# LUNENBURG COUNTY BOARD OF SUPERVISORS 160 COURTHOUSE SQUARE

# LUNENBURG COURTS BUILDING, LUNENBURG, VIRGINIA

\*\*Please note the location is our <u>regular meeting place and time</u>, rather than our previouslyscheduled meeting at Central High School in the morning. Student Government Day is canceled. Please read instructions for public participation for this meeting below.

# April 9, 2020 Meeting

## 6:00PM

- 1. Call to Order
- 2. Invocation/Pledge of Allegiance: Supervisor Edmonds
- 3. Requests for Additions to the Agenda
- 4. Conflict of Interest Statements & Organizational Matters
  - A) Resolution to Declare a Local State of Emergency COVID-19
  - B) Continuity of Government Emergency Operations Ordinance
- 5. Consent Agenda:
  - A) Minutes of the March 12, 2020 Meeting
  - B) Warrants for Approval March 2020
  - C) Treasurer's Reports February 2020
- 6. Monthly Reports
  - A) VA Department of Transportation
  - B) Lunenburg County School Board
- 7. County Offices and Departments
- 8. FY2020-2021 Budget
  - A) Community Requests (public comments at a later date)
- 9. Planning and Economic Development Update
- 10. Administrator's Update
  - A) Radio Assessment Proposals
- 11. County Attorney Update
- 12. Closed Session Items (if necessary)
- 13. Other Business (per Board approval)
- 14. Adjournment

## **GUIDANCE FOR 4-9-2020 MEETING:**

- -Weather permitting, all doors will be kept open to limit hard surface contact by those in attendance.
- -All Supervisors will be seated at least 6 feet away from one another. In the event that citizens/guests attend the Board of Supervisors meeting, a questionnaire will need to be completed regarding COVID-19 and seating distance must be 6 feet minimum between guests.
- -It is requested that all inquiries about agenda items be directed to the County Administrator prior to the meeting at tgee@lunenburgva.net or by phone at 434-696-2142 to reduce the number in attendance at the Board meeting.
- -This meeting plan is subject to change, based on further action by the Governor of Virginia and/or the Lunenburg County Board of Supervisors.
- -The Lunenburg County Board of Supervisors and staff aim to continue the business of your local government to the extent of which it is safe to do so.
- -It is the intention of the Lunenburg County Board of Supervisors to comply with the Americans with Disabilities Act. Should you need special accommodations, please contact the County Administrator's Office at 434-696-2142 prior to the meeting date.

# LUNENBURG COUNTY RESOLUTION CONSENTING TO THE COUNTY ADMINISTRATOR ISSUING A DECLARATION OF A LOCAL EMERGENCY (COVID-19 Virus)

(Virginia § 44-146.21)

WHEREAS, the County Administrator, acting as the Director of Emergency Management (the "County Administrator"), is authorized to declare local emergencies pursuant to Virginia Code § 44-146.21(A) with the prior consent or the subsequent confirmation of the Board of Supervisors; and

WHEREAS, the County Administrator desires to issue a Declaration of Local Emergency related to the COVID-19 virus, a copy of which is attached hereto.

NOW THEREFORE, BE IT RESOLVED, that the Lunenburg County Board of Supervisors consents to the County Administrator issuing the Declaration of Local Emergency.

consents to the Co	unty Admini	istrator issuing the	Declaration of Local Emergency.
I, Tracy M.	Gee, do he	ereby certify that	the foregoing writing is a true, correct copy of
Resolution duly add	pted by the	Board of Supervis	ors of Lunenburg County, Virginia, by a vote of
to, as record	ed below, a	t a regular meetin	g held on
			Control of the Contro
			Clerk, Board of County Supervisors
	Aye	Nay	
Dr. Bacon			
Mr. Edmonds			
Mr. Hankins	Water and the same of the same		
Mr. Hoover Mr. Pennington		<del>Control of</del>	
Mr. Slayton		-	
Mr. Zava	-		

BOARD OF SUPERVISORS

Charles R. Slayton, CHAIRMAN Election District 4

nk W. Bacon, VICE-CHAIRMAN

T. Wayne Hoover Election District 1

Mike Hankins Election District 2

Edward Pennington Election District 5

Alvester L. Edmonds Election District 6

Robert G. Zava Election District 7



Lunenburg County Administration 11413 Courthouse Road Lunenburg, VA 23952

> Tracy M. Gee County Administrator

Telephone: (434) 696-2142 Facsimile: (434) 696-1798

# DECLARATION OF LOCAL EMERGENCY County of Lunenburg, Virginia

# CORONAVIRUS 2019 (COVID-19)

WHEREAS, the World Health Organization has declared Coronavirus 2019 (COVID-19) a Public Health Emergency of International Concern; and

