

**Sussex County Board of Supervisors Special Meeting
July 23, 2013 – 9:00 am
School Board Meeting Room, 21302 Sussex Drive, Sussex VA**

Board Members Present

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

Others Present

Michael R. Packer, County Attorney
Deste J. Cox, Deputy Treasurer
Brenda H. Drew, Housing Programs Coordinator
Chequila H. Fields, Director of Social Services
Deborah A. Davis, Assistant to County Administrator
Shannon D. Fennell, Assistant to the Director Planning

Item 1. Call To Order [9:06:07 AM](#)

The July 23, 2013 special meeting of the Sussex County Board of Supervisors was called to order by Chairman Caple, who then asked for the roll call to determine quorum.

The Deputy Clerk called the roll and a quorum was determined.

Item 2. Approval of Agenda

Supervisor Warren requested that the following item be added to the agenda: As Item 6A, Finance and Personnel Committees.

Supervisor Fly requested that the following item be added to the agenda: As Item 6b, Treasurer's request to be relieved from advertising the delinquent taxpayers' list in the newspaper.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the agenda of the July 23, 2013 special meeting, to wit: (1) Add Item 6A, Finance and Personnel Committees and (2) Add Item 6b, Treasurer's request to be relieved from advertising the delinquent taxpayers' list in the newspaper.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Warren
Voting nay: none

Item 3. Election of Chairman of Board of Supervisors for Calendar Year 2013

County Attorney Packer asked for nominations for Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby elects Supervisor C. Eric Fly, Sr. as Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013.

Hearing no additional nominees, County Attorney Packer closed the nomination on said name and carried the vote.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Warren
Voting nay: none

Item 4. Election of Vice Chairman

County Attorney Packer asked for nominations for Vice Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013.

Supervisor Stringfield nominated Supervisor Caple as Vice Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013.

Supervisor Fly nominated Supervisor Warren as Vice Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013.

Hearing no additional nominees, County Attorney Packer closed the nomination on said names and asked for the vote.

Voting in favor of Supervisor Warren for Vice Chairman of the Sussex County Board of Supervisors for the remainder of Calendar Year 2013: Supervisors Fly, Futrell, Warren

Voting nay: Supervisors Caple, Stringfield

Item 5. Consent Agenda from July 18, 2013 Board Meeting

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the July 18, 2013 Consent Agenda, to wit:

- a. June 20, 2013 Minutes
- b. Approval of Appropriation: Moseley Architects, \$3,074.84
- c. Approval of Appropriation: Timmons Group, \$14,850.00
- d. Approval of Appropriation: Timmons Group, \$1,375.00
- e. Approval of Appropriation: Timmons Group, \$990.00

- f. Approval of Appropriation: Timmons Group, \$800.00
- g. Approval of Invoice: Oyster Point Construction, \$512,419.75
- h. Approval of Invoice: G E T Solutions, \$387.50
- i. Approval of Invoice: Rancorn Wildman Architects, \$2,705.85
- j. Approval of Warrants and Vouchers

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

Voting nay: none

Item 6. Appointment of County Administrator

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of Thomas E. Harris to be appointed as Sussex County Administrator.

Supervisor Stringfield offered a secondary motion to table this issue, have Mr. Fly act as County Administrator until the Board can review the VACo retired applicants and appoint someone from that group. Seconded by Supervisor Caple.

Voting aye on the secondary motion: Supervisors Caple, Stringfield

Voting nay on the secondary motion: Supervisors Fly, Futrell, Warren

The secondary motion is defeated.

Voting aye on the primary motion: Supervisors Fly, Futrell, Warren

Voting nay on the primary motion: Supervisors Caple, Stringfield

Item 6A. Personnel and Finance Committees

Supervisor Warren requested that the Personnel and Finance Committees be abolished.

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby abolishes the Personnel and Finance Committees.

