

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 June 18, 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

Bob Richards, Pastor of First Christian 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 6:01 p.m.

PUBLIC HEARINGS

**PROPOSED ROAD ABANDONMENT
ROUTE 9225 – EWING ELEMENTARY SCHOOL ROAD**

The Lee County Board of Supervisors held a Public Hearing on Tuesday, June 18, 2019 at 6:00 p.m. in the General District Courtroom of the Lee County Courthouse, 33640 Main Street, Jonesville, Virginia. The purpose of the Public Hearing was to receive public comment on the proposed abandonment of Route 9225, Ewing Elementary Road, from Business US Route 58 to Business US Route 58, a distance of 0.16 miles. The street lies in the Rose Hill Magisterial District of Lee County, Virginia in the unincorporated Community of Ewing. If the abandonment is approved, title to the street will be transferred to the adjacent property owner(s).

Mr. Poe stated that this hearing was properly advertised and the property was properly posted. The Health Clinic has a rear driveway that comes out on the end of that road, but they can apply for an entrance permit through VDOT if they continue to use that portion. Mr. Poe has not received any opposition to this abandonment and recommends approval of this request.

The Chairman opened the floor for public comment.

There was no public comment.

The Chairman closed the floor.

It was moved by Mr. Smith, seconded by Mr. Leonard, to approve the road abandonment of Route 9225, Ewing Elementary School Road and to adopt Resolution 19-007. Upon the question being put the vote was as follows.

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

**RESOLUTION
FOR THE ABANDONMENT OF SCHOOL ACCESS ROUTE 9225
19-007**

WHEREAS, a public notice was posted as prescribed under §33.2-909 Code of Virginia, announcing a public hearing to receive comments concerning abandoning the section of road described below from the Secondary System of State Highways, and

WHEREAS, the Commissioner of the Virginia Department of Transportation was provided the prescribed notice of this Board's intent to abandon the subject section of road, and

WHEREAS, after considering all evidence available, this Board is satisfied that no public necessity exists for the continuance of the section of school access Route 9225, from Business US Route 58 to Business US Route 58 a distance of 0.16 miles, and hereby deems that section of road is no longer necessary as a part of the Secondary System of State Highways, and

WHEREAS, the School Board of Lee County has deemed that school access Route 9225, from Business US Route 58 to Business US Route 58 a distance of 0.16 miles, is no longer necessary to provide access to a school facility in Lee County, and

NOW, THEREFORE, BE IT RESOLVED, the Lee County Board of Supervisors abandons the above described section of road and removes it from the Secondary System of State Highways, pursuant to §33.2-909 Code of Virginia;

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator of the Virginia Department of Transportation.

PROPOSED BUDGET FOR FISCAL YEAR 2019-20

The Lee County Board of Supervisors held a Public Hearing on the proposed County Budget at 6:00 p.m. on June 18, 2019 in the General District Courtroom of the Lee County Courthouse in Jonesville, Virginia. Any citizen of the County was welcome to attend and state their views on this proposed budget.

This summary was prepared and published for information and fiscal planning purposes only. Please be aware that inclusion in the Budget of any item does not constitute an obligation or commitment on the part of the Board of Supervisors of Lee County to appropriate any funds for the item or purpose. A Budget for the Fiscal Year commencing July 1, 2019 will be adopted by the Lee County Board of Supervisors no later than June 30, 2019.

GENERAL COUNTY FUND
ESTIMATED EXPENDITURE

GENERAL GOVERNMENTAL
ADMINISTRATION:

Legislative

133,147

Water & Sewer-Prison	702,197
General/Financial Administration	349,156
Legal Services	23,370
Auditing	73,000
Commissioner of the Revenue	330,660
Treasurer	286,591
Board of Elections	208,663
Central Garage	140,967
JUDICIAL ADMINISTRATION:	
Courts	860,287
Commonwealth's Attorney	533,767
PUBLIC SAFETY:	
Law Enforcement and Jail	5,524,438
Fire and Rescue Services	396,038
Enhanced 911	455,976
Inspections	144,160
Other Protections	240,427
Roads	500
HEALTH AND WELFARE	464,202
EDUCATION-MTN. EMPIRE	
COMM. COLLEGE	19,860
PARKS, RECREATION, AND	
TOURISM	97,554
LIBRARY	222,082
COMMUNITY DEVELOPMENT	
AND PLANNING	185,812
EXTENSION OFFICE	54,926
MAINTENANCE OF	
BUILDINGS	282,008
DANIEL BOONE SOIL &	
WATER/RC&D PROGRAM	31,000
MISCELLANEOUS AND	
CONTINGENCY	50,000
REIMBURSED EXPENSES	253,500
	12,064,288
CAPITAL PROJECTS	1,186,832
SOLID WASTE	
MANAGEMENT	1,606,613
TRANSFERS:	
Debt Service	434,160
Local Share - School Fund	4,670,257