WHEREAS, the World Health Organization declared the spread of COVID-19 a pandemic on March 11, 2020; and

WHEREAS, the Governor of Virginia declared a State of Emergency on March 12, 2020 to prepare and coordinate Virginia's response to the potential spread of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States proclaimed the COVID-19 outbreak in the United States constitutes a national emergency beginning March 1, 2020; and

WHEREAS, the threat to public health and safety to the residents of the County of Lunenburg, Virginia posed by and resulting from the COVID-19 virus is of sufficient severity and magnitude to be an emergency as defined by *Virginia Code* Section 44-146.16.

**NOW, THEREFORE, BE IT RESOLVED** pursuant to the authority vested in me by *Virginia Code* Section 44-146.21, as the County's Director of Emergency Management, I hereby declare that a local emergency exists within the County of Lunenburg. This declaration shall activate the County's local emergency operations plan and authorize the furnishing of aid and assistance thereunder.

BE IT FURTHER RESOLVED, pursuant to Virginia Code Section 44-146.21, this Declaration authorizes the Director of Emergency Management to control, restrict, allocate or regulate the use, sale, production and distribution of food, fuel, clothing and other commodities, materials, goods, services and resource systems which fall only within the boundaries of this jurisdiction and which do not impact systems affecting adjoining or other political subdivisions, enter into contracts and incur obligations necessary to combat such threatened or actual disaster, protect the health and safety of persons and property

and provide emergency assistance to the victims of such disaster, and proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to the performance of public work, entering into contracts, incurring of obligations, employment of temporary workers, rental of equipment, purchase of supplies and materials, and other expenditures of public funds provided that expenditures do not exceed appropriations in the current approved fiscal year budget. This Declaration is effective upon my signature and shall remain in full force and effect until the Lunenburg County Board of Supervisors considers the confirmation of this Declaration at its next regularly scheduled meeting or at a special meeting within forty-five days of this Declaration, whichever occurs first. If the Board of Supervisors confirms this Declaration, it shall remain in full force and effect until the Board of Supervisors determines that all necessary emergency actions have been taken and takes appropriate action to end the declared emergency by a majority vote taken at an open meeting, in accordance with the provisions of *Virginia Code* Section 44- 146.21(A).

Effective Date:

March 24, 2020

**Effective Time:** 

4:00 p.m.

Given under my hand, this 24th day of March, 2020.

Tracy M. Gee, County Administrator
Director of Emergency Management

County of Lunenburg, Virginia

Charles R. Slayton, Chairman Board of Supervisors

County of Lunenburg, Virginia

# LUNENBURG COUNTY DECLARATION OF A LOCAL EMERGENCY (COVID-19 Virus) (Virginia § 44-146.21)

WHEREAS, the County Administrator is designated as the Director of Emergency Management for the County of Lunenburg; and

WHEREAS, the World Health Organization characterized the spread of the COVID-19 virus as a pandemic on March 11, 2020; and

WHEREAS, the Governor declared a state of emergency on March 12, 2020 related to the COVID-19 virus; and

WHEREAS, the COVID-19 virus and its continued spread pose an imminent threat to the public health and safety of the residents of Lunenburg County, and the consequences of the virus are of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate any potential damage, hardship, suffering, or possible loss of life; and

WHEREAS, because of the imminent threat to the public health and safety to the residents of Lunenburg County arising from the COVID-19 virus, County Administrator, Tracy M. Gee, acting in her capacity as the Director of Emergency Management, declared a local emergency on March 24, 2020 pursuant to Virginia Code 44-146.21; and

WHEREAS, given the Governor's declaration on March 12, 2020 and the immediate need for local emergency actions to begin, the Lunenburg County Board of Supervisors could not timely convene to give its prior consent to the County Executive's declaration.

