

**At a Regular Meeting of the
Sussex County Board of Supervisors
Held in the Social Services Conference Room on
Thursday, July 16, 2020 at 6 pm**

BOARD MEMBERS PRESENT

C. Eric Fly, Sr.
Marian D. Johnson
Debbie P. Jones
Wayne O. Jones
Susan M. Seward
Rufus E. Tyler, Sr.
Steve White, Tie Breaker

STAFF PRESENT:

Larry Hughes, Interim County Administrator
Mark Flynn, County Attorney
Ellen G. Boone, Commissioner of the Revenue
Deste J. Cox, Treasurer
Brenda H. Drew, Housing Coordinator
Ernest Giles, Sheriff
Bart Nuckols, Interim Planning Director
K. W. Moore, Director of Finance
Vincent L. Robertson, Interim Commonwealth's Attorney
Shilton R. Butts, Assistant to the County Administrator/
Deputy Clerk to the Board of Supervisors

1. Commencement

1.01 Call to Order/Determine Quorum (6:00 p.m.)

The July 16, 2020 regular 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

Interim County Administrator Hughes requested to add under Item 6. Action Items, as Item 6.03 Prince George Electric Cooperative Release of Liability for Damage.

Chair Seward requested to add under Item 3. Recognitions, as Item 3.01 Continued Informational Presentation by Cabin Point Solar, LLC from the July 16, 2020 Board of Supervisors and Planning Commission Joint Special meeting; and as Item 3.02 Presentation by Officer David Hennaman, Department of Wildlife Resources.

1.05 Approval of Agenda

ON MOTION OF SUPERVISOR TYLER seconded by SUPERVISOR D. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the July 16, 2020 regular agenda inclusive of adding under Item 6. Action Items, as Item 6.03 Prince George Electric Cooperative Release of Liability for Damage; and add under Item 3. Recognitions as Item 3.01 Continued Informational Presentation by Cabin Point Solar, LLC from the July 16, 2020 Board of Supervisors and Planning Commission Joint Special meeting; and as Item 3.02 Presentation by Officer David Hennaman, Department of Wildlife Resources. All Board members present voted aye.

2. Approval of Consent Agenda

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR W. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the July 16, 2020 Consent agenda inclusive of the following: (a) Minutes of June 4, June 10, June 18, 2020 Special and Regular, July 7, 2020 Board meetings and (b) the Approval of Warrants and Vouchers. All Board members present voted aye.

3. Recognitions/Awards/Presentation

3.01 Informational Presentation by Cabin Point Solar, LLC

This is a continued discussion about Cabin Point Solar, LLC and Utility Scale Land Use and Local Revenue Legislation presented by Chip Dicks and Ryan Gilchrist. Initial discussion began at the July 16, 2020 Special Meeting of the Board of Supervisors held at 4:30 p.m.

Mr. Dicks stated that he represents Cabin Point Solar, LLC. He gave an overview of legislation in the 2020 Virginia General Assembly relating to local land use and local revenues for utility-scale solar (“USS”) projects.

Mr. Dicks discussed Conditional Use Permits for Solar Projects. He stated that legislation provides the solar developer and a locality another toolbox to negotiate compensation to a locality as part of approval of a solar land use. He stated that on Conditional Use Permits that unless proffers were discussed, unless a complete rezoning was done, i.e. Agriculture to Industrial, then proffer didn’t apply. Mr. Dicks stated that the legislation clarifies that a County may accept cash payments for solar projects through a conditional use permit provided that such payments meet the nexus test. The payments need to offset the impacts of a particular solar project.

Mr. Dicks discussed Machinery and Tools tax. Legislation extends 80% exemption for solar projects from Machinery and Tools tax assessment from January 1, 2024 until June 30, 2030. This legislation also changes the trigger for the exemption date from when construction begins to when an application is filed with the locality. The bill creates a step down schedule that decreases the 80% exemption down to 60% for solar projects for which an interconnection request was filed after January 1, 2019.

