

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 August 16, 2022 at 5:30 p.m. thereof.

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

MEMBERS ABSENT: None

OTHERS PRESENT: Stacy Munsey, County Attorney
Dane Poe, County Administrator
Angie Thomas, Administrative Assistant

INVOCATION

Doug Odle, Pastor of Friendship Baptist Church, led in the Invocation.

PLEDGE TO THE FLAG

Larry Mosley led the Pledge to the Flag.

MEETING CALLED TO ORDER

The meeting was called to order at 5:36 p.m.

PUBLIC HEARINGS

PROPOSED DISPOSITION OF REAL PROPERTY

The Lee County Board of Supervisors held a Public Hearing on Tuesday, August 16, 2022 at 5:30 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 the proposed disposition of real property consisting of Tax Parcel 12A-(7)-

BK2, 3; Tax Parcel 12A-(7)-BK2, 4; and Tax Parcel 12A-(7)-BK2, 6, all located in the former Town of St. Charles.

The Chairman opened the floor for public comment.

There was no public comment.

The Chairman closed the floor for public comment.

It was moved by Mr. Kolb, seconded by Mr. Smith, to declare these parcels as surplus and sell at public auction. Upon the question being put the vote was as follows.

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

**PROPOSED AMENDMENT TO LEE COUNTY ROAD NAMING
AND ADDRESSING ORDINANCE**

The Lee County Board of Supervisors held a Public Hearing on Tuesday, August 16, 2022 at 5:30 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 Lee County Road Naming and Addressing Ordinance, Section 6.09 (e), Road Name Change Petition. If approved, the proposed amendment would increase the fee for a road name change petition from \$100.00 to \$150.00.

The Chairman opened the floor for public comment.

There was no public comment.

The Chairman closed the floor for public comment.

It was moved by Mr. Kolb, seconded by Mr. Slemph, to approve the amendment as presented increasing the fee for a road name change petition to \$150.00 effective immediately. Upon the question being put the vote was as follows.

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

**PROPOSED AMENDMENT TO ORDINANCE ESTABLISHING THE
BOUNDARY LINES OF ELECTION DISTRICTS, BOUNDARY LINES OF
ELECTION PRECINCTS, AND POLLING PLACES FOR EACH PRECINCT IN
THE COUNTY OF LEE, VIRGINIA**

The Lee County Board of Supervisors held a Public Hearing on August 16, 2022 at 5:30 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 Ordinance establishing the boundary lines of election districts, boundary lines of election precincts, and polling places for each precinct in the County of Lee, Virginia. The amendment is required to adjust for population changes as determined by the 2020 Census and establishes the proposed new election districts and precincts for all elections.

The Chairman opened the floor for public comment.

Mr. Poe advised that a change in state law had significantly impacted the changes necessary to comply with the new requirements. Previously the inmate population of the federal prison could be deducted from the county's census population and the district in which it was located in order to determine the ideal district population needed to comply with federal law. Changes in state law now dictates that the only reduction in population is what is provided by the Virginia Division of Legislative Services and the federal prison population is included in the county and district totals for redistricting purposes. This created a sharp reduction in the geographical area of District 3. Another change in state law requires an incorporated town to lie wholly in one district with only one precinct unless the town council establishes by ordinance more than one precinct. This required changes to district lines in both Jonesville and Pennington Gap. He also informed the Board that, due to statewide redistricting, new voter cards were being mailed to all registered voters prior to the November election and the changes necessitated by the County's redistricting would not allow adequate time to be included in the state mailing. If a state mailing is done solely for Lee County after the State's initial mailing, the

expense would be borne by the County. An official with the Virginia Board of Elections recommended the County delay the effective date of the proposed changes until after the November election.

There was no further public comment.

The Chairman closed the floor for public comment.

It was moved by Mr. Mosley, seconded by Mr. Smith, to adopt redistricting ordinance amendments as presented with an effective date of December 1, 2022. Upon the question being put the vote was as follows.