NOW THEREFORE, BE IT RESOLVED, that the Lunenburg County Board of Supervisors confirms the declaration of a local emergency by the County Administrator on March 24, 2020.

a

committee and accordi	i di di di	nood cinergency b	y the county	Administrator on March 24, 2020.
I, Tracy M.	Gee, do	hereby certify that	the forego	ing writing is a true, correct copy of
Resolution duly add	opted by th	ne Board of Supervi	sors of Lune	nburg County, Virginia, by a vote of
to, as record	ed below,	at a regular meetir	ng held on _	
				Clerk, Board of County Supervisors
	Aye	Nay		
Dr. Bacon	-			
Mr. Edmonds				
Mr. Hankins	_			
Mr. Hoover				
Mr. Pennington		-		
Mr. Slayton				
Mr 7ava				

# **LUNENBURG COUNTY**

EMERGENCY ORDINANCE TO EFFECTUATE TEMPORARY CHANGES IN CERTAIN DEADLINES AND TO MODIFY PUBLIC MEETING AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH PANDEMIC DISASTER

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One declaring a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code § 44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Orders Fifty-One, Fifty-Three and Fifty-Five implemented the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive "any state requirement or regulation" as appropriate, and also ordered various restrictions throughout the Commonwealth; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, on April 9, 2020, the governing body of Lunenburg Board of Supervisors confirmed the declaration of local emergency made by the local director of emergency management on March 24, 2020; and

WHEREAS, the Board of Supervisors finds that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a "disaster" as defined by Virginia Code § 44-146.16 being a "communicable disease of public health threat;" and

WHEREAS, Virginia Code § 15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

WHEREAS, Virginia Code § 44-146.21(C) further provides that a local director of emergency management or any member of a governing body in her absence may upon the declaration of a local emergency "proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to performance of public work;" and

WHEREAS, Virginia Code § 2.2-3708.2(A)(3) allows, under certain procedural requirements including public notice and access, that members of Board of Supervisors may convene solely by electronic means "to address the emergency;" and

WHEREAS, the open public meeting requirements of the Virginia Freedom of Information Act ("FOIA") are limited only by a properly claimed exemption provided under that Act or "any other statute;" and

WHEREAS, the Governor and Health Commissioner of the Commonwealth of Virginia and the President of the United States have recommended suspension of public gatherings of more than ten attendees; and

WHEREAS, The Attorney General of Virginia issued an opinion dated March 20, 2020 stating that localities have the authority during disasters to adopt ordinances to ensure the continuity of government; and

WHEREAS, this emergency ordinance in response to the disaster caused by the COVID-19 pandemic promotes public health, safety and welfare and is consistent with the law of the Commonwealth of Virginia, the Constitution of Virginia and the Constitution of the United States of America.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Lunenburg County, Virginia:

- That the Lunenburg County Board of Supervisors consents to and confirms the Declaration of Local Emergency made by the County Administrator on March 24, 2020.
- 2. That the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the Board of Supervisors, the School Board, the Planning Commission, Board of Zoning Appeals, Board of Equalization and all local and regional boards, commissions, committees and authorities created by the Board of Supervisors or to which the Board of Supervisors appoints all or a portion of its members (collectively "Public Entities" and individually "Public Entity"), or for such Public Entities to conduct meetings in accordance with normal practices and procedures.
- 3. That in accordance with Virginia Code § 15.2-1413 and § 15.2-1417(F), and notwithstanding any contrary provision of law, general or special, the following emergency procedures are adopted to ensure the continuity of government during this emergency and disaster:
  - a. Any meeting or activities which require the physical presence of members of the Public Entities may be held through real time electronic means (including audio, telephonic, video or other practical electronic medium) without a quorum physically present in one location; and
  - b. Prior to holding any such electronic meeting, the Public Entity shall provide public notice of at least 3 days in advance of the electronic meeting identifying how the public may participate or otherwise offer comment; and
  - c. Any such electronic meeting of Public Entities shall state on its agenda and at the beginning of such meeting that it is being held pursuant to and in compliance with this Ordinance; identify Public Entity members physically and/or electronically present; identify the persons responsible for receiving public comment; and identify notice of the opportunities for the public to access and participate in such electronic meeting; and
  - d. Any such electronic meeting of the Public Entities shall be open to electronic participation by the public and closed to in-person participation by the public; and