Mr. Dicks discussed revenue share/local option by ordinance for solar projects. He stated that this legislation creates a local option for localities to adopt a revenue share ordinance to allow localities to assess \$1,400 per megawatt capacity to provide a meaningful and reliable revenue stream from the solar project to the localities without impacting their state education funding formula or being subject to a depreciation schedule otherwise applicable to a machine and tools tax regime. If locality adopts a revenue share ordinance, the legislation requires 100% M&T tax exemption.

Either revenue screening can go into the siting agreement. There was discussion of the locality negotiating compensation.

Mr. Dicks explained that in the conditional use permit, the compensation has to be related to the project—that's the nexus. In the siting agreement, there doesn't have to be a nexus. He stated that every solar project has to be economically viable. In the siting agreement, the money can go into the CIP budget, directly for broadband, operating budget or it can go into the reserves or any other legal use or lawful purpose.

There was discussion of solar projects and comprehensive plans. He stated that this legislation authorizes a County to waive the substantially in accord (SIA) determination with the comprehensive plan. Mr. Dicks stated that if the County enters a siting agreement, it automatically determines the projects substantially in accord.

There was discussion of use of National Standards for solar projects and battery storage in zoning ordinance for solar projects. However, this legislative authority does not allow a locality to create their own standards that vary from these national standards.

Mr. Dicks further discussed siting agreements for solar projects. Legislation creates another tool for localities and solar developers to negotiate business terms and conditions for approval of solar projects. Key points of this legislation are (1) a siting agreement may be used if a solar project is located on a parcel of real property in a census tract that meets the eligibility criteria to be designated as a federal opportunity zone; (2) approval of a siting agreement by the local governing body automatically deems the solar project in substantial accord with the locality's comprehensive plan; (3) a solar developer and a locality may provide funding for important local capital projects included in the locality's capital improvement plan or for deployment of broadband which is important in improving the quality of life in rural Virginia; (4) a solar developer still files land use applications with the locality regardless of whether an agreement is reached between the solar developer and locality in a siting agreement; and (5) a siting agreement may supersede provisions of the zoning ordinance, if agreement is reached between the solar developer and the locality.

The observation was made that a negotiated contract would be discussed in a Closed Session. A proposal was made to staff. Staff has made a counter proposal. The counter proposal is being evaluated.

A Summary of 2020 Utility Scale Solar Land Use and Local Revenue Legislation was provided to the Board members.

3.02 Department of Wildlife Resources – Officer David Hennaman

Mr. David Hennaman stated that he was a Conservation Police Officer with the Department of Wildlife Resources (DWR). He stated that he is assigned to Hanover, Henrico, gave a brief overview Chesterfield, the city of Richmond, Colonial Heights, Petersburg and Dinwiddie.

Officer Hennaman gave a brief overview using rifles general fireman deer season. He stated that in 2017, DWR was approached by Hanover regarding using rifles general firearm deer season. He stated that he reviewed a 10-year stretch of hunting accidents information. He stated from 2007 to 2017, there were 134 accidents in Virginia involving firearms during general firearm deer season. Out of 134, 112 involved shotguns and 22 involved rifles. The fatality rate is 50/50.

Deer and turkeys are the only species that are restricted to hunt with rifles in Sussex County.

There was discussion of concern of allowing rifle hunting with hunters outside the rural area. It was noted that there are more localities in the state that allow rifle hunting than disallow it. There are higher incidents of shotguns incidents than rifle incidents. There was discussion of distance.

4. Public Hearing

4.01 VDOT Upcoming Secondary Six Year Plan and Bud

Mr. Jerry Kee, with the Virginia Department of Transportation, gave a brief overview of the Proposed Secondary Six Year Plan and Budget. Mr. Kee stated that the plan was the same as last year. He noted that the Tele Fee for FY2021 is \$37,096. The District Grant for unpaved roads is \$183,104.

