

**At a Regular Meeting of the Sussex County Board of Supervisors  
Held in the General District Courtroom on  
Thursday, January 19, 2017 at 7 pm**

**BOARD MEMBERS PRESENT**

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

**STAFF PRESENT:**

Vandy V. Jones, III, Interim County Administrator  
Mark Flynn, County Attorney  
Shilton R. Butts, Assistant to the County Administrator/Deputy Clerk to the Board  
Ellen G. Boone, Commissioner of the Revenue  
Deste J. Cox, Deputy Treasurer  
Brenda H. Drew, Housing Coordinator  
Andre M. Greene, Director of Community Development  
Kelly W. Moore, Accounts Payable Clerk  
Patrick Plourde, Director of Social Services  
Lyndia P. Ramsey, Commonwealth's Attorney  
Lorenzo D. Turner, Assistant to the Director of Community Development  
Matthew Venable, Director of Environmental Inspections  
Eddie T. Vick, Public Safety Coordinator  
Monica J. Whitney, Permit Technician

**1. Commencement**

**1.01 Call to Order/Determine Quorum**

The January 19, 2017 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 Blowe.

**1.03 The Pledge of Allegiance**

The Pledge of Allegiance was recited by all.

**1.04 Agenda Amendments**

The following amendments were requested: under Item 6. Action Items, add as item 6.07 Resolution to Oppose House Bill 2108; move item 6.06 Memorial Proclamation for the Late Bruce Spencer to Item 3. Recognition/Awards as item 3.03; remove item 6.03 Communications System (update through memo); under Item 3. Recognition/Awards, add as item 3.04 Introduction of new Director of Social Services.

### 1.05 Approval of Regular Agenda

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the January 19, 2017 regular agenda, inclusive of adding under Item 6. Action Items as Item 6.07 Resolution to Oppose House Bill 2108; moving Item 6.06 Memorial Proclamation for the Late Bruce Spencer to Item 3. Recognition/Awards as Item 3.03; removing Item 6.03 Communications System; under Item 3. Recognition/Awards, adding as Item 3.04 Introduction of new Director of Social Services.

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

Voting nay: none

## **2. Approval of Consent Agenda**

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the consent agenda inclusive of the following: (a) Minutes of December 15, 2016 special and regular meetings; (b) Approval of Warrants and Vouchers; and (c) Accept and Appropriate Funds for Sheriff's Office - \$1,726.65.

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

Voting nay: none

## **3. Recognitions/Awards**

### 3.01 and 3.02 Resolutions Honoring Ms. Deborah A. Davis and Ms. Chequila H. Fields, respectively

Interim County Administrator Jones stated the resolutions were included in the Board packet recognizing the former County Administrator, Ms. Deborah A. Davis and the former Director of Social Services, Ms. Chequila H. Fields for their services to Sussex County.

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts resolutions recognizing the former County Administrator, Ms. Deborah A. Davis and the former Director of Social Services, Ms. Chequila D. Fields for their services to Sussex County.

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

Voting nay: none

Absent during vote: Supervisor Futrell

### 3.03 Memorial Proclamation for the Late Bruce Spencer

Chairman Seward stated that she will provide information for the proclamation for the late Bruce Spencer to be included in the February 16, 2017 agenda.

### 3.04 Introduction of the New Director of Social Services

The former Director of Social Services, Ms. Chequila H. Fields, retired on December 31, 2016, Interim County Administrator Jones introduced and welcomed new Director of Social Services, Mr. Patrick Plourde.

Mr. Plourde thanked everyone and is appreciative of the opportunity. He looks forward to working with the Board of Supervisors, Sussex County staff and the community. Mr. Plourde stated that he has worked for Virginia Department of Social Services for over 15 years in various capacities.

## **4. Public Hearing**

Chairman Seward entered into Public Hearing to discuss resolution authorizing preparation and filing of a joint application by the Town of Waverly and Sussex County for urgent need open submission grant funds through the Virginia Small Cities Community Development Block Grant Program.