- e. For any matters requiring a public hearing, public comment may be solicited by electronic means in advance and shall also be solicited through telephonic or other electronic means during the course of the electronic meeting. All such public comments will be provided to members of the Public Entity at or before the electronic meeting and made part of the record for such meeting; and
- f. The minutes of all electronic meeting shall conform to the requirements of law, identify how the meeting was conducted, members participating, and specify what actions were taken at the meeting. The Public Entities may approve minutes of an electronic meeting at a subsequent electronic meeting and shall later approve all such minutes at a regular or special meeting after the emergency and disaster has ended.
- 4. IT IS FURTHER ORDAINED that notwithstanding any provision of any local or state law, regulation or policy to the contrary, any deadlines requiring action by the Lunenburg County Board of Supervisors, the Lunenburg County Planning Commission, its officers (including Constitutional Officers) and employees of its organization shall be suspended during this emergency and disaster; however, the Board of Supervisors and Planning Commission, officers and employees thereof are encouraged to take such action as is practical and appropriate to meet those deadlines. Failure to meet any such deadlines shall not constitute a default, violation, approval, recommendation or otherwise.
- 5. IT IS FURTHER ORDAINED, that non-emergency public hearings and action items of all Lunenburg County Boards and Commissions may be postponed at the discretion of the Boards and Commissions to a date certain provided that public notice is given so that the public are aware of how and when to present their views.
- 6. IT IS FURTHER ORDAINED, that each incorporated town within the boundaries of Lunenburg County are encouraged, authorized and/or directed to declare its own state of local emergency and disaster or incorporate by reference the County's local state of emergency and disaster and to adopt an ordinance for the continuity of town government.

- 7. IT IS FURTHER ORDAINED, that the provisions of this Emergency Ordinance shall remain in full force and effect for a period of 60 days, unless amended, rescinded or readopted by the Board of supervisors in conformity with the notice provisions set forth in Virginia Code § 15.2-1427, but in no event shall such ordinance be effective for more than 6 months. Upon rescission by the Board of Supervisors or automatic expiration as described herein, this emergency ordinance shall terminate and normal practices and procedures of government shall resume.
- Nothing in this Emergency Ordinance shall prohibit Public Entities from holding in-person public meetings provided that public health and safety measures as well as social distancing are taken into consideration.
- Any policies or procedures previously adopted by the Board are suspended to the extent they are inconsistent with this Ordinance.
- 10. All deadlines established by state and local laws pertaining to: (i) fixing the tax rate, (ii) preparing and submitting the county's annual budget, (iii) taking action on any land use application, including the Planning Commission conducting Virginia Code § 15.2-2232 reviews, conducting public hearings, or making recommendations or reports to the Board of Supervisors on any land use application; and (iv) responding to Freedom of Information Act requests are hereby extended indefinitely until normal government operations resume as specified herein, or as provided by law.
- 11. Normal governmental operations will be resumed after the County Administrator, acting as the Director of Emergency Management, reports to the Board of Supervisors that all emergency actions that can be taken by the County have been taken, the Governor ends the state of emergency, and the State Health Commissioner advises that it is safe for people to once again gather in public so that normal governmental operations, including normal public meetings (or gatherings to that effect), may be re-established.

An emergency is deemed to exist, and this ordinance shall be effective upon its adoption.

ADOPTED by the Lunenburg County Board of Supervisors this 9th day of April, 2020.

# **APPROVED**

ATTEST:				
APPROVED AS TO	FORM:			
Dr. Bacon Mr. Edmonds Mr. Hankins Mr. Hoover Mr. Pennington	Aye ————————————————————————————————————	Nay		

Mr. Slayton Mr. Zava

# RESOLUTION OF LUNENBURG COUNTY

# AUTHORIZING THE ADOPTION OF PROCEDURES FOR ELECTRONIC PUBLIC MEETINGS AND PUBLIC HEARINGS TO ENSURE THE CONTINUITY OF GOVERNMENT DURING THE COVID-19 PANDEMIC DISASTER

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One declaring a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code § 44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order Fifty-One ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive "any state requirement or regulation" as appropriate; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, on April 9, 2020, the governing body of Lunenburg County Board of Supervisors confirmed the declaration of local emergency made by the local director of emergency management on March 24, 2020, specifically finding that the COVID-19 Pandemic constitutes a "disaster" as defined in Virginia Code § 44-146.16, being a "communicable disease of public health threat"; and

WHEREAS, Virginia Code § 15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

Resolution No. 3

WHEREAS, on April 9, 2020, the governing body of Lunenburg County Board of Supervisors, pursuant to Virginia Code § 15.2-1413, adopted an Emergency Ordinance to Effectuate Temporary Changes in Certain Deadlines and to Modify Public Meeting and Public Hearing Practices and Procedures to Address Continuity of Operations Associated with Pandemic Disaster ("Emergency Ordinance"); and

WHEREAS, through its Emergency Ordinance, the Board of Supervisors specifically found that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a "disaster" as defined by Virginia Code § 44-146.16 being a "communicable disease of public health threat" and

WHEREAS, through its Emergency Ordinance, the Board of Supervisors further found that the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the Board of Supervisors, the School Board, the Planning Commission and all local and regional boards, commissions, committees and authorities created by the Board of Supervisors or to which the Board of Supervisors appoints all or a portion of its members (collectively "Public Entities" and individually "Public Entity"), or for such Public Entities to conduct meetings in accordance with normal practices and procedures; and

