

**At a Regular Meeting of the Sussex County Board of Supervisors
Held in the General District Courtroom on
Thursday, November 21, 2013 at 7:00 p.m.**

Board members present:

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

Staff present:

Thomas E. Harris, County Administrator
Michael R. Packer, County Attorney
Andre M. Greene, Director of Community Development
Onnie L. Woodruff, Treasurer/Interim Director of Finance
Chequila H. Fields, Director of Social Services
Ellen G. Boone, Commissioner of the Revenue
Raymond R. Bell, Sheriff
Shilton A. Ricks, Permit Technician
Cecil Stainback, Animal Pound Attendant
Anne K. Ellis, Accounts Payable Clerk
James T. Ellis, Animal Control Officer
Deborah A. Davis, Assistant to County Administrator

Item 1. Call to Order/Determine/Welcome New Board Member

The November 21, 2013 meeting of the Sussex County Board of Supervisor was called to order by Chairman Fly.

Item 2. Invocation

The Invocation was offered by Supervisor Stringfield.

Item 3. The Pledge of Allegiance

The Pledge of Allegiance was recited by all.

Chairman Fly welcomed new Board member, The Honorable Robert E. Hamlin.

Item 4. Public Hearing

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters public hearing to consider Comprehensive Plan Amendment #2013-01, Meadowview Biological Research Station, applicant.

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

Voting nay: none

Item 4a. Comprehensive Plan Amendment #2013-01, Meadowview Biological Research Station, applicant

The staff report was provided by Shilton A. Rick, Permit Technician.

The applicant, Meadowview Biological Research Station, is requesting an amendment to Sussex County's Comprehensive Plan Future Land Use Map for the Blackwater/Newville/Waverly/U. S. 460 Planning Area to change the designation of one (1) certain area of real property identified as tax parcel number 12-(2)-3A, located on the north side of Route 602 (Cabin Point Road) in the vicinity of Joseph and Dobie Swamps. The property in question is also located in the Blackwater Election District. The Comprehensive Plan amendment proposes to change the designation from future residential to future agri-cultural/forested/open space.

The applicant is requesting the amendment to the Comprehensive Plan in order to establish a conservation easement containing approximately fifty-one (51) acres on the subject property. A conservation easement is a legal land use tool which allows property owners in Virginia to voluntarily limit development of their property while keeping the land open to forestry, farming, outdoor recreation and other agricultural activities. A conservation easement is a voluntary agreement between a landowner and a qualified conservation organization or public entity to prevent the development of property while allowing the continued ownership and rural use of the property for activities such as farming or forestry. When a landowner enters their property into a conservation agreement, they surrender some or all of their rights to develop the property as well as the right to most industrial/commercial uses of the property such as mining. Conservation easements typically allow for sustainable farming and forestry practices.

Meadowview Biological Research Station is proposing to place a conservation easement on tax parcel number 12-(2)-3A in an effort to improve water quality on the fifty-one (51) acre parcel in question, which is located at the headwaters of the Nottoway River. Water quality will be improved by the cessation of grazing activities, implementation of an enhanced three hundred (300) foot wetland buffer on Joseph Swamp, restoration of vegetation on a fish pond and outflow stream and conversion of twenty-five (25) acres of pasture to longleaf pine seed orchard forest. An education and biodiversity center will also be established in an existing 4,300 square foot house located on the property. The education and biodiversity center will support the conservation, protection and restoration of the endangered longleaf pine/pitcher plant ecosystem in Virginia at the 232 acre Joseph Pines Preserve which adjoins the subject property.

The Planning Commission at their October 7, 2013 meeting voted 10 to 2 to approve Comprehensive Plan Amendment #2013-01 to change the Future Land Use Map designation for Tax Parcel 12-(2)-3A from Residential to Agricultural/Forested/Open Space.

Item 4b. Public Comments

There were no public comments.

Item 4c. Board Members' Comments

The Board members asked questions and Dr. Phil Sheridan, Director and President of the Meadowview Biological Research Station provided an overview of the request.

Item 4d. Return To Regular Session

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby returns to regular session.

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

Voting nay: none

Item 4e. Action on Comprehensive Plan Amendment #2013-01

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of Comprehensive Plan Amendment #2013-01, Meadowview Biological Review Station, applicant, to change the Future Land Use Map designation for Tax Parcel 12-(2)-3A from Residential to Agricultural/Forested/Open Space.