Mr. Kee stated that Longevity Road is still in the plan. It has been completed. However, the remainder of the road also qualifies to be done which can be reviewed at a later time. He stated that there was \$191,000 left on this project to transfer to another project. Mr. Kee reviewed the other roads on the plan. He noted that he had five (5) roads that qualified. He was still waiting on the study on Rte. 609 that Supervisor Tyler has identified. He has also identified another road, Millpath Road, in the Henry District, that qualified.

Chair Seward opened the Public Hearing.

The purpose of the public hearing is to receive public comment on proposed Secondary Six Year Plan for Fiscal Year 2021 through 2026 in Sussex County and on the Secondary System Construction Plan and Budget for 2021.

All projects in the Secondary Six Year Plan that are eligible for federal funds will be included in the Statewide Transportation Improvement Plan, which documents how Virginia will obligate federal transportation funds.

Copies of the proposed plan and budget were available at the County office and the VDOT Franklin residency office for any citizens to review.

A copy of the proposed resolution, the Sussex County Construction Program Estimated Allocations, Secondary System Construction Plan and a copy of the advertisement were included in the Board packet.

Public Comments

There were no public comments.

Board Comments

There were no Board Comments.

Chair Seward closed the Public Hearing.

Action on Public Hearing

ON MOTION OF SUPERVISOR D. JONES, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the Virginia Department of Transportation Proposed Secondary System Six Year Plan and budget, to-wit:

WHEREAS, Section 33.1-23 and 33.1-23.4 of the Code of Virginia, 1950, as amended, provides the opportunity for each County to work with the Virginia Department of Transportation in developing a Secondary Six Year Road Plan; and

WHEREAS, this Board has previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures and participated in a public hearing on the Proposed (FY2021/2022 through 2025/2026) on July 16, 2020, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List; and

WHEREAS, Gerald Kee, of the Virginia Department of Transportation, appeared before the Board and recommended approval of the Six Year Plan for Secondary Roads and the Construction Priority List for Sussex County; and

WHEREAS, the Priority List is as follows:

Priority #1: Route 735 (Courthouse Road) Reconstruction and drainage improvements on Route 735, to Route 660 (Gilliam Road) and Route 631 (Gray Road) (2.1 miles) from Route)

Priority #2: Route 636 (Longevity Road) Pave non-hard surface road, to Route 626 (Courthouse Road) (1.2 miles) from Route 626

Priority #3: Future unpaved roads: 4-6 Years, various locations in the County

Priority #4: Glyndon Lane and Carver Lane; Glyndon Lane and Carver Lane Rural Addition, Various

Priority #5: Unpaved roads balance entry statewide

NOW THEREFORE BE IT RESOLVED that since the plan appears to be in the best interest of the Secondary Road System, said Secondary Six Year Plan is hereby approved as presented at the public hearing.

All Board members present voted aye.

5. Appointments

5.01 Appointment to John Tyler Community College Board

This item is a carryover from a previous Board meeting agenda. The Board was advised that Dr. Mary Wilson's term as the representative for Sussex County on the John Tyler Community College (JTCC) Board expired June 30, 2020.

An appointment was needed to fill this vacancy. The member shall be a resident in the region to be served by the community college and shall include persons from various businesses, industries, and professions in the region being served by the community college.

Supervisor Tyler briefly discussed Dr. Lisa H. Winfield background. A copy of her resume was provided to the Board.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR W. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Dr. Lisa H. Winfield, 6256 Hunt Road, Jarratt, Virginia 23867 to the John Tyler Community College Board for a four (4) year term, effective immediately, expiring June 30, 2024.

All Board members present voted aye.

Item 6. Action Items

6.01 Results from RFP #2020-01 General Reassessment

Staff received three (3) responses to the RFP: Pearson Appraisal, Bright Minds, and Tyler Technologies, Inc.