WHEREAS, through its Emergency Ordinance, the Board of Supervisors adopted certain procedures to ensure the continuity of government during the COVID-19 Pandemic disaster ("Continuity Procedures"), suspended any deadlines applicable to Public Entities and their staff during the COVID-19 disaster, and authorized Public Entitles, at their discretion, to postpone non-emergency public hearings and action items during the disaster; and

WHEREAS, the Lunenburg County Board of Supervisors is a Public Entity included within the scope of the Emergency Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the Lunenburg County Board of Supervisors hereby incorporates by reference and adopts the Continuity Procedures prescribed in the Emergency Ordinance, a copy of which is attached hereto; and

BE IT FURTHER RESOLVED that the Lunenburg County Board of Supervisors hereby authorizes and directs its officers and staff to take all steps reasonably necessary or appropriate to implement such Continuity Procedures and to develop any specific procedures as applicable and appropriate for the Lunenburg County Board of Supervisors and the Lunenburg County Planning Commission provided that such specific procedures are consistent with the terms and conditions of the Emergency Ordinance; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption and shall remain in effect during the pendency of the Emergency Ordinance including for any applicable period upon the re-adoption of the Emergency Ordinance by the Board of Supervisors.

ADOPTED by the	
	APPROVED
ATTEST:	
APPROVED AS TO FORM:	

# **Consent Agenda:**

- A) Minutes of the March 12, 2020 Meeting
- B) Warrants for Approval March 2020
- C) Treasurer's Reports February 2020

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



# Minutes of March 12, 2020 Meeting

The regularly scheduled meeting of the Lunenburg County Board of Supervisors was held on Thursday, March 12, 2020 at 6:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors Edward Pennington, T. Wayne Hoover, Alvester Edmonds, Mike Hankins, Charles R. Slayton, Robert Zava, County Administrator Tracy M. Gee, Deputy Administrator Nicole A. Clark, and County Attorney Frank Rennie. Supervisor Frank Bacon was absent.

Chairman Slayton called the meeting to order.

Supervisor Pennington provided the invocation and led the Pledge of Allegiance.

Chairman Slayton requested additions to the agenda from the Board and the public. Ms. Kimberly Lowe was added at 7C regarding the 75<sup>th</sup> District Virginia House of Delegates seat.

Supervisor Edmonds made motion, seconded by Supervisor Pennington and unanimously approved, to accept the Consent Agenda to include the Minutes of the February 13, 2020 meetings, the Treasurer's revised January 2020, February 2020 reports, and the following Warrants for Approval:

# Revised January 2020:

Payroll Direct Deposit:	\$	137,812.78
Payroll Taxes Federal:	\$	43,107.93
Payroll Taxes State:	\$	7,817.36
Payroll VRS payment:	\$	27,722.80
Payroll ICMA-RC payment:	\$	477.16
	Ś	5,711.91
Payroll Health Savings Deposits:	\$	216,470.00
Debt Service wire payments:	ć	883,759. <u>65</u>
Accounts Payable: #58656-58786	3	863,733.03

February 2020:

Total:

Total:

Payroll Direct Deposit:	\$ 133,326.73
Payroll Taxes Federal:	\$ 42,061.27
Payroll Taxes State:	\$ 7,672.57
Payroll VRS payment:	\$ 28,192.41
Payroll ICMA-RC payment:	\$ 529.22
Payroll Health Savings Deposits:	\$ 5,711.91
Accounts Payable: #58787-58908	\$ 327,842.75
Total:	\$ 545,336.86

Mr. Kevin Smith of VDOT presented the monthly maintenance report. He advised that there would be several upcoming road projects in the coming year. He noted that 1.1 miles on dirt road on Route 600 Varick Chapel would be paved. Mr. Smith added that the planned projects for Route 621, Dix Road and Route 622 Nutbush Road were included as well. Supervisor Edmonds commented that he would like to setup a meeting with VDOT representatives to discuss

\$ 1,322,879.59

some of the roads in the county and potentially add to the Six Year Secondary Plan. Administrator Gee advised that she would like for the Board to form a Transportation Committee. Supervisors Edmonds and Slayton volunteered.

Supervisor Hoover made a motion, seconded by Supervisor Hankins and unanimously approved, to establish and appoint Supervisors Edmonds and Slayton to the Transportation Committee.