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

Voting nay: none

Item 5. Agenda Amendments

Board members offered the following amendments to the agenda: (1) Under New Business, add Item 12a, Commonwealth's Attorney's Report; (2) Under County Attorney's Report, remove Item 8b1, Approval of Minutes of December 3, 2012 Board meeting; (3) Under County Attorney's Report, Remove Item 8b2, Approval of Minutes of April 8, 2013.

Item 6. Approval of Regular Agenda

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the November 21, 2013 regular meeting agenda, with the following amendments: (1) Under County Attorney's Report, remove Item 8b1, Approval of Minutes of December 3,

2012 Board meeting; (2) Under County Attorney's Report, Remove Item 8b2, Approval of Minutes of April 8, 2013; (3) Under New Business, add Item 12a, Commonwealth's Attorney's Report.

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

Voting nay: Supervisor Stringfield

County Attorney Packer recommended that the December 3, 2012 and April 8, 2013 Minutes not be placed on the agenda until such time there is no litigation involving the aforementioned draft minutes.

Item 7. Approval of Consent Agenda

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

- a. Approval of Minutes of October 17, 2013 Board Meeting
- b. Resolution Recognizing November as National Palliative Care Month
- c. Appropriate and Authorize Transfer of Funds: Carousel Industries, E911 Upgrade; Invoice balance; \$1,336.17.
- d. Approval of Invoice: Kenbridge Construction Co.; Commonwealth's Attorney Building; \$128,626.20; Application #1.
- e. Approve, Appropriate and Authorize Transfer of Funds: McGuire Woods; Mega Site Industrial Park; \$3,323.34; Land Acquisition.
- f. Approve, Appropriate and Authorize Transfer of Funds: McGuire Woods; Cabin Point Industrial Park; \$1,312.50; Dispute with Townes regarding Engineering Services.
- g. Approve, Appropriate and Authorize Transfer of Funds: Timmons Group; Mega Site Industrial Park; \$3,009.38; Property Acquisition Study.
- h. Approve, Appropriate and Authorize Transfer of Funds: Timmons Group; Mega Site Industrial Park; \$5,000.00; Master Planning Update & Preliminary Engineering Report.
- i. Approve, Appropriate and Authorize Transfer of Funds: Timmons Group; Mega Site Industrial Park; \$10,000.00; Black Swamp Waste Water Treatment Plant.
- j. Approve, Appropriate and Authorize Transfer of Funds: Timmons Group; Mega Site Industrial Park; \$4,000.00; Master Planning Update & Preliminary Engineering Report.
- k. Approve and Appropriate the Balance of the Virginia Housing Development Authority (VHDA) Housing Study Grant, \$3,233.11.
- l. Appropriation of Funds: Projector purchase for Circuit Court Bldg; \$473.84.
- m. Reduce Budget Appropriations to Capital Project Funds; \$ 399,848.76.
- n. Appropriation of Funds: Sheriff's Department Replacement Vehicle, \$28,000.00.
- o. Reduce Budget Appropriations from Elementary School Fund to Reserve Capital Project Fund; \$652,366.90
- p. Approval of Invoice: Oyster Point Construction, \$277,446.82, Elementary School

- q. Approval of Invoice: A.B.S. Technology Architects, \$5,606.25, Elementary School
- r. Approval of Invoice: ReedSmith, \$990.15, Elementary School
- s. Approval of Invoice: CDW Government, \$893.66, Elementary School
- t. Approval of Invoice: J E. Renner Concrete, \$7,800.00 Elementary School
- u. Approval of Warrants and Vouchers totaling \$1,024,344.30

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

Voting nay: none

Item 8. Standing Reports/Staff/Committees/Organizations

Item 8-1. VDOT Update, Joseph Lomax, Franklin Residency Administrator

Mr. Lomax provided a report of the current status of road projects in Sussex County.

Item 8a. County Administrator's Report

Item 8a2. VDOT Resolution for St. John Church and Galley Roads Additions, Matt Lillis

Mr. Lillis reported that the Virginia Department of Transportation's Central Office in Richmond became aware of a discrepancy in their records. The paperwork for the project to relocate the intersection of Routes 602 and 657 in 2000 was never formally completed. In order to resolve that issue, VDOT needs a formal resolution to be adopted by the Sussex County Board of Supervisors requesting an abandonment of the old rail and taking in the realigned rail.