Ms. Ellen Boone, Commissioner of the Revenue, stated that Mr. Hughes, the Interim County Administrator, instructed her to select a committee to review the proposals. The Proposals were reviewed and recommendations were made by the committee comprised of Ms. Boone, Ms. Cox (Treasurer) and Mr. Williams (Circuit Court Clerk).

The bids were as follows: (1) Bright Minds - \$10.90/parcel; (2) Pearson Appraisals Services, Inc. - \$13.90/parcel; and, (3) Tyler Technologies, Inc. - \$23.56/parcel.

The overall scores are: (1) Pearson Appraisals Service, Inc. – 72; (2) Tyler Technologies, Inc. – 54; and (3) Bright Minds – 39. Although Bright Minds’ price per acre is \$10.90 per parcel and Pearson's price per parcel is \$13.90, the Committee made their decision to recommend Pearson's Appraisal Services, based on experience, and familiarity with Sussex County.

A copy of the Request for Proposal #2020-01 General Reassessment Services, letter and bid amounts, and the advertisement were included in the Board packet.

ON MOTION OF SUPERVISOR D. JONES, seconded by SUPERVISOR JOHNSON and carried: RESOLVED that the Sussex County Board of Supervisors accepts the Pearson's Appraisal Services Proposal for General Reassessment Services for Tax Year 2022 and authorizes the County Attorney to draft a contract for the General Reassessment Services by and between Pearson's Appraisal Services and the County of Sussex at a rate of \$13.90 per parcel; and

FURTHER RESOLVED that the County Administrator is authorized to execute said contract. All Board members present voted aye.

6.02 VDOT Project Resolution – Harrell Mills Road

Mr. Jason Fowler, Area Land Use Engineer for the Virginia Department of Transportation (VDOT) contacted staff and advised that during inventory cleanup, it appeared that a resolution is needed from the County to tie up loose ends for the VDOT Project on Route 621, Harrell Mills Road.

The purpose for the resolution is to bring up to date road changes made as part of a VDOT project. Route 621, Harrell Mill Road, was realigned some time ago as part of a VDOT project. Changes mostly consisted of straightening the road, and reducing the curvature of some sharp curves. The administrative changes, including abandoning the old sections of road, and adding the new sections of road, were never completed. These changes require a resolution from the Board prior to their formal execution.

VDOT is requesting a resolution from the Board so that changes can be finalized and bring the administrative records into agreement with the road as it currently exists.

A copy of the resolution for Addition to Secondary Route and Abandonment with Replacement Road and VDOT Form AM4.3 were included in the Board packet.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR W. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the resolution for the

Addition to Secondary Route and Abandonment with Replacement Road as identified on the VDOT Form AM4.3, pursuant §33.2-705 & §33.2-912; to wit:

WHEREAS, a portion of Route 621 has been realigned and a new segment constructed by the Virginia Department of Transportation as Project 0621-091-P47, M-504; and

WHEREAS, the project sketch and VDOT Form AM 4.3, attached and incorporated herein as part of this resolution, define abandonments and additions required in the Secondary System of State Highways as a result of construction, and

NOW THEREFORE, BE IT RESOLVED, certain segments identified on the incorporated Form AM 4.3 are ready to be accepted into the Secondary System of State Highways, and

BE IT FURTHER RESOLVED by the Sussex County Board of Supervisors, this the 16th day of July, 2020, that the old segment(s) of Route 621, identified on the attached Form AM 4.3, are no longer needed as part of the Secondary System of State Highways as the new road serves the same citizens as the old road and is hereby requested to be abandoned by the Virginia Department of Transportation pursuant to §33.2-912, *Code of Virginia*, 1950 amended.

BE IT FURTHER RESOLVED, that the Virginia Department of Transportation be, and it hereby is, requested to add and maintain the new segment identified on the attached Form AM 4.3 as part of the Secondary System of State Highways, pursuant to §33.2-705, *Code of Virginia*, 1950 amended, and the regulatory requirements of VDOT.