### 4.01 Resolution Authorizing the Preparation and Submittal of a Joint Application by the Town of Waverly and the County of Sussex for Urgent Need Open Submission Grant Funds through the Virginia Small Cities Community Development Block Grant Program

Interim County Administrator Jones reported that a tornado struck the Town of Waverly and the County of Sussex on February 24, 2016. Homes and businesses were damaged or totally destroyed by the tornado event. The Town and the County of Sussex wish to jointly apply for funds from the Urgent Needs Open Submission Grant under the Virginia Small Cities Community Development Block Grant to address the damages caused by the tornado.

The joint application will be submitted requesting a total of \$1,397,044 of which \$697,217 will be used to address damages to structures in the County. While there is no local match required, the County has expended approximately in \$30,000 in clean-up activities in the aftermath of the Tornado. These incurred expenses will be used as leverage in the grant application. Also, it is anticipated that the County will spend approximately \$2,000 in administrative costs (i.e. advertising notices of public hearings and meetings) associated with submittal of the grant application and will grant approximately \$2,700 in building permit waivers which will also serve as leverage.

Mr. Michael Dobson, Community Planning Partners (CPP), stated that CPP was brought in, with the County's consent, to move forward with a joint application with the Town of Waverly to apply for funds. The Town of Waverly adopted its resolution Tuesday, January 17, 2017 to submit a joint application. He is now requesting that the Board of Supervisors

adopt resolution to submit joint application. (A copy of the resolution is included in the Board packet.)

Mr. Dobson stated that the United Methodist Committee on Relief (UMCOR) has inspected approximately 45 homes and the rehabilitation needs have been documented. The maximum amount of funding that can be received is \$700,000.00. A budget has been prepared to show how and where funding will be spent. If the State approves the joint application, hopefully in 60 – 90 days after submission, CPP would then come back to localities to accept the award. Mr. Dobson stated that Board of Supervisors would be responsible either jointly or separately with the Town of Waverly to appoint a Housing Review Board which would consist of Board members and members of the public. Applications will then be taken. Each home that wishes to participate that was on the original list of 45 homes would then apply with a full application to the Housing Review Board. The Housing Review Board will then vote on each application. Mr. Dobson stated that it will probably be approximately 17 rehabs and two (2) to three (3) rehabs that classify as substantial reconstructions. Mr. Dobson advised the Board that even though it will not affect the County, he wanted to note that because the Town of Waverly is in national and state historic district, that will be a consideration for properties that are in the Town. Those properties will have to be reviewed by DHR to ensure historic structures aren't damaged or affected in a negative way.

Mr. Dobson advised that applications are still being accepted. Applications can be picked up at the Housing Office in Waverly. Once the application is completed, it can also be returned to staff at Waverly Housing Office. He advised that money has been set aside for demolition which is mainly for the Town. There are no infrastructure improvements in the County. Mr. Dobson reviewed some of the derivation of costs in chart provided in the Board packet.

Public comments were heard from Jerald Johnson (Waverly District), Sussex County Young Men's Athletic Club (SCYMAC).

Board Members comments were heard from Supervisors Blowe, Fly, Futrell, and Seward.

Mr. Dobson advised that some facade money will be available for businesses located in the Town of Waverly. This will allow the businesses on Main Street to apply for facade improvements which includes roof replacement.

#### 4.02 Return to Open Session

Chairman Seward closed the Public Hearing and returned to Open Session.

#### 4.03 Action on Public Hearing Items

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts the resolution authorizing the preparation and filing of a joint application by the Town of

Waverly and the County of Sussex for Urgent Need Open Submission Grant Funds through the Virginia Small Cities Community Development Block Grant Program, to-wit:

**WHEREAS**, the Town of Waverly and County of Sussex were severely impacted by a tornado that hit the community on February 24, 2016; and

**WHEREAS**, Governor Terry R. McAuliffe declared a state of emergency in response to the severe weather to direct all possible resources towards responding to the event; and

**WHEREAS**, Governor Terry R. McAuliffe has requested President Obama for a federal disaster declaration to assist Virginia's response; and