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the following resolution:

WHEREAS, the Virginia Department of Transportation has completed project 0602-091-189, M-501, and

WHEREAS, the project sketch and VDOT Form(s) AM4.3, attached and incorporated herein as part of this resolution, defines adjustments required in the Secondary System of State highways as a result of construction, and

WHEREAS, certain segments identified on the incorporated Form AM4.3 appear to no longer serve public convenience and should be abandoned as a part of the Secondary System of State Highways, and

WHEREAS, certain segments identified on the incorporated Form AM4.3 are ready to be accepted into the Secondary System of State Highways, and

NOW THEREFORE, BE IT RESOLVED, this Board hereby requests the Virginia Department of Transportation to take the necessary action to abandon those segments identified on the attached AM4.3 Form and project sketch as a part of the Secondary System of State Highways, pursuant to §33.1-155, Code of Virginia, 1950, as amended, and

BE IT FURTHER RESOLVED, this Board requests the Virginia Department of Transportation to add the segments identified on the incorporated Form AM4.3 to the Secondary System of State highways, pursuant to §33.1-229 of the Code of Virginia, for which sections this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills, and drainage, and

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation.

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

Voting nay: none

Item 8a3. Conditional Use Permit #2010-02

County Administrator Harris reported that after consultation with the County Attorney, it is recommended that this issue be tabled and a public hearing be held at the December 19, 2013 Board meeting, due to the fact that the Conditional Use Permit has expired.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR CAPLE and carried: RESOLVED that Conditional Use Permit #2010-02, Walter Tuma, applicant, be tabled until a public hearing can be held to consider this issue.

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

Voting nay: none

Mr. Scott Crowley, attorney for Walter Tuma was present and briefly addressed the Board.

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes and instruct the County Administrator to schedule a public hearing to consider Conditional Use Permit #2010-02, Walter Tuma, applicant.

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

Voting nay: none

Item 8a.4. Mega-Sites (to be discussed in Closed Session)

Item 8a5. Courthouse Lease/Historical Society/Old Courthouse Repairs/Contract

County Administrator Harris reported that pursuant to the Board's direction, staff is in correspondence with the Sussex County Historical Society to strengthen the working relationship between the County and the Historical Society. Please be further advised that plans are underway for a meeting between staff and the Society for in depth discussions.

(A copy of the agreement is included in the Board's packet). And finally, it should be noted that there continues to be an increase in need for operational space for County Offices.

Recommendation: *To authorize the County Administrator and County Attorney to work with the Sussex County Historical Society to complete an updated and functional agreement that would establish timelines, responsibilities and oversight for the Board of Supervisor's review and final disposition.*

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the County Administrator and County Attorney to restructure the agreement with the Sussex County Historical Society setting parameters on the use of the building, the cost of maintenance of the building, future County needs of the building and incorporate those items into a document that can be agreed upon.

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

Voting nay: none

Item 8a6. Sheriff's Department Leave Accruals and Overtime

County Administrator Harris reported the following, for informational purposes.

- a. Please find attached a request from Sheriff Bell regarding E-911 Overtime. Please be advised that these payments have been allocated through the SPOT (Special Operations) Funds already in the Budget.
- b. Please find attached a summary of leave accruals as requested by the Board. Sheriff Bell has requested that

Item 8a7. Rescission of Sick Leave Bank/Reinstatement of Leave Donation Policy –

County Administrator Harris reported that following lengthy discussions with VACORP and VML regarding the changes being required through the VRS Disability language, he no longer believes that the Sick Leave Bank Policy should be implemented until further researched and therefore should be rescinded at this time.

Recommendation: *To rescind the Sussex County Sick Leave Bank, pending further review and reinstate the Sick Leave Donation Policy effective immediately.*

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR HAMLIN and carried: RESOLVED that the Sussex County Board of Supervisors hereby rescinds the Sussex County Sick Leave Bank, pending further review and reinstate the Sick Leave Donation Policy effective immediately.

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

Voting nay: none

Item 8a8. VACORP/VML Disability – As the Board is aware, the Finance Department has been reviewing the options available to Sussex County in addressing the changes to the VRS short term liability program initiated by the General Assembly. As such the Board opted out of this element of the VRS Program at its October meeting and today we believe that the Governing Body should enter into the VACORP (Standard) Program which now has over 120 members and expects over 200 when all communities complete their respective reviews. To this end I would like to thank Mr. Onnie Woodruff and Mrs. Louise Brucato for their diligence and work in evaluating the various programs being offered.

Recommendation: *To approve the selection of the VACORP (Standard) program and to authorize the County Administrator to complete any necessary paperwork.*

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the selection of the VACORP (Standard) Disability program and authorizes the County Administrator to complete any necessary paperwork.

