added that Ballard would donate up to \$3,000.00 for the American Legion Legacy Ride lunch.

FINANCE

PRIOR YEAR SUPPLEMENTAL APPROPRIATIONS

GENERAL EXPENSES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Prior Year Supplemental Appropriation in the amount of \$3,734.57. Upon the question being put the vote was as follows.

Revenue Source:			
3-001-41050-0099	Budget Supplement from Reserve	\$	3,734.57

Expenditure:			
4-001-91500-5840	Disbursements General Expenses	\$	3,743.57

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

HEADSTART

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Prior Year Supplemental Appropriation in the amount of \$152,633.52. Upon the question being put the vote was as follows.

Revenue Source:
3-024-33020-0024 Headstart Funds \$ 152,633.52

Expenditure:
4-024-62170-5860 Disbursements Headstart \$ 152,633.52

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

COAL ROAD AND SEVERANCE FUND

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Prior Year Supplemental Appropriation in the amount of \$1,142.78. Upon the question being put the vote was as follows.

Revenue Source:
3-027-12130-0001 Coal Severance Taxes \$ 1,142.78

Expenditure:
4-027-91500-5860 Coal Road Tax Disbursements \$ 1,142.78

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

COAL ROAD AND SEVERANCE FUND

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Prior Year Supplemental Appropriation in the amount of \$186.01. Upon the question being put the vote was as follows.

Revenue Source:
3-027-12150-0001 Gas Severance Tax \$ 186.01

Expenditure:
4-027-95100-5860 Gas Severance Tax Disbursements \$ 186.01

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

NEW BUSINESS

BOARD APPOINTMENTS

LONESOME PINE OFFICE ON YOUTH

It was moved by Mr. Mosley, seconded by Mr. Slemph, to appoint Aaron Williams and Sarah Sumpter to a one-year term on the Lonesome Pine Office on Youth Board. Their terms will expire June 30, 2020. 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. Slemph, seconded by Mr. Mosley, to appoint Gary Purdue to an un-expired term on the Mountain Empire Community College Advisory Board. Mr. Perdue's term will expire June 30, 2022. Upon the question being put the vote was as follows.

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

AIRPORT AUTHORITY

It was moved by Mr. Cope, seconded by Mr. Mosley, to re-appoint Gary Collingsworth to a four-year term on the Airport Authority Board. Mr. Collingsworth's term will expire July 31, 2023. Upon the question being put the vote was as follows.

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

BOARD OF ZONING APPEALS

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

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

HOSPITAL AUTHORITY

It was moved by Mr. Mosley, seconded by Mr. Slemp, to appoint Dr. Kristen Westover, to an un-expired term on the Hospital Authority. Dr. Westover's term will expire April 30, 2022. Upon the question being put the vote was as follows.

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

SOUTHWEST VIRGINIA 911 STANDARDS COMMITTEE

It was moved by Mr. Mosley, seconded by Mr. Leonard, to re-appoint Billie Kay Coleman, Alan Bailey and Dane Poe to two-year terms on the Southwest Virginia 911 Standards Committee. Their terms will expire July 31, 2021. Upon the question being put the vote was as follows.

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

LINCOLN MEMORIAL UNIVERSITY WOMEN OF SERVICE REQUEST

Mr. Poe reported that Lincoln Memorial University Women of Service is asking the Board of Supervisors to purchase an advertisement in the program booklets for the Fashion Show 2019. Ad prices are \$100.00 for a full page, \$50.00 for half of a page and \$25.00 for a quarter of a page. The women of Service will be honoring Treasurer Rita McCann at this year's event.

It was moved by Mr. Slemp, seconded by Mr. Mosley, to purchase a half page ad in the Fashion Show 2019 program booklet in the amount of \$50.00. Upon the question being put the vote was as follows.

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

BYRNE JUSTICE ASSISTANCE GRANT AWARD

Mr. Poe reported that he received notice of award of the Byrne Justice Assistance Grant in the amount of \$1,430.00. This annual grant award typically requires a 10% local cash match; however, no local match is required this year. The Sheriff's Department typically uses these funds for educational purposes in the school system.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the Byrne Justice Assistance Grant in the amount of \$1,430.00 with no required local match. Upon the question being put the vote was as follows.

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

NAMING OF POWELL RIVER BRIDGE AT OLINGER

This matter was addressed earlier in the meeting.