BE IT FURTHER RESOLVED, the Sussex County Board of Supervisors does hereby guarantee unencumbered rights-of-way plus the necessary easements for cuts, fills, and drainage for this added segment;

BE IT FURTHER RESOLVED, a copy of this resolution be forwarded to the Virginia Department of Transportation.
All Board members present voted aye.

6.03 Prince George Electric Cooperative (RURALBAND) Release of Liability for Damage

Staff received a request for a Release of Liability for Damage from Mr. Glenn Horst of Prince George Electric Cooperative (Rural Broadband). Prince George Electric Cooperative is requesting a release of liability for damage for RURALBAND to provide internet services to Atlantic Waste Disposal at 3474 Atlantic Lane, Waverly, Virginia.

Mr. Horst was present to answer any questions.

A copy of the Release of Liability for Damage Form was provided to the Board members.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR W. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes staff to execute the Prince George Electric Cooperative (RURALBAND) Release of Liability for Damage Form for RURALBAND to provide internet services to Atlantic Waste Disposal at 3474 Atlantic Lane, Waverly, Virginia.

All Board members present voted aye.

7. Reports of Departments

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

7.02 Animal Services Report – *included in Board packet*

7.03 Community Development Report – *included in Board packet*

7.04 Environmental Inspections Monthly Report – *included in Board packet*

7.05 Housing Department Monthly Report – *included in Board packet*

7.06 Sheriff's Department Report – *included in Board packet*

7.07 Public Safety Report – *included in Board packet*

Ms. Kelly Moore, Director of Finance, provided the list of encumbrances previously adopted at the June 2020 Board of Supervisors meeting from FY20 to the Board members.

8. Citizens' Comments

There were no citizens' comments.

9. Unfinished Business

9.01 Conditional Use Permit #2019-04, East Point Energy, LLC, Applicant

Mr. Andrew Foukal and Ms. Jane Guthorn, East Point Energy, LLC, Applicant, were present virtually to answer any questions.

Chair Seward stated that Conditional Use Permit #2019-04, East Point Energy, LLC, Applicant, is for the battery barn. This item is from the Public Hearing held at the June 18, 2020 regular Board of Supervisors meeting.

Chair Seward noted that this project doesn't have the 80% exemption. East Point Energy, LLC is paying 100% Machinery and Tools taxes. Chair Seward also noted that East Point Energy had met all the conditions added by the County. Chair Seward stated that the discussion of where they are now is the offering of \$50,000 towards the County's CIP for the fire truck purchase program.

County Attorney Flynn stated that where the County is now is to leave it to County Attorney Gore and Mr. Nuckols, Interim Planning Director, to evaluate what things can be negotiated and what is the best financial opportunity down the line. He expressed concerns and caution of Machinery and Tools tax and the depreciation schedule. He noted that overall negotiation should be something that the County Administration will be comfortable with providing to the Board.

Chair Seward shared that the issue that the Board has with the battery storage is the fire and rescue component of having these items in the County. For clarification, Chair Seward asked that Mr. Foukal share his understanding of the condition that County Attorney Gore has prepared.

Mr. Foukal stated that there has been recent changes to the past legislation this past session. He stated that changes were specific to solar energy projects and allowing for proffer agreements. He stated that the language is very specific to solar energy projects. He stated that there was not language (inaudible) to make a cash donation to this project. He stated that the language they are proposing basically says that in the event that the Code of Virginia is amended before July 1, 2022, that it will authorize contributions to localities at which the County has asked for a contribution of \$50,000; they will proffer \$50,000 towards fire and emergency services contingent upon the Virginia General Assembly addressing this in this Code of Virginia to make it clear that the County can accept the \$50,000 from East Point Energy, LLC because East Point Energy, LLC is not generation, but rather storage.