**WHEREAS**, the Town of Waverly and County of Sussex wish to jointly apply for an Urgent Needs Open Submission Grant under the Virginia Small Cities Community Development Block Grant program to address the severe housing damages caused by the tornadoes; and

**WHEREAS**, Town of Waverly and County of Sussex are unable to finance the improvement program solely using local resources and is therefore seeking relief from federal and state resources but are still confronted with a shortfall in funding; and

**WHEREAS**, the joint application for \$1,397,044 submitted by the two jurisdictions will assist in alleviating the existing conditions which are currently posing a serious and immediate threat to the health, safety and welfare of the local residents; and

**WHEREAS**, County of Sussex properly advertised and conducted public hearings on December 13, 2016 and January 19, 2017 which addressed the CDBG program and the proposed CDBG project application, thereby meeting citizen participation requirements.

**NOW, THEREFORE BE IT RESOLVED** by Sussex County Board of Supervisors that: the County Administrator, the County's chief administrative official, is hereby authorized to execute and file all appropriate documents for Waverly Tornado Recovery UNOS Grant under the 2017 Virginia Community Development Block Grant Urgent Needs Open Submission application totaling \$1,397,044 in grant funds, with \$697,217 in funds applied for by the County, and to provide such additional information as may be required by the Virginia Department of Housing and Community Development. Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler  
Voting nay: none

## **5. Appointments**

### 5.01 Appointment to Virginia's Gateway Region Board of Directors

Interim County Administrator Jones stated that the terms of Supervisor Alfred G. Futrell, 524 Moore Street, Waverly, VA 23890 and Mr. Rex Davis, 612 Brentmoore Drive, Glen Allen, VA 23859 will expire February 29, 2017 on the Virginia's Gateway Region Board

of Directors. Staff has contacted Supervisor Futrell and Mr. Rex Davis. Both are willing to serve, if reappointed.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby reappoints Supervisor Alfred G. Futrell, 524 Moore Street, Waverly, VA 23890 and Mr. Rex Davis, 612 Brentmoore Drive, Glen Allen, VA 23859 to Virginia's Gateway Region Board of Directors with terms commencing March 1, 2017 and expiring February 28, 2018.

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

Voting nay: none

#### 5.02 Appointment to Sussex Service Authority Board of Directors

Interim County Administrator Jones stated this item was tabled from the December 15, 2016 regular Board of Supervisors meeting. The At-Large position on the Sussex Service Authority Board of Directors needs to be filled. The position has a term ending December 31, 2019.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby nominates Ms. Valarie P. Ricks to be appointed for the At-Large position on the Sussex Service Authority Board of Directors with a term ending December 31, 2019.

There was discussion that the At-Large Alternate position needed to be filled. Supervisor Futrell amended the motion to include the nomination of Mr. Franklin Cox for the At-Large Alternate position. However, it was noted that this position was not on the agenda at this time. Mr. Futrell offered his original motion.

County Attorney Flynn explained that there was no conflict with Ms. Valarie P. Ricks being a county employee and serving on the Sussex Service Authority Board of Directors.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby nominates Ms. Valarie P. Ricks to be appointed for the At-Large position on the Sussex Service Authority Board of Directors with a term ending December 31, 2019.

Voting aye: Supervisors Blowe, Futrell, Tyler

Voting nay: Supervisors Fly, Seward

Abstained: Supervisor Stringfield

Motion was tied initially; however, Supervisor Stringfield amended his vote to abstain.

## **6. Action Items**

### 6.01 Blackwater Regional Library

Ms. Jenny Bailey, Director of the Blackwater Regional Library, reported that even though hours were cut at the Wakefield location, there were a few hours over that the library

doesn't have funding to pay. The Blackwater Regional Library is requesting an extra \$865.45 to cover the hours that there is no funding to pay for the next five (5) months-until June 30, 2017.

A copy of the letter with further detail of schedules and location hours from Jenny Bailey, Director of Blackwater Regional Library, was included in the Board packet.