School Superintendent Charles Berkley provided his monthly report. He noted that they have been working on a plan of action in the case of a Corona Virus (COVID-19) outbreak in the area. He advised that all schools will be closed on Friday, March 13<sup>th</sup>, for extensive cleaning/disinfecting and instructional staff will be making preparations in case of an emergency school closing or shutdown. Mr. Berkley stated that the School Board's last budget work session would be held on March 25<sup>th</sup>. They will provide the proposed budget to the Board of Supervisors by the end of March. Mr. Berkley commented that there were 49 days remaining in the school year and graduation was scheduled for May 30<sup>th</sup>. Supervisor Pennington stated that earlier in the day he saw a school bus be towed on Route 138. He asked Mr. Berkley for additional information. Mr. Berkley replied that he would need to check on the details. He advised that currently there are 41 buses in the fleet and 18 of the buses are over 15 years old. Supervisor Pennington questioned if they were continuing to replace older buses with new buses on a continuous cycle. Mr. Berkley replied no as they should be purchasing and replacing two buses per year. However, they need the funds to do so.

Assistant School Superintendent James Abernathy provided the monthly financial report. He advised that currently the expenses outweigh the revenue; however, enrollment has been increased by 71 additional students as well. This increase to enrollment will result in increased funds from the state, alleviating the difference. Mr. Abernathy advised that based on the audit performed by Robinson, Farmer, and Cox Associates the School Board has a carry-over of \$17,307 from FY2019. He requested the funds be transferred to the Text Book fund for use in the FY2020 budget to purchase high school level text books.

Supervisor Hankins made a motion, seconded by Supervisor Pennington and unanimously approved, to transfer carry-over funds of \$17,307 from FY2019 to FY2020 Text Book fund based on the audit performed by Robinson, Farmer, and Cox Associates.

Supervisor Hoover made a motion, seconded by Supervisor Edmonds and unanimously approved, to increase the FY2020 School Board budget by \$17,307 in carry-over funds, amending the total FY2020 budget to \$18,100,776.



Mr. Abernathy requested the use of Capital Improvement Funds for the purchase of a HVAC system at the middle school in the amount of \$12,495. Supervisor Hoover questioned the amount of Capital Improvement Funds already used during the fiscal year. Mr. Abernathy replied the only expense thus far had been for the replacement unit at the high school.

Supervisor Hoover made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the use of School Capital Improvement Funds for the purchase of a HVAC system at the middle school in the amount of \$12,495.

Administration Gee stated that she had received a request from Victoria Fire & Rescue Chief Rodney Newton to use Emergency Services Capital Improvement Funds in the amount of \$28,370.87 as match funds for an equipment grant to purchase self-contained breathing apparatus.

Supervisor Hoover made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the use of Victoria Fire & Rescue Capital Improvement Funds in the amount of \$28,370.87 as match funds for an equipment grant to purchase self-contained breathing apparatus.

Supervisor Hankins made a motion, seconded by Supervisor Edmonds and unanimously approved, to approve the below Abstract of Votes from the 2020 March Democratic Presidential Primary Election.

Cast in LUNENBURG COUNTY, VERGINIA at the 2020 March Democratic Presidential Primary Election held on tha President	noh 83, 2020 for,
President	
NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVE
Joseph R. Giden	61
Bernie Sanders	1
Michael R. Bloomberg	
Eszabeti Warren	
Army Klobucher	
Cory Booker	
Pete Buttigleg	
Andrew Yang	
Tom Steper	
Tulei Geobard	
Julián Castro	
Michael Bencot	and the second s
particular plants and the second and	
Devail Parks; Markenne Williamsoir We, the underwigned Electoral Soard, upon examination of the official to Court of the electors held on March 03, 2020, do feetely cardly that the	scords deposited with the Clienk of the Circuit above is a true and correct Abstract of Yoles
Michael Benort  Double Painto  Milliamens Williamson  We, the undersigned Electrial Board, upon enamination of the official re Court of the electron hold on March 03, 2020, do hereby certify that the a cast at said electron for the Phelident.	ecords deposited with the Clark of the Circuit the Claruit is a true and correct Abstract of Voles
Doual Patrick  Marianne Williamson  We, the undereigned Electrical Soard, upon examination of the official re Court of the electron hald on March 03, 2020, do hereby certify that the cast at each electron for the Phesident.	, 2020
Devail Patrick Mariamen Williamson We, the underwijned Electrical Soard, upon examination of the official to Court of the electron held on March 03, 2020, do hereby certify that the 4 cest at each electron for the Phesident.	
Devail Patrick Marianne Williamson We, the undersigned Electrical Soand, upon examination of the official re Court of the electron held on March 03, 2020, do hereby certify that the cast at said electron for the Phesident.	, 2020