Ms. Denise Nelson, of the Berkley Group, provided an update to the conditions. Ms. Nelson stated that they did incorporate all the conditions discussed at the last meeting. She noted that after the Board packets were sent out, three (3) additional statements were added. She noted that it was added to the Construction Mitigation Section that damage to public roads from construction activities shall be repaired/rehabbed as soon as possible. In the section, there is discussion of the type of fences and writing in the conditions possibility of the Code of Virginia and contribution.

ON MOTION OF SUPERVISOR D. JONES, seconded by W. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves Conditional Use Permit #2019-04, East Point Energy, LLC, Applicant. All Board members present voted aye.

9.02 Superb Solutions for You CDBG

Supervisor Fly requested this item to be placed on the agenda. Mr. Hughes stated that the County had spoken with the Department of Housing and Community Development (DHCD) and apparently Superb Solutions had made financial arrangements to receive their new project budget from DHCD. Mr. Hughes stated that the County is at the stage where the County, in order to accept the grant, the County will have to enter into an agreement with DHCD.

Mr. Hughes noted that one (1) of the main concerns of the Board was establishing a Letter of Credit or a Surety Bond. He stated that County Attorneys Flynn and Gore were working on this matter.

County Attorney Flynn stated that he had no problem with the Letter or the Surety Bond, his concern is the length (expiration) of the Surety Bond. Mr. Flynn discussed undefined terms of the Surety Bond and close out. County Attorney Flynn also discussed concerns regarding the length of time employees hired would work. There were some concerns with the way the agreement between the County, the Industrial Development Authority Board of Directors and Superb Solutions was written.

County Attorney Flynn stated that there were two (2) things he was concerned with, (1) the lawyering change in the agreement to make it an actual direct obligation to hire 15 employees; and (2) add a year to the Surety Bond to make it three (3) years instead of two (2) years.

It was discussed that the Surety Bond has three (3) conditions. The conditions include setting up the operation of the facility, investing \$375,000, and creating 15 jobs.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR JOHNSON and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the County Attorney and Administration to meet with the Department of Housing and Community Development to explore, if necessary, the extension of one (1) year to the Surety Bond; and.

FURTHER RESOLVED that the Sussex County Board of Supervisors approves the Superb Solution project contingent upon resolving the Surety Bond term and the couple of legal details discussed.

Voting aye: Supervisors Johnson, D. Jones, W. Jones, Tyler

Voting nay: Supervisor Fly

Abstained: Supervisor Seward

10. New Business

There was no New Business.

11. Board Member Comments

11.01 Blackwater District – none

11.02 Courthouse District – Crater Regional Workforce Development Board.

11.03 Henry District – Improvement Association security funds from Federal government to assist households at risk with mortgages on a first come, first serve basis.

11.04 Stony Creek District – Loss of Stony Creek Rescue Squad member.

11.05 Wakefield District – Housing Oversight Board – contractors; Wakefield Town Hall meeting – Waste Management dumpsters for yard debris.

11.06 Waverly District – Acknowledged Brenda Burgess (CDAAA) assisting elderly with getting masks; masks requirement for Walmart/Sam's Club; Ms. Sarah E. Claiborne's 91st birthday.

12. Closed Session

12.01 Convene to Closed Session

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR D. JONES and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session (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, County Administrator position

Voting aye: Supervisors Fly, Johnson, D. Jones, W. Jones, Seward, Tyler

Voting nay: none

12.02 Reconvene/Certification

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

RESOLVED THAT 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, 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 Fly, Johnson, D. Jones, W. Jones, Seward, Tyler

Voting nay: none

Item 6d. Action Resulting from Closed Session

There was no action taken.

13. Adjournment

13.01 Adjournment

ON MOTION OF SUPERVISOR W. JONES, seconded by SUPERVISOR TYLER and carried: RESOLVED that the July 18, 2020 regular meeting of the Sussex County Board of Supervisors hereby adjourned at 9:38 p.m. All Board members present voted aye.

13.02 Next Meeting

The next regular Board of Supervisors meeting will be held on Thursday, August 20, 2020 at 6 p.m.