SOLSMART COMMUNITY DESIGNATION APPLICATION

Mr. Poe reported that last year the Board voted to participate in an effort for regional localities to obtain SolSmart designation, which encourages solar energy development at the local level. After completion of all local requirements, the County's formal application for designation has now been submitted and the County should receive the Bronze Designation for efforts to date. Aaron Fee, Community Development Director, has led staff efforts to obtain this certification, with assistance from Building Official Tom Bush and Emergency Management Coordinator Alan Bailey.

The goal of the SolSmart program is to promote and streamline the process for development of solar energy at the local level.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

SUPPLEMENTAL APPROPRIATION

It was moved by Mr. Leonard, seconded by Mr. Slemph, to approve the following Supplemental Appropriation in the amount of \$23,784.00. Upon the question being put the vote was as follows.

Revenue Source:		
3-001-23020-0024	SRO Grant A-4810	\$ 23,784.00

Expenditure:

4-001-31220-1140	Salaries	\$ (34,554.00)
4-001-31220-2100	FICA (Employers Share)	\$ (2,643.00)
4-001-31220-2210	VRS-RET (Employers Share)	\$ 214.00
4-001-31220-2400	VRS-SGL (Employers Share)	\$ 13.00
4-001-31220-2600	Unemployment Insurance	\$ (94.00)
4-001-31220-2700	Workers Compensation	\$ (1,132.00)

4-001-31225-1140	Salaries	\$ 16,447.00
4-001-31225-2100	FICA (Employers Share)	\$ 1,531.00
4-001-31225-2210	VRS-RET (Employers Share)	\$ (3,070.00)
4-001-31225-2300	Health Insurance (Employers Share)	\$ (10,764.00)
4-001-31225-2400	VRS-SGL (Employers Share)	\$ (184.00)
4-001-31225-2700	Workers Compensation	\$ 630.00

4-001-31225-1140	Salaries	\$ 38,945.00
4-001-31225-2100	FICA (Employers Share)	\$ 2,706.00
4-001-31225-2210	VRS-RET (Employers Share)	\$ 3,397.00
4-001-31225-2300	Health Insurance (Employers Share)	\$ 10,764.00
4-001-31225-2400	VRS-SGL (Employers Share)	\$ 203.00
4-001-31225-2600	Unemployment Insurance	\$ 96.00
4-001-31225-2700	Workers Compensation	\$ 1,279.00

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

SUPPLEMENTAL RE-APPROPRIATION

It was moved by Mr. Leonard, seconded by Mr. Slemph, to approve the following Supplemental Re-Appropriation in the amount of \$8,386.57. Upon the question being put the vote was as follows.

Revenue Source:

3-001-41050-0099	Budget Supplement from Reserve	\$ 8,386.57
------------------	--------------------------------	-------------

Expenditure:

4-009-31400-8102	Capital Outlay	\$ 8,386.57
------------------	----------------	-------------

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

SOLID WASTE AND RECYCLING COMMITTEE BOARD APPOINTMENT

Mr. Poe stated that this issue needs to be addressed as soon as possible, and asked that the Board make two appointments to this committee.

Mr. Mosley and Mr. Slemp volunteered to be on the Solid Waste and Recycling Committee.

VACO CONFERENCE

Mr. Poe stated that if any other Board members want to attend the VACO conference in November that he would need to know so he can make reservations.

REPORTS AND RECOMMENDATIONS OF THE BOARD

CLOUD STORAGE

Mr. Cope asked if the cloud storage was approved last year.

Mr. Poe stated that it was approved, but not purchased and is in the supplemental re-appropriation that was just approved.

AIRPORT WINDSOCK

Mr. Cope asked about the windsock at the Airport.

Mr. Poe stated that a new windsock was ordered and delivered; however, the company sent the incorrect windsock. A new one has been ordered and old one would be replaced as soon as the correct one is delivered.

REQUEST FOR CLOSED SESSION

Mr. Mosley stated that he has a request for closed session under investing of public funds.

CLOSED SESSION

It was moved by Mr. Slemph, seconded by Mr. Leonard, to enter Closed Session pursuant to 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. Upon the question being put the vote was as follows.

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

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

VOTING AYE: Mr. Cope, 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.

BOARD OF ZONING APPEALS

It was moved by Mr. Leonard, seconded by Mr. Mosley, to recommend Joyce Williams for a five-year term on the Board of Zoning Appeals. Ms. Williams' term will expire July 31, 2024. Upon the question being put the vote was as follows. 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. Leonard, to adjourn. 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