The monthly Landfill Liaison report was provided. A citizen has reported a strong odor on several occasions. The odor arises when the contractor has to peel off the old cover down to the trash. This is a requirement to make sure that the final closure cap on the closed cell is the proper depth. County Attorney commented on the monthly non-county trash intake totals. He added that 1,000 tons per day has not been met yet. When the daily intake exceeds 1,000 tons, the fee per ton paid to the county will increase to \$2.00 per ton. Administrator Gee reported that a property owner in the Town of Kenbridge had recently complained about the fees charged for hauling large amounts of demolition debris to the landfill. She stated that the county is not able to waive or reduce fees charged for hauling debris to the landfill. However, she suggested that anyone with large amounts or unusual items contact the landfill, as they will make adjustments according to an agreement set up prior to disposal.

Ms. Kimberly Lowe introduced herself to the Board and stated that she would be running for the 75<sup>th</sup> District Virginia House of Delegates seat in two years. She is starting her campaign early so that she can be aware of the issues within the district and will be prepared if elected. She hopes to work closely with all localities within the district to help make improvements. She thanked the Board for their time and invited them to contact her with any concerns.

Mr. Sidney Smyth, Southside Virginia Community College Board Member for Lunenburg County, commented that SVCC's budget request had been submitted and he hoped the Board would continue to fund based on the formula using population, enrollment and true tax value. Mr. Smyth advised that he was very excited to introduce the new President of SVCC, Dr. Quentin R. Johnson. Dr. Johnson started the position a few months ago and has been enjoying the community of Southside Virginia. He shared the many new activities at SVCC, including an economic impact study and a comprehensive marketing audit. Dr. Johnson stated that the new student center at the Alberta Campus was recently completed, a state-of-the-art facility for students to study and learn. Dr. Johnson thanked the Board for their continue support over the years.

Administrator Gee began discussions of the FY2020-2021 budget. She advised that she had received requests from the county offices. She explained that the Circuit Court Judge's Office will require an additional \$1,500. She shared a memorandum from the Electoral Board and Registrar detailing factors that may impact their budget to include potential unfunded mandates. Administrator Gee shared a letter from the Commonwealth's Attorney stating that he has requested full funding from the state for the Assistant Prosecutor full-time position. However, if the state does not fully fund the position, he requests the County continue to provide supplement funds to support the position. Major DJ Penland, via letter, advised that the maintenance contract cost for the New Generation 911 system will be more costly than expected. Administrator Gee advised that health insurance costs would increase by about 4%, Virginia Retirement System employer retirement rate will increase by 2.1% and early forecasts for constitutional officers show a 2% bonus in December 2020 and 3% raise in 2021. Administrator Gee advised that increases for Piedmont Jail could be of concern due to the reduction in federal inmates to address the staffing shortage.

Administrator Gee shared a request from STEPS, Inc. to approve the certification for non-profit organizations receiving Virginia Housing Support Program (VHSP) funds. The certification names STEPS, Inc. to provide rapid rehousing, prevention and shelter services to the citizens of Lunenburg County.

Supervisor Hankins made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the certification for non-profit organizations receiving VHSP funds, naming STEPS, Inc. as the organization to provide rapid re-housing, prevention and shelter services to the citizens of Lunenburg County.

County Planner Glenn Millican was absent due to being ill, but he sent in his monthly report. Administrator Gee advised that the Community Impact Grant survey is complete and the information gathered will be compiled by the Berkley Group and sent out soon.

Administrator Gee provided her monthly report. She advised that the Virginia Department of Health (VDH) is providing daily updates on the novel coronavirus (COVID-19) pandemic that is spreading across the country. VDH has advised to limit exposure to others by practicing social distancing, and limiting access to the elderly and those with weakened immune systems. Administrator Gee advised that the VDH Piedmont District, which includes Lunenburg, has only one confirmed case at the present time, in Prince Edward County. That individual is a Longwood University student and is quarantined for fourteen days. Administrator Gee reminded the Board that Student Government Days would be in April. She encouraged the Board members to attend the internship day on Wednesday, April 8<sup>th</sup> at the Courthouse Complex. She reminded them that the Board meeting would be held at Central High School at 10:00 a.m. on Thursday, April 9<sup>th</sup>, unless there are changes due to the COVID-19 pandemic.

