

**At a Regular Meeting of the
Sussex County Board of Supervisors
Held in the General District Courtroom on
Thursday, June 20, 2019 at 7 pm**

BOARD MEMBERS PRESENT

Keith C. Blowe
C. E. Fly, Sr.
Alfred G. Futrell
Susan B. Seward
John A. Stringfield
Rufus E. Tyler, Sr.

STAFF PRESENT:

Vandy V. Jones, III, County Administrator
Millard D. Stith, Independent Consultant
Wallace Brittle, County Attorney
Ellen G. Boone, Commissioner of the Revenue
Deste J. Cox, Treasurer
G. Reid Foster, Public Safety Coordinator
Ernest Giles, Sheriff
Melissa Hartless, Animal Control Officer
Kelly W. Moore, Director of Finance
Shilton R. Butts, Assistant to the County Administrator/
Deputy Clerk to the Board

1. Commencement

1.01 Call to Order/Determine Quorum

The June 20, 2019 meeting of the Sussex County Board of Supervisors was called to order by Chairman Seward.

1.02 The Invocation

The Invocation was offered by Supervisor Fly.

1.03 The Pledge of Allegiance

The Pledge of Allegiance was recited by all.

1.04 Agenda Amendments

County Administrator Jones requested to (1) add under Item 6. Action Items, as Item 6.07 Sussex Service Authority – Appropriation of \$25,000 for Repairs at Sussex Courthouse Complex Water Treatment Plant; (2) add as Item 6.08 Request from Supervisor Tyler, add Improvement

Association Approved Funding in FY20 Budget; (3) add as Item 6.09 Amendment to the County Ordinance – Wild and Exotic Animals.

Supervisor Fly requested to add under Item 9. Unfinished Business, as Item 9.02 Parks and Recreation Director.

1.05 Approval of Agenda

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the following amendments to the June 20, 2019 agenda inclusive of: (1) adding under Item 6. Action Items, as Item 6.07 Sussex Service Authority – Appropriation of \$25,000 for Repairs at Sussex Courthouse Complex Water Treatment Plant; (2) adding as Item 6.08 Request from Supervisor Tyler, add Improvement Association Allocation in the Approved FY20 Budget; (3) adding as Item 6.09 Amendment to the County Ordinance – Wild and Exotic Animals; and (4) adding under Item 9. Unfinished Business, as Item 9.02 Parks and Recreation Department.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

2. Approval of Consent Agenda

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approved the consent agenda inclusive of the following: (a) Minutes of the May 14, Special (Budget Work Session) meeting, May 16, 2019 Recessed meeting, May 16, 2019 Regular meeting and June 6, 2019 Personnel Committee meeting; and (b) Approval of Warrants and Vouchers.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield

Voting nay: none

Abstained: Supervisor Tyler

3. Recognition/Awards

Chairman Seward recognized that Delegate Roslyn Tyler, 75th District Virginia House of Delegates representative, was present at the meeting.

3.01 Recognition of Mr. Wallace W. Brittle, Esquire

County Administrator Jones stated that Mr. Wallace W. Brittle began serving as the County Attorney for Sussex County in January 2019. Shortly after, he was appointed to sit as the Judge for Virginia 6th Judicial District, Juvenile and Domestic Relations District Courts, beginning July 1, 2019. This meeting will be his last meeting serving as our county attorney.

The Board, County Administration and citizens would like express our gratitude for his service and congratulate Attorney Brittle on his new appointment.

4. Public Hearing

There was no Public Hearing.

5. Appointments

5.01 Appointment to Social Services Board

County Administrator Jones stated that Ms. Evelyn Giles', P.O. Box 475, Waverly, Virginia 23890, term on the Social Services Board is due to expire June 30, 2019. Staff contacted Ms. Giles. She is willing to continue to serve, if reappointed. If reappointed, Ms. Giles' term will expire June 30, 2023.