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

MISFITS FARM, LLC SPECIAL USE PERMIT REQUEST

The Lee County Board of Supervisors held a Public Hearing on August 16, 2022 at 5:30 p.m. in the General District Courtroom of the Lee County Courthouse located in Jonesville, Virginia to solicit public comment on a Special Use Permit request. Misfits Farm, LLC has applied for a Special Use Permit to allow a recreational vehicle park in an A-1, Agricultural District. The property consists of approximately 89 acres and is located on Misfit Cove Dr. in the Lower Wallens Creek Community, Tax Parcel # 71-(A)-23E.

The Chairman opened the floor for public comment.

John Combs, Pennington Gap, stated that he owned property near the proposed location of the recreational vehicle park. He stated that he had beehives on his property that were destroyed by the applicants' cattle running loose. He stated he did not believe this was a good location for this type use due to possible flooding and other issues.

Mr. Poe advised that the Planning Commission voted to recommend the Board deny the Special Use Permit due to adjacent property owner concerns and water and sewer issues.

There was no further public comment.

The Chairman closed the floor for public comment.

MISFITS FARM, LLC SPECIAL USE PERMIT REQUEST

It was moved by Mr. Mosley, seconded by Mr. Smith, to deny the Special Use Permit requested by Misfits Farm, LLC. Upon the question being put the vote was as follows.

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

CONSTITUTIONAL OFFICERS

TREASURER'S REPORT

The Treasurer's Report for the month of July 2022 was submitted as follows:

Revenues	\$ 9,965,698.83
Expenditures	\$11,403,152.42
General Fund	\$ 8,566,514.37
Total Assets	\$13,367,383.57

**COMMONWEALTH'S ATTORNEY REQUEST FOR SUPPLEMENTAL
APPROPRIATIONS OF COLLECTIONS PROCEEDS**

H. Fuller Cridlin, Commonwealth's Attorney, requested the Board appropriate one-half of the collection proceeds generated by his office for the County to his department for equipment, training and travel expenses, and other necessary expenditures.

**SUPPLEMENTAL APPROPRIATION TO COMMONWEALTH'S ATTORNEY
DEPARTMENT**

It was moved by Mr. Kolb, seconded by Mr. Mosley, to approve a supplemental appropriation to the Commonwealth's Attorney department in the amount of \$6,968.75 as follows. Upon the question being put the vote was as follows.

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

Revenue Source

3-001-41050-0099	Supplements from Reserves	\$6,968.75
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Expenditure

4-001-22200-5899	CWA Collections Program Expenditures	\$6,968.75
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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.

There was no public expression.

APPROVAL OF MINUTES

It was moved by Mr. Kolb, seconded by Mr. Mosley, to approve the minutes of the June 23, 2022 Recessed Meeting, the June 30, 2022 Recessed Meeting, and the July 19, 2022 Regular Meeting (corrected). Upon the question being put the vote was as follows.

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

Prior to the motion, Mr. Kolb stated that a correction was needed on page 12 of the July 19, 2022 Regular Meeting minutes with regard to the waste disposal contract.

APPROVAL OF REFUNDS

It was moved by Mr. Mosley, seconded by Mr. Kolb, to approve a refund to Renfro and Deadra Howard in the amount of \$219.44. Upon the question being put the vote was as follows.

VOTING AYE: Mr. Kolb, 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. Mosley, to approve the disbursements for the month of August in the amount of \$779,663.18. Upon the question being put the vote was as follows.

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

DELEGATIONS

DANIEL BOONE SOIL & WATER CONSERVATION DISTRICT YEARLY REPORT 2021-2022 ROGER ELKINS

Roger Elkins, Board of Directors Chairman, thanked the Board of Supervisors for their financial commitment to the Conservation District. He reported over \$1 million of projects completed over the past year and stated that the Daniel Boone District has received allocations totaling more than \$7 million over the past four years. He stated this is more funding than most conservation districts in the region receive due to the fact that they get it into projects quickly. He also thanked the Daniel Boone staff for making this happen.