Voting aye: Supervisors Caple, Fly, Futrell, Warren

Voting nay: Supervisor Stringfield

Item 6B. Delinquent Tax List

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby acknowledges that Onnie L. Woodruff, Treasurer of Sussex County has submitted the delinquent tax list including the 2008 through 2012 Personal Property taxes and the 1993-2012 Real Estate Tax in compliance with Section 51.1-3924 of the Code of Virginia

BE IT RESOLVED that the Treasurer is hereby relieved of the responsibility of advertising the delinquent tax list and also directed to continue collecting the delinquent taxes.

Voting aye: Supervisors Caple, Fly, Futrell, Warren
Voting nay: Supervisor Stringfield

Chairman Fly returned to Item 6 (Appointment of County Administrator) to clarify the motion to hire Thomas E. Harris as County Administrator.

County Attorney Packer stated that the appointment requires an acceptance. He suggested that the terms of the appointment would be the salary would be at the salary previously determined by the Board, plus whatever increments have been given to other employees since that salary was established; that the salary would be pro-rated for the portion of this month and that it would also, be based upon the previous arrangements with the County Administrator that the Board would agree to, an additional \$900.00 a month to cover family health insurance; that the County Attorney would be directed to commence the drafting of a contract that would be brought back to the Board of Supervisors for consideration.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby agrees to hire Mr. Thomas E. Harris as County Administrator at the salary of the previous County Administrator, plus \$900.00 per month for health insurance; plus 3% increase which was given to all County employees on July 1st; salary for the month of July 2013 will be prorated back to the days worked; that the Board authorize the County Attorney to develop a contract to be brought back to the Board of Supervisors before adoption.

Voting aye: Supervisors Fly, Futrell, Warren
Voting nay: Supervisor Caple, Stringfield

Item 7. VACo Interim County Administrator

County Attorney Packer asked that this item be removed from agenda, considering the action on Item 6. The Board complied.

Item 8. Request Court to Issue Writ of Election

County Attorney Packer stated that there is currently a vacancy on the Board of Supervisors in the Henry District. It is necessary for the Court to issue a writ of election. Under Virginia law, that election will occur in November 2013, to fill that position and the law requires the issuance of a writ of election so that election can occur.

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby requests that the Court issue a writ for an election for a special election to be held in November 2013 for a Board of Supervisors member to represent the Henry District.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Warren
Voting nay: none

Item 9. Appointment of Henry District Board of Supervisors Representative

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the advertisement for persons interested in being appointed as the member of the Sussex County Board of Supervisors representing Henry District, submit their names and pertinent information to the Clerk to the Board no later than 5:00 p.m., on Monday, on August 12, 2013.

Voting aye: Supervisors Caple, Fly, Futrell, Stringfield, Warren
Voting nay: none

Item 10. Employee Disciplinary Action

Chairman Fly stated that it was recommended by the previous County Administrator that the Deputy County Administrator be terminated.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby terminates Mr. George E. Morrison, III, Deputy County Administrator, in accordance with Section 14B of the employee's contract that was issued in July 2011 and other relevant state laws and policies of the Board

Voting aye: Supervisors Fly, Futrell, Stringfield, Warren

Voting nay: none

Abstaining: Supervisor Caple (because of the litigation that involves the Board and things that may come up in court).

Mr. William Collins, a citizen from the Courthouse District asked the Board to be mindful of the timeframe to get things done for the special election in November.

Ms. Chequila H. Fields, Director of Social Services reminded the Board of the vacancies on the Social Services Board.

Item 11. Citizens Comment

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby allows time for Citizens Comment.

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

Voting nay: none

Comments were heard from the following citizens:

- Kevin Bracy, Courthouse District

- Chester Carter, Stony Creek District (and Stony Creek Town Council Member)
- Dale Cupp, Blackwater District
- Carroll W. Robb, Pastor Hunting Quarter Baptist Church (representing the Coalition of Pastor, extended an invitation to Board members to attend their meeting; every second Tuesday of each month at 9:30 am, Denny's in Stony Creek
- Thomas E. Harris

Item 12. Adjournment [9:56:04 AM](#)

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the July 23, 2013 special meeting of the Sussex County Board of Supervisors is hereby adjourned.

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

Voting nay: none