A copy of Ms. Giles' confirmation letter was included in the Board packet along with the Social Services Board Roster.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby reappoints Ms. Evelyn Giles, P.O. Box 475, Waverly, Virginia 23890, to the Social Services Board, with a term expiring June 30, 2023.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

5.02 Appointment to the Building Code Appeals

County Administrator Jones stated that the term of Mr. Keith Cox, 35360 Shingleton Road, Waverly, Virginia 23890, on the Building Code Appeals Board is due to expire June 30, 2019. Staff has contacted Mr. Cox. He is willing to continue to serve, if reappointed. If reappointed, Mr. Cox's term will expire June 30, 2022.

A copy of Mr. Cox's confirmation letter was included in the Board packet along with the Building Code Appeals Board roster.

Vice Chairman Blowe stated for the record, have staff to check with individuals that are appointed and/or reappointed to receive required training needed to serve in there capacity.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby reappoints Mr. Keith Cox's, 35360 Shingleton Road, Waverly, Virginia 23890, to the Building Code Appeals Board with a term expiring June 30, 2022.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

5.03 Appointment to District 19 Community Services Board of Directors

County Administrator Jones stated that the term of Dr. Phyllis Moore Tolliver will expire June 30, 2019. Staff has spoken with District 19 Community Services Board and was advised that Dr. Tolliver is not eligible for reappointment due to Dr. Tolliver serving the maximum allowance of two (2) consecutive terms.

As noted on the website, District 19 Community Services Board (D19 CSB) is a multi-jurisdictional, community-based organization with the mission to improve the quality and productivity of the lives of individuals who experience, or are at risk of experiencing, mental disabilities and/or substance abuse. D19 CSB is licensed by the Virginia Department of Behavioral Health and Developmental Services to provide mental health, intellectual disability, substance abuse and prevention services to the citizens of the cities of Colonial Heights, Emporia, Hopewell, and Petersburg, and the counties of Dinwiddie, Greensville, Prince George, Surry, and Sussex.

Integrated services are available for adults, children and families through a screening/assessment process. Services are provided directly by the staff of District 19 and through contracts with private providers in the community. Behavioral health services are provided to all residents of their catchment area regardless of race, color, sex, age, religion, disabilities or national origin.

Staff has spoken with Ms. Bertha Judge, Director of Social Services. Ms. Judge has expressed interest in serving on the District 19 Community Services Board as Sussex County's representative, if appointed. If appointed Ms. Judge's term will begin July 1, 2019 and expire June 30, 2022.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Ms. Bertha Judge, Sussex County Director of Social Services, to the District 19 Community Services Board of Directors, with a term expiring June 30, 2022.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6. Action Items

6.01 Evaluation

The Board of Supervisors Personnel Committee has held several discussions and meetings in regards to employee evaluations on an annual basis. After review of several evaluation forms, at its June 6, 2019 meeting, the Personnel Committee voted to recommend the adoption of the evaluation form currently used by Greensville County.

Copies of the Greensville County and updated form for Sussex County evaluations was included in the Board packet.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts the updated evaluation form to be implemented by County staff, effective July 1, 2019.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.02 Approval of Appropriation for Purchase of BB&T Bank

County Administrator Jones stated that at its April 24, 2019 Budget Work Session, the Board of Supervisors authorized the county administrator to enter into negotiation for the acquisition of the bank.

Conversations have been held. Contracts are in the process of being executed. Monies needed for the acquisition of the BB&T Bank is requested to be appropriated in the amount of \$140,000.

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the appropriation of \$140,000 for the acquisition of the BB&T Bank (Stony Creek VA Branch).

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.03 Approval of Animal Control Fee Adjustments

County Administrator Jones stated that the Animal Control Department is proposing to adjust fees for the adoption of canines and felines. The fee adjustments are in an effort to help offset the costs of medical expenses.

A breakdown of up-to-date prices for vaccines versus adoption rates are included.

General information is provided regarding costs to the owner if an animal is returned to the owner, per Code of Virginia 3.2-6545, as well as impoundment fee, veterinarian fee (if care is needed), daily board and fee charge and a breakdown of up-to-date prices for vaccines versus adoption rates are as follows:

Animal Control is proposing to raise the adoption fees for canines from eighty (\$80.00) dollars to one hundred (\$100.00) dollars and felines from fifty dollars (\$50.00) to sixty-five dollars (\$65.00) due to operating in the red with medical line #21600-1227-261-210.