LEE COUNTY HISTORICAL & GENEALOGICAL SOCIETY POOR FARM REPORT KEN RODDENBERRY

Ken Roddenberry presented information on the old County Poor Farm. He stated that all the buildings are gone and the only remaining feature of the Poor Farm remaining is the cemetery which is located near the entrance to the former landfill and current Solid Waste Transfer Station. He estimated there were at least 45 graves in the cemetery with possibly others based on Health Department records and other historical sources and stated the cemetery was approximately 100 feet square. He requested the Board allow a ground penetrating radar survey of the cemetery to better determine the boundaries of the cemetery. A professor at Radford University has the equipment and is willing to perform the survey for \$500.00. Mr. Roddenberry would like for the corners of the cemetery to be marked, a sign erected at the site identifying the cemetery, a safe parking area for those visiting the cemetery, possible listing of the cemetery with the Department of Historic Resources, and a state historic marker at the Park and Ride located at the intersection of Routes 58 and 70.

Mr. Leonard asked who was currently maintaining the cemetery.

Mr. Roddenberry stated it was maintained by county employees.

Mr. Leonard commented that markers and other items could increase maintenance.

Mr. Kolb stated this could trigger other requests for help with cemeteries that need maintenance and upkeep or assistance locating graves.

Mr. Roddenberry stated this was public property and this set it apart from private property.

Mr. Kolb stated there was another cemetery on county property that he was aware of.

It was moved by Mr. Kolb, seconded by Mr. Smith, to table this matter for further discussion. Upon the question being put the vote was as follows.

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

NEW BUSINESS

BOARD APPOINTMENTS

AIRPORT AUTHORITY

It was moved by Mr. Kolb, seconded by Mr. Smith, to appoint Jeff Rowlett to a four-year term on the Lee County Airport Authority. Mr. Rowlett's term will expire on July 31, 2026. Upon the question being put the vote was as follows.

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

MOUNTAIN EMPIRE COMMUNITY COLLEGE

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

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

SOUTHWEST VIRGINIA COMMUNITY CORRECTIONS

It was moved by Mr. Kolb, seconded by Mr. Mosley, to re-appoint Diane Roberts to a two-year term on the Southwest Virginia Community Corrections Board. Ms. Roberts' term will expire August 30, 2024. Upon the question being put the vote was as follows.

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

SCHOOL BOARD SUPPLEMENTAL APPROPRIATION REQUEST

It was moved by Mr. Smith, seconded by Mr. Kolb, to approve a supplemental appropriation to the School Board in the amount of \$166,518.46 for insurance reimbursement for hail damage to the roof at Rose Hill Elementary School. Upon the question being put the vote was as follows.

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

LEE COUNTY PSA ARPA FUNDING REQUEST

It was moved by Mr. Mosley, seconded by Mr. Kolb, to table this matter for discussion in Closed Session. Upon the question being put the vote was as follows.

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

EDA BUDGET DRAWDOWN

It was moved by Mr. Mosley, seconded by Mr. Kolb, to table this matter for discussion in Closed Session. Upon the question being put the vote was as follows.

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

ECONOMIC DEVELOPMENT FUND GRANT REQUEST

It was moved by Mr. Mosley, seconded by Mr. Kolb, to table this matter for discussion in Closed Session. Upon the question being put the vote was as follows.

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

PERSONAL PROPERTY TAX RELIEF RATE FOR 2022

It was moved by Mr. Mosley, seconded by Mr. Smith, to adopt the following Resolution setting the rate of Personal Property tax relief for 2022. Upon the question being put the vote was as follows.