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

Voting nay: none

Item 8a9. Route 460 Update

County Administrator Harris advised that on Thursday November 14, 2013 the Crater Planning District Board of Directors authorized the Executive Director (Dennis Morris) to submit a letter of support on behalf of the Commission in support of the proposed US 460 Bypass and asked all member jurisdictions to submit similar letters of support to the Governor and Transportation Board.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the County Administrator to draft a letter to present to Crater Planning District Commission and to the Governor reaffirming our opposition to the Route 460 Bypass.

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

Voting nay: none

Abstaining: Supervisor Warren (because he represents the Board of Supervisors on the Virginia's Gateway Board and they are in favor of the bypass).

County Administrator Harris also noted that notification was just received stating that the Outlying Landing Field Project (OLF) in Virginia and North Carolina has been postponed until 2017.

Item 8a10. Employee Activities

County Administrator Harris made the following staff acknowledge regarding personnel items:

- a. **Deborah A. Davis and Shilton A. Ricks:** Delegate Rick Morris has written letters to staff members Shilton A. Ricks (Permit Technician) and Deborah A. Davis (Assistant to the County Administrator) for their participation in the “Hunger Action Month” project and sent a letter to the Sussex Cooperative Extension’s 4-H Teens for their participation in the beautification project of the grounds at the Miles B. Carpenter Museum in Waverly (Letters are included in the Board’s packet).
- b. **Jerone Jones** (Building and Groundsstaff) is coordinating an Annual Event beginning June 21, 2014, to be held in the Town of Stony Creek in memory of his grandfather, the late James H. Jones (served on Stony Creek Town Council). (Letter is included in the Board’s packet).
- c. **Valarie Patterson-Ricks** has been appointed to the Sheriff’s Department as the 911 Coordinator and the Chief Dispatcher (Letter is included in the Board’s packet).
- d. **County Positions:** Pursuant to the Board’s direction please be advised that we are currently recruiting two positions.
 - 1. **Part Time Director of Finance:** The Part Time Director of Finance position announcement has been placed in the Virginia Association of Counties’ newsletter, Facebook and Twitter pages; the Virginia Municipal League and on the County’s website. The closing date to apply is December 13, 2013 at 2:00 p.m.
 - 2. **Secretary/Receptionist:** The last day of employment for Mrs. Kelly Moore, (Secretary/ Receptionist for County Administration) was November 1st. The position announcement has been advertised in the Sussex Surry Dispatch and the Independent Messenger and was advertised “Open Until Filled.” To date fourteen (14) applications have been received. Staff will begin screening the applications next and hope to schedule interviews for mid-December.

Item 8b. County Attorney’s Report - no report at this time

Item 8c. Treasurer’s Report

The Treasurer/Interim Director of Finance, Onnie L. Woodruff provided an overview of his monthly report. (A copy of the report is retained in the Board packet).

Item 8d. Commissioner of the Revenue Report: *(No report at this time)*

Item 8e. Sheriff’s Department Report

Item 8e1. Request For Emergency Appropriation

Sheriff Bell reported that his office has had LiveScan equipment in place for finger printing for the past several years. Notification has been received from the vendor that the scanner currently in place will no longer be supported after December 31, 2013. LiveScan is critical to the operation of the Sheriff's Department and technical problems could prove to be costly on an unsupported unit. There is an opportunity to trade in the existing scanner for a cost reduction on a new unit. The total cost of a new scanner after trade in would be \$6,940.00, which includes a one year warranty on the scanner. Other LiveScan items would continue to be supported under the existing maintenance agreement.

Request: *An emergency appropriation of \$6,940.00 to line item 51500-1253-551-510 to cover the purchase of a new scanner.*

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the request by the Sheriff for an emergency appropriation in the amount of \$6,940.00 to line item 51500-1253-551-510 to cover the purchase of a new scanner.

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

Voting nay: none

Item 8e2: Request for Appropriation – Telephones Lines for Magistrates' Services

Sheriff Bell reported that when the County opted to move the Magistrate's Office from the complex, it created the need to have new lines of service so that remote video connections could be established. It was determined that at that time, the best and most secure location would be on the premises of the Sheriff's Office. Since the County made the change, the Sheriff's Office has been covering the monthly cost associated with these lines of service.

Request: *Appropriate the sum of \$3,700.00 to line item 51500-1234-551-510 to cover the amounts already expended and the cost of the service through FY 2014.*

The item was tabled allowing the Treasurer to review and report to the Board at the December meeting.