There was further discussion of volunteers and staff workers, safety, change of federal laws and hours.

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex Board of Supervisors hereby tables the Blackwater Regional Library request until the February 16, 2017 Board of Supervisors meeting.

Voting aye: Supervisors Futrell, Seward, Stringfield, Tyler

Voting nay: Supervisors Blowe, Fly

#### 6.02 Town of Stony Creek Park

Interim County Administrator Jones stated that in the past Sussex County offered to transfer Stony Creek Park to the Town of Stony Creek at no cost. The Town did not accept the park at that time. At the November 17, 2016 meeting, Stony Creek Town Council Member informed the Board that the Town of Stony Creek was now willing to accept the Park. Mayor Jackson and Town Council Member Sylvia Jackson met with Interim County Administrator Jones.

The Town of Stony Creek is submitting a letter offering \$5,000.00 to purchase the Stony Creek Park, tax map number 61A1-A-66.

Pearson's Appraisal, the County Assessors, has put a value of \$50,000.00 on the Stony Creek Park.

Interim County Administrator advised that Mayor Jackson and Town Council Member Sylvia Jackson were present if there were any questions.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby accepts the offer of \$5,000.00 from the Town of Stony Creek for the purchase of Stony Creek Park, tax map number 61A1-A-66; and

FURTHER RESOLVED that the purchase agreement includes restricted use.

Mayor Jackson spoke on behalf of the Town of Stony Creek's purchase of the Park. He advised of the Town's intention to have a fire department, rescue squad and place for the Sheriff's Department. They also have a proposal to purchase recreational equipment in ten (10) years.

It was also noted that the Sussex Service Authority has an easement on the property that will need to be considered.

Supervisor Tyler offered a substitute motion.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes County Administration to work with the County Attorney to draft a deed with restrictions to present to the Board for consideration.

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

Voting nay: Supervisor Fly

6.03 Communications System – removed from the agenda.

6.04 Draft of Amendments to Board of Supervisors Bylaws

6.05 Draft of Remote Participation Policy for Sussex County Board of Supervisors

Chairman Seward advised that the draft of amendments to the Board of Supervisors Bylaws and the draft of the Remote Participation Policy for Sussex County Board of Supervisors will done together.

County Attorney Flynn referred to amendments suggested at the Board of Supervisors' Special Organization Meeting held on Thursday, January 5, 2017, offered by Supervisor Blowe. Supervisor Blowe recommended the following amendments under Section 2 Meeting, subsection 2-1: (1) amend regular meetings end time from 12:00 midnight to 10:00 p.m.; (2) amend public hearing shall be advertised for 6:30 p.m. instead of 7:00 p.m.; and, Closed Meetings will be held at 5:30 p.m. on regular scheduled meeting days.

County Attorney Flynn recommended that all meetings start at 6:00 p.m. with an end time of 10:00 p.m. This recommendation would affect subsection 2-1-E. It will eliminate subsection 2-1-F regarding public hearing advertisement. In Subsection 2-1-H, the second sentence "Closed Meetings will be held upon completion of other formal agenda items unless reasons beyond the Board's control" would be deleted.

County Attorney Flynn stated that in Subsection 2-1-B, Virginia Open Meeting Law should be changed to Virginia Freedom of Information Act.

County Attorney Flynn also reviewed the Remote Participation Policy. This allows a Board member to phone-in if a personal matter arise. Remote participation in meeting of Board by electronic means is allowed per Virginia Code Section 2.2-3708.1. The requirements are limited to two (2) meetings or twenty-five percent (25%) of the meeting during year. Notification has to be given to the Clerk the day before the meeting; however, depending on the situation, notification may be given the day of the meeting. The person participating by phone has to be able to be heard by everyone in the room. The person participating has to also be able to hear everyone in the room. For this to be able to be done by the Virginia Freedom of Information Act, the Remote Participation Policy has to be in place.



County Attorney Flynn recommended that under Item 4 Public Hearing on the agenda, items 4.01 Enter Public Hearing and 4.03 Return to Open Session should be removed from the agenda.