Local Share - Public Assistance/Social Services	1,359,414
GRAND TOTAL GENERAL COUNTY FUND	21,321,564
PUBLIC SERVICES:	
Estimated Social Services Expenditures-State Share	8,439,405
Estimated Headstart Expenditures - Federal	1,408,547
	39,779,919
GRAND TOTAL ALL FUND EXPENDITURES	70,949,435
<u>GENERAL COUNTY FUND SOURCE OF REVENUE</u>	
REAL PROPERTY TAX:	
Current Real Estate Taxes	5,393,200
Delinquent Real Estate Taxes	280,000
Land Redemption	110,000
Mineral Under Development	5,000
PUBLIC SERVICE CORPORATION	540,000
PERSONAL PROPERTY TAX:	
Current Taxes	1,760,000
Delinquent Taxes	126,500
PPTRA Reimbursement	798,646
MOBILE HOME TAX:	
Current Taxes	81,500
Delinquent Taxes	8,500
MACHINERY AND TOOLS	605,000
MERCHANTS CAPITAL	68,300
BUSINESS PROPERTY	214,500
PENALTY AND INTEREST	305,000
SALES TAX	1,312,000
UTILITY TAX	434,500
STATE	
TELECOMMUNICATIONS TAX	336,500
BANK FRANCHISE	82,000
MOTOR VEHICLE TAX	573,000

TAX ON WILLS	2,300
AMUSEMENT TAX	150
HOTEL/MOTEL TAX	1,500
OIL AND GAS SEVERANCE TAX	4,000
ANIMAL LICENSES	2,050
TRANSFER FEES	800
BUILDING PERMITS	35,000
COURT FINES-LOCAL	1,500
RENT-BUILDING	65,552
INTEREST AND EARNINGS	69,500
COMMONWEALTH'S	
ATTORNEY FEES	3,100
SHERIFF'S FEES	2,800
COURTHOUSE MAINTENANCE	
FEES	4,900
COURTHOUSE SECURITY FEES	28,500
SALE OF MAPS, SURVEYS	100
ZONING FEES	2,800
CONTRACTOR'S LICENSE FEES	5,000
WATER & SEWER FEES-PRISON	732,197
MISCELLANEOUS REVENUES	111,400
PAYMENT IN LIEU OF TAXES	189,500
MOBILE HOMES TITLING	67,000
ROLLING STOCK	98,000
RECORDATION FEES	20,979
COMMONWEALTH'S	
ATTORNEY EXP.	421,410
SHERIFF EXP.	1,523,188
VICTIM/WITNESS ADVOCATE	
GRANT	100,047
DOMESTIC VIOLENCE	
GRANT	36,056
SCHOOL RESOURCE OFFICER	
FUNDING	36,000
OTHER SHERIFF GRANTS &	
REIMBURSEMENTS	68,095
REGISTRAR EXP.	37,566
COMMISSIONER OF REVENUE	
EXP.	130,864
TREASURER EXP.	93,621
ELECTORAL BOARD	7,204
CLERK EXPENSES	316,352
EMERGENCY SERVICES	96,200
CLERK'S FEES	68,000
RENTAL TAX	6,500
OTHER CATEGORICAL AID	71,800

Total Assets and Liabilities \$10,300,441.71

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 comment.

The Chairman closed the floor for public comment.

APPROVAL OF MINUTES

It was moved by Mr. Leonard, seconded by Mr. Mosley, to approve the minutes of the May 14, 2019 Recessed Meeting, May 21, 2019 Secondary Six-Year Plan Public Hearing, May 21, 2019 Regular Meeting and the May 28, 2019 Recessed Meeting. Upon the question being put the vote was as follows.

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

APPROVAL OF REFUNDS

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

GE TF TRUST	\$3,172.00
Vanderbilt Mortgage	\$ 480.11
Thomas Walker	\$ 82.46

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 June in the amount of \$123,998.87. Upon the question being put the vote was as follows.