Administrator Gee advised that she received only one response to the RFP for grounds maintenance, which was from Garrett's Ground Maintenance in the amount of \$22,000. The proposal is a full-service contract to include weed and feed treatments, tree trimming, mulch, grass, trees, irrigation, shrubs, and more. She noted that the grounds are in desperate need of attention, especially since county has not employed a groundskeeper for several years. The current lawn budget is \$13,500, and there might be some funds from general Courthouse maintenance. However, Courthouse maintenance is difficult to budget due to unexpected repairs to roofs, heating and air systems, and some leaks that need

resolution. Administrator Gee requested acceptance of the proposal from Garrett's Lawn Maintenance. Supervisor Hoover questioned if it would be more cost effective to honor the \$250 per mow and perform the rest of the maintenance per task. He added that the proposal was \$8,700 above the budgeted amount. Administrator Gee advised that she discussed that with Mr. Garrett. After calculating the maintenance by job, the cost would be about the same or more. Supervisor Hankins stated that he had read the agreement and if Mr. Garrett is going to continue to keep up the grounds appropriately, he will support accepting the proposal. County Attorney Rennie suggested that the area to be maintained be listed in the contract. Administrator Gee noted that a map of the area was included in the scope of work. The area includes all the grounds at the Tax Building and the Courthouse Complex except for the bush hogging of the back field. Supervisor Hoover suggested that the funds budgeted be used for grass cutting and then add additional maintenance as needed, up to the budgeted amount. Administrator Gee noted that an RFP for each task would greatly increase the work load for the Administration Office. Supervisor Hoover suggested they table the grounds maintenance contract and follow up at a later date.

Administrator Gee provided an update on the Gary Road Convenience Site. She advised that four unmanned sites would be closed over a one to two week period once the Convenience Site was opened. She noted that she expects to see a large increase in trash at the Gigg Road and Potts Spring Road sites. She added that there is also concern from staff that these sites are overloaded with out-of-county trash. Administrator Gee stated that she did not yet recommend closing these two sites but if they are unmanageable, closing may need to be considered. She encouraged the Board and the public to spread the word that the county is looking for a location in the south-eastern portion of the county for a convenience site. The location would need to be about 1.5 acres with good sight line distances for entering and exiting the location.

Supervisor Hoover made a motion, seconded by Supervisor Zava and unanimously approved, to enter Closed Session citing Virginia Code Section §2.2-3711A3 Acquisition or Disposition of Public Property, §2.2-3711A7 Legal Consult and §2.2-3711A29 Proposed Award of Public Contract.

# 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 NO** 

VOTING YES
Supervisor Slayton
Supervisor Edmonds
Supervisor Hankins
Supervisor Hoover
Supervisor Pennington

Supervisor Zava

**ABSENT** 

Supervisor Bacon

Supervisor Zava made a motion, seconded by Supervisor Hoover and unanimously approved, to return to Open Session and certified as indicated.

Supervisor Edmonds made a motion, seconded by Supervisor Hankins and unanimously approved, to allow the Chairman to sign an agreement to sell 2.3 acres on Gary Road to Mr. Jerry Killen and advertise for public hearing to sell the property.

Supervisor Hankins made a motion, seconded by Supervisor Edmonds and unanimously approved, to participate with several counties in the rural solar coalition at a cost of \$5,000 to develop regulations and lobby at the General Assembly regarding solar facilities in rural areas.

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

Tracy M. Gee, Clerk
County Administrator

Charles R. Slayton, Chairman Board of Supervisors

## **BOARD OF SUPERVISORS**

Charles R. Slayton, CHAIRMAN Election District 4

Frank W. Bacon, VICE-CHAIRMAN Election District 3

T. Wayne Hoover Election District 1

Mike Hankins Election District 2

Edward Pennington Election District 5

Alvester L. Edmonds Election District 6

Robert G. Zava Election District 7



Lunenburg County Administration 11413 Courthouse Road Lunenburg, VA 23952

> Tracy M. Gee County Administrator

Telephone: (434) 696-2142 Facsimile: (434) 696-1798

March 31, 2020

Lunenburg County Board of Supervisors 11413 Courthouse Road Lunenburg, VA 23952

**Honorable County Supervisors:** 

The following warrants, including accounting for all voided checks are listed according to Code of Virginia § 15.2-1243 and § 15.2-1244 requiring your approval:

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\$ 41,342.06
\$ 7,475.39
\$ 27,788.69
\$ 517.54
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Total:

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Sincerely,

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Tracy M. Gee County Administrator

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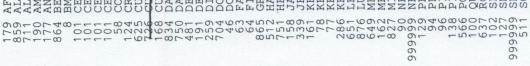




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