Item 8f. Superintendent of Schools Report: *(No report at this time)*

Item 8g. Director of Social Services Report: *(No report at this time)*

Item 8h. General Registrar Report: *(No report at this time)*

Item 8i. Health Department: *(No report at this time)*

Item 9. Appointments

Item 9a. Appointment to Crater Planning District Commission Executive Committee

As a result of a resignation, the Sussex County Board of Supervisors must appoint a Board member to the Executive Committee of the Crater Planning District Commission. The County Administrator has attended the last two meetings. The term of appointment runs concurrently with the elected term of office.

Recommendation: *To appoint a member of the Board of Supervisors to the Crater Planning District Commission's Executive Committee.*

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR STRINGFIELD that Supervisor Hamlin to be appointed to the Crater District Planning Commission's Executive Committee.

Supervisor Warren offered a substitute motion.

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that Chairman Fly be appointed to the Crater Planning District Commission's Executive Committee, term to run concurrently with his term of office.
Voting aye: Supervisors Caple, Fly, Futrell, Hamlin, Stringfield, Warren
Voting nay: none

Item 10. Citizens' Comments (9:00 p.m.) [8:46:40 PM](#)

There were no Citizens' Comments.

Item 11. Unfinished Business

Item 11a. Request For Proposals – Gas and Fuel Oil

County Administrator Harris reported that following a joint County/School Division Invitation for Bid and an extensive review of the four (4) proposals received, he stated that he was pleased to announce that Dr. Arthur Jarrett and concur and hereby recommend the following:

- a. Gas** – Barksdale Oil Company
- b. Fuel Oil** – Suffolk Energies
- c. Diesel Fuel** – Suffolk Energies

He thanked both Mrs. Anne K. Ellis of the County staff and Mr. John Broderick of the School Division for their commitment and professionalism throughout this bid process.....their dedication and persistence were a major factor in allowing Sussex County to collectively save (County and School Division combined) an estimated thirty-five thousand dollars (\$35,000.00) annually.

Recommendation: *To approve the selection of Barksdale Oil Company for the County/School Division's annual gas contract and Suffolk Energies for the fuel oil and diesel fuel contract and authorize the County Administrator to execute a contract for one year with annual renewals for up to three (3) additional years.*

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the selection of Barksdale Oil Company for the County/School Division's annual gas contract and Suffolk Energies for the fuel oil and diesel fuel contract and authorize the County Administrator to execute a contract for one year with annual renewals for up to three (3) additional years.

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

Voting nay: none

Item 12. New Business

Item 12a. Commonwealth's Attorney's Request

Chairman Fly reported that the Commonwealth's Attorney has reported that there was a lawsuit between the state and Abbott Laboratories and that lawsuit was settled and the Commonwealth has decided to give a large portion of that settlement (\$1.5 billion) to the Commonwealth's Attorney's Office to go into their Drug Forfeiture Fund. He stated that he must sign the document that will allow Sussex County to receive this money into Drug Forfeiture Budget line item for the Commonwealth's Attorney.

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the Chairman to sign the Equitable Sharing Agreement from the Department of Justice so that the County can receive the portion of a settlement from Abbott Laboratories; and

FURTHER RESOLVED that the aforesaid funds will be earmarked as Drug Forfeiture Funds in the Commonwealth's Attorney budget.

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

Voting nay: none

Item 13. Board Members' Reports/Comments

Blackwater District: No report

Courthouse District: No report

Henry District: No report

Stony Creek District: No report

Wakefield District: Supervisor Stringfield reported that he has received complaints from citizens about vultures. County Administrator Harris advised that citizens should be reminded to keep their trash contained, as that will help the situation. Mr. Harris also advised that he will see what else he can do to assist.

Waverly District: No report.

Item 14. Closed Session [8:53:24 PM](#)

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for the following discussions:

- a. Personnel Matters, Code Section 2.2-3711(A)(1), to discuss salaries and benefits to employees
- b. Real Estate Matters, Code Section 2.2-3711(A)(3), Acquisition of real property for public purposes involving industrial development land
- c. Pending Contracts, Code Section 2.2-3711(A)(29), where negotiations are in place
- d. Legal Matters , Code Section 2.2-3711(A)(7), to discuss pending litigation with legal counsel

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

Voting nay: none

Item 15. Return To Open Session/Certification [10:26:47 PM](#)

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

WHEREAS the Board of Supervisors of Sussex County, Virginia 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 Caple, Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Item 17. Recess/Adjourn [10:27:37 PM](#)

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the November 21, 2013 meeting of the Sussex County Board of Supervisors is hereby adjourned at 10:27 p.m.

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

Voting nay: none