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

**RESOLUTION
22-017**

WHEREAS, the Personal Property Tax Relief Act of 1998, Va. Code 58.1-3523 et seq. (“PPTRA”), has been substantially modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session I (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2005-06 Appropriations Act, hereinafter cited as the “2005 Appropriations Act”); and

WHEREAS, these legislative enactments require the County to take affirmative steps to implement these changes, and to provide for the computation and allocation of relief provided pursuant to the PPTRA as revised; and

WHEREAS, these legislative enactments provide for the appropriation to the County of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to the personal property tax on such vehicles;

NOW, THEREFORE, BE IT RESOLVED, by the Lee County Board of Supervisors that qualifying vehicles obtaining situs within the County during tax year 2022, shall receive personal property tax relief in the following manner:

- Personal use vehicles valued at \$100 to \$20,000 will be eligible for 43.78% tax relief;
- Personal use vehicles valued at \$20,001 or more shall only receive 43.78% tax relief on the first \$20,000 of value; and
- All other vehicles which do not meet the definition of “qualifying” (business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

**CITY OF BRISTOL DOCUMENTATION FOR
CLOSURE OF THE CITY’S LANDFILL**

Ms. Munsey advised that she had sent a letter to the City of Bristol requesting documentation for the necessity to close the City’s landfill and cancel the County’s contract for waste disposal. She has not yet received a response.

ATTORNEY GENERAL OPINION ON SETTING OF TAX RATE

Ms. Munsey stated that she had checked the status of the Attorney General opinion and was advised that they should have something out prior to the September Regular Meeting.

The Chairman called a five minute recess.

The meeting was called back to order.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

TRUCK LIFT PURCHASE FOR CENTRAL GARAGE

Mr. Poe stated the Board had budgeted for the purchase of a truck lift for the Central Garage for the current budget year. A suitable unit can be purchased for \$4,499.95 plus \$600.00 shipping and sufficient funds are budgeted for this cost.

It was moved by Mr. Kolb, seconded by Mr. Mosley, to purchase a truck lift for the Central Garage at a cost of \$4,499.95 plus \$600.00 shipping. Upon the question being put the vote was as follows.

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

PENNINGTON GAP RESCUE SQUAD LAPTOP AND PORTABLE RADIOS

Mr. Poe advised that three laptops provided to Pennington Gap Rescue Squad were missing along with six portable radios. All these items were provided by the County.

Mr. Leonard stated that he had talked with Mr. Skidmore about this matter and felt the Board should assist them with this equipment in order to get them back up and running calls as quickly as possible. Mr. Leonard also requested this equipment be reported as stolen.

PURCHASE OF LAPTOP AND PORTABLE RADIOS

It was moved by Mr. Leonard, seconded by Mr. Mosley, to purchase one laptop and five portable radios for Pennington Gap Rescue. Upon the question being put the vote was as follows.

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

REPORTS AND RECOMMENDATIONS OF THE BOARD

PROPOSED INCREASE IN DOG LICENSE FEE

It was moved by Mr. Kolb, seconded by Mr. Mosley, to schedule a public hearing for the proposed amendment of the Animal Ordinance to increase the cost of the dog license fee to \$5.00 for one year and \$12.00 for three years. Upon the question being put the vote was as follows.

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

FLATWOODS CONVENIENCE CENTER INTERNET AND CAMERA UPDATE

Mr. Kolb requested an update on the status of getting internet and a camera installed at the Flatwoods Convenience Center site.

Mr. Poe advised that internet drop is complete and Mr. Collingsworth has ordered a higher resolution camera to test on his system to determine if it will be sufficient.

TOWN OF ST. CHARLES ARPA FUNDS

Mr. Leonard requested the County Administrator obtain information on the American Rescue Plan Act funds that would have gone to the Town of St. Charles and whether the County can claim them at this time for use in that area.

BEAR PROOF TRASH RECEPTACLE FOR DOT PARK AND RIDE

It was moved by Mr. Kolb, seconded by Mr. Mosley, to purchase a bear resistant trash receptacle to place at the Dot intersection Park and Ride with VDOT's approval. Works Program participants would pick up the trash from the receptacle. Upon the question being put the vote was as follows.

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

OPIOID SETTLEMENT COMMITTEE

Mr. Kolb suggested the Board create a committee to consider possible uses of the opioid settlement funds and report back to the full Board. He stated he would volunteer to serve on the committee.

Mr. Mosley stated he would volunteer to serve on the committee.