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

DELEGATIONS

DONNA STANLEY PLANNING DISTRICT ONE BEHAVIORAL HEALTH SERVICES FISCAL YEAR UPDATE

Donna Stanley, Financial Officer, stated that state of Virginia has made significant improvements in the quality and accountability of Community Services through legislation and administrative efforts. The Department of Behavioral Health designed the System Transformation Excellence and Performance, known as STEP Virginia, which is based on a national vast practice model that requires the development of a new set of chosen services that make up a comprehensive accessible system to those with serious mental health disorders. Same day access has also been implemented which allows someone to walk in and be assessed that same day. A new program that will go into effect on July 1 is Primary Care. Under this program, annual screenings for obesity, cholesterol, and blood glucose will be performed on any person over the age of three that has been prescribed a psychotic medication and if anything comes back positive, it is Behavioral Health's responsibility to get that person set up with a primary care physician. Ms. Stanley thanked the Board for their continued support.

FINANCE

SUPPLEMENTAL APPROPRIATIONS

BOARD OF SUPERVISORS

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$78,042.63. Upon the question being put the vote was as follows.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$1,460.00. Upon the question being put the vote was as follows.

Revenue Source:
3-001-18990-0002 Sheriff Donations \$ 1,460.00

Expenditure:
4-001-31200-5899 Donation Expense \$ 1,460.00

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

LITTER CONTROL

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$44,950.00. Upon the question being put the vote was as follows.

Revenue Source:
3-001-41050-0099 Budget Supplement from Reserve \$ 44,950.00

Expenditure:
4-001-35600-8105 Capital Outlay \$ 44,950.00

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

AIRPORT

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$23,894.27. Upon the question being put the vote was as follows.

Revenue Source:
3-001-18030-0006 Reimbursements \$ 23,894.27

Expenditure:
4-001-81800-3310 Maintenance and Repair \$ 23,894.27

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

GENERAL EXPENSES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$6,106.87. Upon the question being put the vote was as follows.

Revenue Source:			
3-001-41050-0099	Budget Supplement from Reserve	\$	6,106.87
Expenditure:			
4-001-91500-5840	Disbursements General Expenses	\$	6,106.87

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

MISCELLANEOUS EXPENSES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$139.89. Upon the question being put the vote was as follows.

Revenue Source:			
3-001-13030-0008	Building Permits	\$	138.89
Expenditure:			
4-001-92100-5870	Building Fund Expenses & Refunds	\$	138.89

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

DEPARTMENT OF SOCIAL SERVICES

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the following Supplemental Appropriation in the amount of \$17,000.00. Upon the question being put the vote was as follows.

Revenue Source:			
3-002-24010-0005	State and Federal Funding	\$	17,000.00
Expenditure:			
4-002-53100-0012	IV-E Adoption Subsidy	\$	8,000.00
4-002-53100-0024	Fostering Futures	\$	9,000.00

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

Mr. Poe reported that as part of the overall initiative to study and develop a transformation strategy for western Lee County as a direct result of the location of the DeBusk Veterinary Teaching Center, the LENOWISCO Planning District has been working with the County to identify possible funding sources to provide the necessary funding for studies and analysis for this purpose. In this effort, the Virginia Housing Development Authority has awarded a Community Impact Grant in the amount of \$40,000.00 to the County to address planning issues related to housing development in western Lee. No formal action is needed of the Board and Mr. Poe will keep the Board advised of progress as the grant moves forward.

WORKFORCE DEVELOPMENT ONE STOP OPERATOR PROPOSALS

Mr. Poe reported that as the grant recipient for the Southwest Virginia Workforce Development Board, the County was required to solicit for proposals for an operator of the Workforce One Stop Centers in Workforce Area I. An independent review panel of four members throughout the region reviewed the proposals, there were two proposals submitted but, one was disqualified for failure of preliminary requirements. The Workforce Board can submit a proposal to operate the One Stop Center and that was the only qualified proposal submitted. The review panel did review the proposal to make sure it met all specifications required. The review panel recommended to the Chief Local Elected Officials Board that this proposal be accepted and approved, that Board recommended it be approved and awarded. It is also the recommendation of Mr. Poe that the Board approve award of the One Stop Operator Bid to Southwest Virginia Workforce Development Authority.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to award the One Stop Operator to the Southwest Virginia Workforce Development Authority. Upon the question being put the vote was as follows.

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

WORKFORCE DEVELOPMENT BOARD CONFLICT OF INTEREST POLICY

Mr. Poe reported that as the Grantee for the Workforce Development Board's funding and because the County conducted the Request for Proposal process on behalf of the Workforce Development Board, the County is now required to have a Conflict of Interest Policy with respect to Workforce Development Board members and their participation and voting in the procurement process.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to approve the Workforce Development Board Conflict of Interest Policy. Upon the question being put the vote was as follows.

