

**At a Special Meeting of the Sussex County Board of Supervisors
Held in the General District Courtroom, Sussex Judicial Center
15098 Courthouse Road, Sussex Judicial Center**

February 7, 2012

7:00 p.m.

MINUTES

Present:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
John A. Stringfield
Rufus E. Tyler, Sr.
Raymond L. Warren

Absent:

Others Present:

Thomas E. Harris, County Administrator
George E. Morrison, III, Deputy County Administrator/Dir. of Economic Development
Raymond R. Bell, Sheriff
Deborah A. Davis, Assistant to County Administrator

Item 1. 7:00 p.m. Call To Order/Determine Quorum

The February 7, 2012 Special Meeting of the Sussex County Board of Supervisors was called to order by Chairman Tyler; the Invocation was offered by Supervisor Stringfield; the Pledge of Allegiance was recited by all.

Item 2. Approval of Agenda

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the February 7, 2012 special meeting agenda of the Sussex County Board of Supervisors is hereby approved as presented.

Voting aye: Supervisors Caple, Futrell, Stringfield, Tyler, Warren

Voting nay: none

Absent during vote: Supervisor Fly

Item 3. Closed Meeting

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session to discuss matters exempt from the open meeting requirements of the Virginia Freedom of Information Act. The purpose of the Closed Meeting is to discuss the subject matters identified as: (1) Legal Matters, obtain consultation with legal counsel as to actual or probable litigation; and (2) Personnel Matters, discussion of interview of

applicants, assignments, appointment, promotion, performance, salaries, discipline or resignation of specific officers, appointees or employees, Applicable Sections 2.2-3711(A)(7) and 2.2-3711(A)(1), Code of Virginia 1951, as amended.

Voting aye: Supervisors Caple, Futrell, Stringfield, Tyler, Warren

Voting nay: none

Absent during vote: Supervisor Fly

Item 4. Return To Open Meeting

Recommendation: To move to return to Open Meeting.

ITEM 5. Certification From Closed Meeting

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors shall hereby return to Open Meeting; and

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

WHEREAS, Section 2.2-3711 of the Code of Virginia was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the County of Sussex Board of Supervisors hereby certifies that to the best of each member's knowledge (1)only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the Closed Meeting to which this certification applies; and (2) only such public business matters, as were identified in the motion by which the Closed Meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Tyler, Warren

Voting nay: none

Item 5. Motions From Closed Meeting

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the hiring of Michael Drewry, Attorney At Law, on a temporary basis, for the case discussed in the Closed Meeting.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Tyler, Warren

Voting nay: none

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby agrees that any

Board member may attend and vote at meetings conducted as the interview process for the County Attorney; and

FURTHER RESOLVED that this creates a one-time exemption from the Personnel Committee that will allow the entire Board to participate in the County Attorney interview process.

Voting aye: Supervisors Fly, Futrell, Warren

Voting nay: Supervisors Stringfield

Abstaining: Supervisors Caple, Tyler

Item 6. Motion To Continue or Adjourn Meeting

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the February 7, 2012 special meeting of the Sussex County Board of Supervisors is hereby recessed until February 15, 2012, Conference Room County Administration Building.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Tyler, Warren

Voting nay: none