A copy of the draft Remote Participation Policy 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 the amendments to the Board of Supervisors Bylaws to include (1) under subsection 2-1-E, change meeting start time from 7:00 p.m. to 6:00 p.m. with an end time of 10:00 p.m., (2) delete subsection 2-1-F regarding public hearing advertisement, (3) under Subsection 2-1-H, delete the second sentence “Closed Meetings will be held upon completion of other formal agenda items unless reasons beyond the Board’s control”, (4) under 2-1-B, change Virginia Open Meeting Law to Virginia Freedom of Information Act, (5) under the Item 4, Public Hearing, delete Enter into Public Hearing and Return to Open Session; and (6) adopt the Remote Participation Policy.

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

Voting nay: Supervisor Fly

#### 6.06 Memorial Proclamation for the Late Bruce Spencer

Moved to #3 Recognition/Awards as Item 3.03.

#### 6.07 Resolution Opposing House Bill 2108

Interim County Administrator Jones stated that the resolution is regarding House Bill 2108, the Virginia Broadband Deployment Act. The resolution is in opposition of the House Bill.

County Attorney Flynn discussed areas of House Bill 2108 that would affect Sussex such as being unable to use General Funds

A copy of the resolution was included in the Board packet.

ON MOTION OF SUPERVISOR BLOWE, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts resolution in opposition of House Bill 2108, to-wit:

WHEREAS, broadband access and reliability are essential to citizens, businesses, and non- profits in Sussex County; and

WHEREAS, citizens, businesses, and non-profits desire faster and more reliable broadband speeds; and

WHEREAS, areas of Sussex County lack broadband access; and

WHEREAS, we seek to maximize County policy and funding options to improve

broadband access and reliability; and

WHEREAS, Sussex County seeks to protect the proprietary information of local businesses;

NOW BE IT THEREFORE RESOLVED, we the Sussex County Board of Supervisors do hereby formally **oppose** House Bill 2108, the Virginia Broadband Deployment Act. Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler  
Voting nay: none

## **7. Reports of Departments/Agencies**

### 7.01 Atlantic Waste Disposal Update, Jason Williams, Senior District Manager

Mr. Jason Williams, Senior District Manager of Atlantic Waste Disposal, provided a brief report of Atlantic Waste. Mr. Williams stated that he believes Atlantic Waste has made progress on eliminating the odor although there is still work to be done in this area. He believes the odor is coming from Phase IV capping project.

Mr. Williams stated that Atlantic Waste is working their engineers. They will install synthetic caps in the Phase IV area. They've already begun the project. Atlantic Waste met with Department of Environmental Quality to review their plan. In addition, gas wells are being installed to help enhance the collection.

Phase III capping project design which is approximately 34 acres is anticipated to start mid 2017.

The Waste Water Treatment Plant is still expected to be completed in the second quarter of 2017.

Mr. Williams stated that with the convenience centers, Atlantic Waste is having some issues receiving power equipment to be installed.

Mr. Williams stated that the unveiling of the helicopter pad was held on January 12, 2017. Virginia State Police Medflight I landed on the pad. An Awareness Training was done with the Virginia State Police Medflight I and other local responders. Mr. Williams expressed his appreciation to Mr. Eddie T. Vick, Public Safety Coordinator, for organizing the event.

Mr. Williams introduced Mr. Joe Cox, Site Engineer for Atlantic Waste. Mr. Cox will be sharing some of the duties pertaining to the Board. Mr. Cox has over twenty (20) years of engineering experience. He previously lived in Sussex County for eighteen (18) years.

### 7.02 FY16 Annual Presentation, Aaron Hawkins of Robinson, Farmer, Cox Associates

Mr. Aaron Hawkins of Robinson, Farmer, Cox Associates provided the FY16 annual report. Mr. Hawkins stated that the County had a non-modified report-free of any mistakes.

Mr. Hawkins reviewed the general fund balance, financial statements-Schedules I and II, and tax collections. He also reviewed Uniform Guidance.