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

2019 LANDFILL GAS AND GROUNDWATER MONITORING TASK ORDERS

Mr. Poe presented the Board with the 2019 Landfill Gas and Groundwater Monitoring Task Orders from The Lane Group. He stated typically the County considers these Task Orders in November; however, DEQ is now requiring interim Groundwater Monitoring reports after the spring sampling cycle, which will require the County to get the agreements in place now in order to comply with their reporting requirements.

Proposed Task Order Number 19-02 is for the annual Gas Monitoring report and has an estimated cost of \$5,700.00. Proposed Task Order Number 19-03 is for the annual and semi-annual groundwater monitoring reporting cycles and has be an estimated cost of \$12,500.00. All of these reports are mandatory requirements of DEQ.

It was moved by Mr. Slemph, seconded by Mr. Leonard, to approve 2019 Landfill Gas and Groundwater Monitoring Task Orders from The Lane Group at an estimated cost of \$5,700.00 and \$12,500.00 respectively. Upon the question being put the vote was as follows.

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

VICTIM WITNESS ADVOCATE GRANT RENEWAL

Mr. Poe stated that the County has received notification of renewal of the Victim Witness Advocate Grant in the amount of \$102,033.00. The Victim Witness program is 100 percent grant funded. A motion to accept the grant would be in order.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to accept the Victim Witness Advocate Grant Renewal in the amount of \$102,033.00. Upon the question being put the vote was as follows.

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

COMMUNICATION TOWERS CHANGE ORDER

Mr. Poe reported that Advanced Wireless Solutions, Inc. provided cost estimates for construction of the County's two new emergency communication towers prior to any site soils analysis being conducted. After the soils analysis was completed, changes were required in the foundation designs of both towers. The total additional cost required for these changes is \$19,440.00. Mr. Poe recommends approval of the change order based on the information provided in the site analysis reports.

Since this project was pre-financed, the County may be required to pay the additional cost unless the financing is increased. Two-Way Radio is currently trying to determine if there could be some savings in other areas of the overall radio upgrade project that would reduce the additional costs. If there is not sufficient savings, Mr. Poe recommends the County pay the additional balance and leave the financing as is.

It was moved by Mr. Leonard, seconded by Mr. Mosley, to accept the change order on the communication towers in the amount of \$19,440.00. Upon the question being put the vote was as follows.

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

VACO ANNUAL CONFERENCE

Mr. Poe reported that the VACO Annual Conference would be November 10 to November 12. He asked that the Board let him know by the next meeting if they plan to attend.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ATTORNEY

None.

REPORTS AND RECOMMENDATIONS OF THE COUNTY ADMINISTRATOR

None.

REPORTS AND RECOMMENDATIONS OF THE BOARD

SWANSON RIDDLE BRIDGE

Mr. Slempp asked that the bridge in Olinger be named after Swanson Riddle who was killed in the Vietnam War.

Mr. Poe stated that he would get some information and have that for next month's meeting.

CONVENIENCE CENTERS

Mr. Mosley stated that the convenience centers are getting in bad shape and there needs to be a decision made on what to do about the problem.

Mr. Poe stated that one of the ways to address this would be to have a committee with a couple Board members and Mr. Collingsworth. Mr. Poe had asked Mr. Collingsworth to check with other localities in the region and find out how their centers operate. The County's centers are open 13 hours a day, 7 days a week, but the operators are only working 25 hours so the centers are unattended a majority of the time. There are still 3 open sites in the County and those sites are hit the heaviest with out of county waste. Some Counties only have the sites open when the operator is there, but if the sites are locked up, there will be abuse.

Mr. Smith stated that on the holidays the centers are always covered up, and by closing them, the employees would be working double time.

Mr. Poe stated that enforcement would have to be amped up.

Mr. Mosley stated that this problem needs to be addressed.

Mr. Cope stated that forming a committee with two Board members, the Superintendent of the Transfer Station and the Litter Control Coordinator would be the best option.

PART-TIME ANIMAL CONTROL POSITION

Mr. Mosley asked about getting the new part-time position certified so that they could fill in on calls while the officers are off.

Mr. Poe stated that this position was primarily to work the pound so the officers would be free to start answering calls at the beginning of their shifts.

Mr. Mosley stated that if one gets sick or injured it would be beneficial to have someone ready to fill in.

It was moved by Mr. Mosley, seconded by Mr. Leonard, to recess to June 27, 2019 at 4:30 p.m. Upon the question being put the vote was as follows.

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

CHAIRMAN OF THE BOARD

CLERK OF THE BOARD