Presently, we give canines vaccinations (i.e.; 5 in 1 Distemper, Bordetella, Stongid, or Panacur) after the holding period of five (5) days without a collar or ten (10) days with a collar. Being under advisement from Dr. Dale Cupp, we should be giving vaccinations upon impoundment in prevention of disease.

NOTE: In case of animal Returned to Owner; Code of Virginia 32-6546 paragraph C. - *During the time that an animal is confined pursuant to this subsection, the operator or custodian of the public animal shelter may vaccinate the animal to prevent the risk of communicable diseases, provided that (i) all vaccines are administered in accordance with a protocol approved by a licensed veterinarian and (ii) rabies vaccines are administered by a licensed veterinarian or licensed veterinary technician under the immediate direction and supervision of a licensed veterinarian in accordance with § 3.2-6521.*

If any animal confined pursuant to this section is claimed by its rightful owner, such owner may be charged with the actual expenses incurred in keeping the animal impounded. In addition to this and any other fees that might be levied, the locality may, after a public hearing, adopt an ordinance

to charge the owner of an animal a fee for impoundment and increased fees for subsequent impoundments of the same animal.)

Presently the adoption fee for canines include spay/neuter which is at no cost (using PETAS's Mobile Clinic) for the county and the rabies vaccination cost \$10.00, fuel, and officer's time for transportation.

The county's costs for injections are:

Canines

5 in 1 Distemper – \$150.00 for a package of 25 doses (order from Valley Vet)

Bordetella CAe - \$335.00 for a package of 50 doses (order from Revival Animal Health)

Stongid - \$35.00 for 946 ml bottle (order from Valley Vet)

Panacur - \$140.00 for 1000 ml bottle (order from Revival Animal Health)

Breakdown of canine shelter vaccination:

1. \$6.00 per 5 in 1 shot,
2. \$6.70 per Bordetella shot,
3. average 10 cc's Stongid is 40 cents and/or
4. average 10cc's Panacur for 3 days consecutive days is \$4.20.

Total cost of vaccinations per canine equals \$17.30; multiply by 232 canines, equals \$4,013.60 in vaccinations. The number 232 is used from year 2018.

During the 2018 year, thirty-eight (38) canines were adopted, intake of \$3,040.00 at \$80.00 each. Subtract the \$3040.00 from \$4013.600 (vaccine cost), totals \$973.60 in the red for medical line.

A total of \$3800.00 would be collected if the adoption fee was one hundred (\$100.00) dollars per canine. Minus the \$3800.00 from vaccine cost \$4013.60; would put the medical line \$213.60 in the red.

Felines

Nobivac Feline 1 HCPCh (Eclipse 4) (order from Valley Vet) – 89.99 per case of 25 doses

Breakdown of cost: \$3.60 per shot.

Presently the adoption fee for felines is \$10.00 plus a vetting fee of \$40.00, total of \$50.00. This includes spay/neuter (no charge to county), rabies vaccination cost \$10.00, fuel, and officer's time for transportation. The spay/neuter cost for feral felines cost \$60.00.

During the 2018 year, 16 cats were adopted, an intake of \$800.00 versus \$1,040.00 if the adoption fee was sixty-five (\$65.00) dollars per feline. This would provide a \$240.00 gain on intake minus the 89.99 (vaccine cost); creating a line item gain of \$150.01.

Conclusion: If you subtract the \$150.01 gain from feline vaccines from the loss of \$213.60 for canine shots, county shows loss of \$63.59 total for vaccinations.

During the 2018 year – 38 canines and 16 felines were adopted. Up to date for 2019 year – 24 canines and 9 felines have been adopted. Info added for comparison of adoptions.

Extra testing requested by adopter on canines or felines are at the adopter's expense.

The surrounding counties have fixed their adoption fees as follows:

Surry County – cat (if fixed upon intake) - \$25.00 adoption fee includes shots

Cat - \$85.00 adoption fee (includes spay/neuter and all shots)

Dog (if fixed upon intake) - \$25.00 adoption fee includes shots

Dog - \$125.00 adoption fee (includes spay/neuter and all shots)

Prince George County – cat - \$75.00 (includes spay/neuter and shots)

Dog - \$100.00 (includes spay/neuter and shots)

Hopewell – Dogs and cats - \$10.00 adoption fee (no medical or shots)

Dinwiddie County – Dogs – \$75.00 (includes spay/neuter and shots)

Cats – \$45.00 (includes spay/neuter and shots)

Colonial Heights – cats – Male – 50.00 (includes spay/neuter and shots)

Cats – Female – 70.00 (includes spay/neuter and shots)

Dogs – Male – 90.00 (includes spay/neuter and shots)

Dogs – Female – 100.00 (includes spay/neuter and shots)

Greensville County – \$25.00 for cats and dogs – no medical or shots

Southampton County – cats and dogs – FREE – no medical or shots

Isle of Wight County – Dogs & Puppies are \$90 and includes: Spay/Neuter, Vaccinations & Deworming (Rabies included), Heartworm Tests

– Cats & Kittens are \$75 and includes: Spay/Neuter, Vaccinations & Deworming (Rabies included)

**cat tested for FIV/FeLV your adoption fee will be \$9*

A copy of proposal of Raising Adoption Fees was included in the Board packet.

ON MOTION OF SUPERVISOR BLOWE seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves and adopts Animal Control Fee Adjustments as presented:

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.04 Approval of Appropriation for New Telephone System

County Administrator Jones stated that the County has experienced significant issues with its current phone system. The system drops calls during conversation. This problem is experienced across the entire County complex. Over the last two (2) years, numerous repairs have been made to the existing system. Administration has been advised that there is no “repair” remaining for the existing system. The system will have to be replaced. The new system will be Voice over Internet Protocol (VOIP) versus the existing copper line system. The County has received quotes for the new system. The best quote received is for \$8,635 from Verizon. It is anticipated that the system could be installed by the second week in July. However, this anticipated timeframe may be moved based on issues that has been discussed since meeting with Verizon. (It was noted that the new system/service would be with Verizon Wireless.)

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves and appropriates \$8,635 for the purchase of the new County Telephone System.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.05 Approval of Encumbrances

County Administrator Jones stated that at the end of the each fiscal year there are projects that have been appropriated but have not been completed. Further expenses are likely to incur through June 2019, therefore, these multiple-year projects are “carried over” or encumbered at the end of each fiscal year until completion. The remaining balances of these projects will be carried forward for FY20.

An informational “Summary of Ongoing Projects” to be encumbered at the close of FY19 was provided. Each project lists, the Total Project Funding, Total Project Expenditures (as of May 31, 2019) and Available Balance (as of May 31, 2019).

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves and appropriates the FYE19 Encumbrances.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.06 Personnel Policy Suggested Amendments

County Administrator Jones stated that the Board was provided recommendations for amendments to the County’s Personnel Policy from the Personnel Committee at the May 16, 2019 regular Board meeting.

The Board was requested to review the amendments and edits from the Personnel Committee, as well as the former County Attorney Mark Flynn changes, for adoption at the June 20, 2019 Board meeting.

Vice Chairman Blowe inquired and discussed Code of Ethics training for employees.

The Draft Personnel Policy with Mr. Flynn's changes was distributed to the Board previously under separate cover.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves amendments to the Sussex County Personnel Policy as recommended by the Sussex County Board of Supervisors Personnel Committee and former County Attorney Flynn; and

FURTHER RESOLVED that the updated Personnel Policy effective date is July 1, 2019.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.07 Sussex Service Authority Request for Appropriation for Repairs

County Administrator Jones stated that a request was received from Sussex Service Authority informing the Board and County Administration that repairs are being done at the Sussex Courthouse Complex Waste Water Treatment Plant. The cost of repairs will be in excess of \$50,000, with the steel repairs being \$26,000 alone. Fees in place are not sufficient to cover repairs for the current system.

Sussex Service Authority is requesting \$25,000 from the County as the County's share in the cost of the repairs. As noted in the letter from Sussex Service Authority, the repairs will include removal and replacement of various portions of the in-ground steel tank and repair of the existing lab building.

Mr. Frank Irving, Executive Director of the Sussex Service Authority, was present to answer any questions.

A copy of the letter to the County Administrator from the Sussex Service Authority was provided to the Board.

Vice Chairman Blowe made the motion, seconded by Supervisor Futrell, to appropriate the \$25,000 for the repair of the Sussex Courthouse Complex Waste Water Treatment Plant. It was noted that the repairs would not be finished prior to July 1. It was recommended to amend the motion to include encumbering the funds. The amendment was accepted and restated.

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby appropriates \$25,000 for the repair of the Sussex Courthouse Complex Waste Water Treatment Plant; and

FURTHER RESOLVED that the funds are to be encumbered.

Voting aye: Supervisors Blowe, Futrell, Seward, Stringfield, Tyler

Voting nay: Supervisor Fly

6.08 Improvement Association Allocation Approval for FY20 Budget

County Administrator Jones stated that item was requested by Supervisor Tyler.

Supervisor Tyler stated that it was the discussion of the Improvement Association Allocation. Supervisor Tyler gave his disclosure stating that he was an employee of the Improvement Association and receives a salary in excess of \$10,000 annually. He stated that the addresses of the Improvement Association are 1750 East Atlantic Street, Emporia, VA and 120 Coppahaunk Avenue, Waverly, Virginia. He stated that he is a member of three (3) or more employees of the Association. He stated that he has a personal interest in the Board of Supervisors' action taken regarding the funding of the Improvement Association. Supervisor Tyler stated that he feels he's able to act fairly and impartial in the best interest of the public in the funding of the Improvement Association which affects many children and families in Sussex County.

Supervisor Tyler stated that at the last meeting when the Board was voting on the allocation in the budget, the Board appropriated \$43,813 to close the gap and/or retain highly qualified Head Start teachers in Sussex County to ensure that all children, in kindergarten and thereafter, were ready to learn, move forward and do well. Supervisor Tyler stated that he was one of the individuals voting in the affirmative in support of the funding. He stated after the vote, he was reviewing the minutes, he called the county attorney for guidance regarding that—the vote. After a detailed discussion, Supervisor Tyler stated they both felt it might be in the best interest of the County that he would rescind his vote on the allocation for the Improvement Association. Supervisor Tyler stated that he was rescinding his vote for reconsideration. Supervisor Tyler stated that he wanted to report that and asked for confirmation from the county attorney that it was done correctly.

County Attorney Brittle reviewed the vote which was three (3) to three (3) with a tie breaker. County Attorney Brittle stated that with Supervisor Tyler being on the prevailing side, he and Supervisor Tyler had talked; he could make a motion to reconsider. County Attorney Brittle stated that Supervisor Tyler had been given counsel that he could vote on the budget. However, when the line item was pulled out, County Attorney Brittle stated that Supervisor Tyler felt that he should not have voted and that he should rescind his vote and abstain from voting.

County Attorney Brittle stated that Supervisor Tyler made a motion to reconsider. County Attorney Brittle stated that he would think that a vote/motion had to be taken on whether or not the motion can be reconsidered. If it's voted that it can be reconsidered, then a new vote will be taken at the current meeting.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby reconsiders the vote for the budget line item for the Improvement Association in the amount of \$43,813.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby appropriates \$43,813 to the Improvement Association for its teachers.

Voting aye: Supervisors Blowe, Stringfield

Voting nay: Supervisors Fly, Futrell, Seward

Abstained: Supervisor Tyler

Supervisor Futrell made a motion, seconded by Supervisor Fly to give the money to the public schools. Supervisor Fly made a substitute motion. Supervisor Futrell withdrew his motion.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby moves the \$43,813 to the Contingency Fund to allow time for discussions with the school.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward

Voting nay: Supervisor Stringfield

Abstained: Supervisor Tyler

6.09 Ordinance Amendment: Wild and Exotic Animals

County Attorney Brittle stated that some time ago the County was approached with the problem of wolves and wolf primates staying the County. County Attorney stated that in the County Code wolves are not allowed; however, wolf hybrids are still allowed. He stated that it his understanding by the Animal Control Office that wolves do not respond to the rabies vaccination. The rabies vaccine is not affective. Wolf hybrids also, possibly, does not respond to the vaccination. Efficacy is unproved and unknown at this time, which is enough to be concerned. Therefore, County Attorney Brittle stated that he was providing language.

County Attorney Brittle stated that in (Chapter 4 Animals, Article I. In General) Section 4.1 Definitions, wild and exotic animals mean any live monkey (non-human primate), raccoon, skunk, wolf, squirrel, fox, leopard, panther, tiger, lion, lynx or any non-native warm-blooded mammal. County Attorney Brittle is proposing that the County add after wolf, the language “any hybrid canine”.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves updating the Ordinance to add the language of “any hybrid canine” to Chapter 4 Animals, Article I. In General Section 4.1 Definitions, for the term “wild or exotic animal”.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

7. Reports of Departments

7.01 Treasurer’s Report – *included in Board packet – included in Board packet.*

7.02 Animal Services Report – *included in Board packet*

Chairman Seward stated that last year the Animal Shelter adopted 38 dogs & 16 cats for the whole year. Currently, 31 dogs and 11 cats have been adopted. Also, Animal Control had a perfect score from the State Veterinarian.

7.03 Public Safety Report – *included in Board packet*

7.04 Community Development Report – included in Board packet.

7.05 Environmental Inspections Monthly Report – included in Board packet

7.06 Sheriff's Department Report – included in Board packet

7.07 Housing Department Monthly Report – included in Board packet

7.08 Finance Department Report – included in Board packet

7.09 County Administrator's Report – included in Board packet

8. Citizens' Comments (8:00 p.m.)

There were comments heard from:

- Franklin Cox (Waverly District/Town Council) – Meals Taxes – against Meals Taxes; Encourage business; Town of Waverly meals taxes.
- Angela McPhaul (Mayor/Town of Waverly) – Public Safety SONA System – communications; Movie Night (Bumble Bee) on June 28, 2019 from 7:30 p.m. – 10:30 p.m. at Ruritan Field; donations to 4-H Camp.
- Darrell Boykins (Courthouse District) – Free Basketball Camp – June 25-27 at the Empowerment Temple; Certificates on June 29 for participation.
- Kevin Bracy (Courthouse District) – Verizon telephone system – sold to AT&T; rehabbing County buildings; employing people that live in County; builders' complaints; Improvement Association vote; voting on Housing items.
- Anne Joyner (Wakefield District) – Support Animal Shelter; animal adoption

9. Unfinished Business

9.01 Meals Tax Referendum

Staff stated that this item was requested to be placed on the agenda by Supervisor Fly.

Supervisor Fly discussed the process of the referendum and what happens when the referendum is approved, and approving of the meals tax. The main point brought about was, after the Referendum was voted on, if approved, it is mandatory to come back to the Board. The Board has to enact a tax.

It was stated that the County was operating on the Virginia State Code.

Mr. Wayne Jones, Wakefield Town Council member, stated that the Town of Wakefield meals and cigarettes taxes mostly effect people passing through Wakefield. Mr. Jones stated that the meals taxes has not hurt the Town of Wakefield. Upon inquiry, Mr. Jones gave an approximate of monies generated from meal taxes.

9.02 Park & Recreations Department

Supervisor Fly stated that he had discussed creating a Parks and Recreation Department unsuccessfully with previous Administrations to include the beginning term of the new Board prior to the current county administrator. He stated that the first step in developing a Parks and Recreation Department would be to hire a director of Parks and Recreation to have some coordination. He discussed reviewing the feasibility of moving forward with an organized Parks and Recreation Department in Sussex County.

There was discussion of some specific individuals for the position within the School Division. However, it was noted that the process for advertising should not be restricted to the School Division. It should be available to anyone in the public who wanted to apply for the position.

It was asked that the motion be reconsidered in regards to requesting information to be presented at the July 18, 2019 Board meeting. It was discussed that information should be presented at either the September or October 2019 regular Board meeting due to staff closing out on the budget and other end of year procedures. There was further discussion that was in agreement with allowing staff ample time to do due diligence in researching information to be presented to the Board.

There was also discussion that Administration has been tasked with and is currently in the process of completing two (2) departmental analysis that is due to the Board January 2020 with anticipation of the results being used for that upcoming budget. It was stated that he would requested that something similar for the information for the Parks and Recreation Director.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorize County Administration to research costs of a full time or part time Parks & Recreation Director for Sussex County compatible with surrounding localities; and

FURTHER RESOLVED that the information be presented to Board of Supervisors at the July 18, 2019 regular Board meeting.

Voting aye: Supervisors Fly, Futrell, Seward

Voting nay: Supervisors Blowe, Stringfield, Tyler

There was a tie vote; however, Mr. Steve White, the Board of Supervisors Tie Breaker, was not present at the meeting.

Supervisor Tyler put forth a new/substitute motion to bring information back in January 2020; however, after clarification in the absence of the Tie Breaker, of whether the motion failed and a substitute motion or new motion could be made, it was determined by the county attorney that information is to be forwarded to Mr. White. Mr. White will be asked for his vote at the July 18, 2019 regular Board meeting. Supervisor Tyler withdrew his motion.

There was discussion of the County historically not hold an August meeting and information would be presented in September if so voted. There was also clarification that the Deputy County Administrator (Independent Consultant) calling to verify whether the surrounding localities had a Parks and Recreation Department, if so, what was the salary for this position—be it full time or part time.

10. New Business

10.01 Housing Choice Voucher (HCV) Program

Staff stated that this item was requested to be placed on the agenda by Supervisor Fly.

Supervisor Fly stated that this item was placed back on the agenda because there was a misunderstanding among some of the Board members. He stated that the Section 8 Housing Program is a federal program, federally funded. Supervisor Fly stated that he and other Board members were not trying to do away with the Housing program. It cannot be done. The County doesn't have the authority.

Supervisor Fly stated that two (2) things were trying to be accomplished. The State would take over functions of the Housing programs and employ the Housing workers. Employees would be disbursed through the State—Petersburg and Franklin. Citizens would not miss any services. Restructuring the housing program was to save taxpayers' money. He stated that they were trying to accomplish the County citizens to stop paying for other participating localities—Brunswick, Emporia, Greenville, and Surry.

11. Board Member Comments

11.01 Blackwater District – none

11.02 Courthouse District – none

11.03 Henry District – Governor passed proclamation; Designated August 28th Early Childhood Day in Sussex County, Surry, Brunswick, Greenville, and Franklin.

11.04 Stony Creek District – Former Stony Creek Town Council Member Percy Owen buried earlier during the week; Brief of moment of silence for Mr. Owens; Sunday, June.23, 10-6 at Stony Creek Park – Unity in Community Event.

11.05 Wakefield District – none

11.06 Waverly District – Swimming Pool; statement about kids in Waverly taken out context; helps everyone in County when needed.

12. Closed Session

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for (1) personnel matters, discussion, consideration, or interview 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, applicable Va. Code Section 2.2-3711(A)1, Personnel; and (2) 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, applicable Va. Code Section §2.2- 3711(A)7

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

12.02/3 Reconvene to Open Session/Certification

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby reconvened to Open Session.

WHEREAS, the Sussex County Board of Supervisors hereby approves adoption of resolution for certification, to-wit:

WHEREAS, that the Sussex County Board of Supervisors convened a Closed Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia, 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 of Supervisors 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.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

12.04 Action Resulting from Closed Session

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the county administration to move forward with making a counter offer with Hefty and Wiley; and Mark Flynn are to be retained as the County Attorneys

FURTHER RESOLVED that not exceed \$90,000.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

ON MOTION OF SUPERVISOR BLOWE, and seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves a three percent (3%) pay increase to the county administrator and deputy county administrator (independent consultant), effective July 1, 2019.

Voting aye: Supervisors Blowe, Fly, Seward, Stringfield, Tyler

Voting nay: Supervisor Futrell

13. Adjournment

13.01 Adjournment

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the June 20, 2019 meeting of the Sussex County Board of Supervisors hereby adjourned at 10:57 p.m.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

13.02 Next Meeting

The next regular Board of Supervisors meeting will be held on Thursday, July 19, 2019 at 7 p.m. in the Sussex Judicial Center - General District Courtroom, 15098 Courthouse Road, Sussex, VA 23884.