Robinson, Farmer, Cox Associates sent a management letter noting items to be reviewed. One of the items was year-end closing of the accounting software. Mr. Hawkins stated that this year, a hard close was done before any accruals were posted. He also recommended developing a credit card policy.

A copy of the Annual Financial Report for the Fiscal Year Ended June 30, 2016 was provided to Board members.

7.03 Finance Department Report– *included in Board packet*

Interim County Administrator Jones noted that the Proposed FY18 Budget Calendar is included. With this calendar, it is Interim County Administrator Jones' intention to go through a process to have the Board to adopt the budget in May.

7.04 Animal Services/Public Safety Report – *included in Board packet*

7.05 Treasurer's Report – *included in Board packet*

7.06 Community Development Report – *included in Board packet*

7.07 Departmental of Environmental Inspections– *included in Board packet*

7.08 Virginia Department of Transportation (VDOT), Jerry Kee

Mr. Jerry Kee, Virginia Department of Transportation (VDOT), was present. He answered Board members questions regarding tree overhanging on property. Mr. Kee is to give property owner a call. Mr. Jerry Kee discussed "Children at Play" sign. Mr. Kee stated that VDOT started a new policy two (2) years ago. The County will have to complete an application to be approved by VDOT. The County will also have to purchase sign and install it. VDOT no longer installs the sign. Mr. Kee will send a copy of policy.

He also reported that the traffic study has been done in Stony Creek. He is waiting to receive report.

Supervisor Seward thanked VDOT for the prompt clearing of the highways/roads.

**8. Citizens' Comments (9:03 pm)**

Comments were heard from:

- Otto Wachsmann (Stony Creek District) – Board meeting/time change; Stony Creek Park
- Sylvia Jackson (Stony Creek District/Town Council) – Stony Creek Park

- Chester Carter (Stony Creek District) – Board meeting/time change; Stony Creek Park
- Jessica Moore (President, Wakefield Library-Troxler Branch) – Wakefield and Waverly Libraries’ hours
- Bill Collins (Courthouse District) – Blackwater Regional Library; public library and education

**9. Unfinished Business – none**

**10. New Business – none**

**11. Board Member Comments**

11.01 Blackwater District – Meeting time; Libraries (Wakefield/Waverly); Stony Creek Park

11.02 Courthouse District – none

11.03 Henry District – none

11.04 Stony Creek District – Thanked Mr. Collins on comments on libraries. Lack of library in Stony Creek District.

11.05 Wakefield District – Modular Units timeframe for moving; library - unaware of library harassment problems; thanked Mr. Collins and Ms. Jessica Moore for comments on libraries.

11.06 Waverly District – Sussex VDOT/clearing roads; Libraries (Wakefield/Waverly)

**12. Closed Session**

12.01 Convene into Closed Session

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR BLOWE and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for (1) personnel matters, for discussion of consideration of prospective candidates for employment, pursuant to Code Section 2.2-3711(A)1 regarding Building Official and interim Deputy County Administrator; (2) discussion of sale of real estate where in an open meeting would adversely affect negotiations, pursuant to Code Section 2.2-3711(A)3, regarding Town of Stony Creek; and, (3) consultation of legal counsel for a specific legal matter, pursuant to Code Section 2.2-3711(A)7, regarding Atlantic Waste  
 Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler  
 Voting nay: none

12.02 Reconvene to Open Session

ON MOTION OF SUPERVISOR FUTRELL seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby returns to Open Session.

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

Voting nay: none

### 12.03 Certification

By roll call 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 2.2-3712 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

No action taken on Closed Session items.

## **13. Recess/Adjournment**

### 13.01 Adjournment

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR TYLER and carried: RESOLVED that the January 19, 2017 meeting of the Sussex County Board of Supervisors is hereby adjourned at 10:31 p.m.

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

Voting nay: none

### 13.02 Next Meeting

The next Board of Supervisors meeting will be Thursday, February 16, 2017 at 6 p.m. in the General District Courtroom.