It was the consensus of the Board that the committee Board members would determine others that needed to serve on the committee.

SCHOOL BOARD BUILDING DEMOLITION MATERIAL

Mr. Kolb recommended the demolition material from the old School Board building be cleaned up and hauled as soon as possible prior to the closing of the Bristol Landfill.

FIRE DEPARTMENT FUNDING AND COURTHOUSE ALARMS

Mr. Kolb asked the County Administrator to contact the Jonesville Fire Department Chief regarding their state funding. He also stated that the fire alarms in the Courthouse indicate a zone but the fire department has no schematic to indicate where each zone is located.

Mr. Poe advised that he would contact the Chief and also try to determine the fire alarm schematic for the building.

UPGRADES TO THE OLD COURTHOUSE BUILDING

Mr. Mosley stated that new energy efficient windows are needed in the old court house building as well as lowered ceilings which would help with heating and cooling costs. He also asked about cleaning of the exterior of the building.

Mr. Poe advised that the exterior cleaning project had been postponed due to lack of interest from qualified contractors. He recommended the project be re-advertised in the Spring of 2023.

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 negotiating strategy of the public body; 2.2-3711 A.5., Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community; 2.2-3711 A.6., Discussion or consideration of the investment 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; 2.2-3711 A.7., Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter; 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; and 2.2-3711 A.29., Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or

negotiating strategy of the public body. Upon the question being put the vote was as follows. Upon the question being put the vote was as follows.

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

Mr. Slemp left the meeting at 7:37 p.m.

Mr. Mosley left the meeting at 8:38 p.m.

Ms. Munsey left the meeting at 8:57 p.m.

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

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

CERTIFICATE OF CLOSED SESSION

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.

Upon the question being put the vote was as follows.

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

POOR FARM CEMETERY

It was moved by Mr. Kolb, seconded by Mr. Smith, to allow the Lee County Historical and Genealogical Society to place rebar flush with the ground or below at the corners of the old Poor Farm Cemetery with the approval and assistance of the Solid Waste Superintendent. Upon the question being put the vote was as follows.

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

CONTRACTOR SERVICES AT SOCIAL SERVICES

It was moved by Mr. Kolb, seconded by Mr. Smith, to accept the quote from Hamilton Construction Co. in the amount of \$18,769.00 to do the carpentry work for replacement of the HVAC unit at the Social Services building. Upon the question being put the vote was as follows.

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

REASSESSMENT CONTRACT

It was moved by Mr. Kolb, seconded by Mr. Smith, to approve the updated Reassessment Contract as presented. Upon the question being put the vote was as follows.

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

**PROPOSED AMENDMENT TO WASTE MANAGEMENT
FACILITIES ORDINANCE**

It was moved by Mr. Kolb, seconded by Mr. Smith, to schedule a public hearing for a proposed amendment to the Waste Management Facilities Ordinance to allow privately owned or operated landfills in Lee County. Upon the question being put the vote was as follows.

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

**CONTRACT WITH AT&T TO CONSTRUCT THREE MULTI-BAND
ORIGINATORS WITH ARPA FUNDING**

It was moved by Mr. Kolb, seconded by Mr. Smith, to approve a contract with AT&T to construct three multi-band originator cell phone extenders at a cost of \$120,000.00 with ARPA funding. Upon the question being put the vote was as follows.

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

ECONOMIC DEVELOPMENT FUND PROJECT REQUEST

It was moved by Mr. Smith, seconded by Mr. Kolb, to approve release of \$25,000.00 from the Economic Development Fund to the Economic Development Authority for a project loan. Upon the question being put the vote was as follows.

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

WASTE DISPOSAL CONTRACT

It was moved by Mr. Kolb, seconded by Mr. Smith, to approve a three year contract with Waste Management for disposal of the County's solid waste, contingent on Waste Management's acceptance of the changes discussed in Closed Session. Upon the question being put the vote was as follows.

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

It was moved by Mr. Leonard, seconded by Mr. Kolb, to adjourn the meeting. Upon the question being put the vote was as follows.

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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD