

**April 14, 2020**

The Wythe County Board of Supervisors held its regularly scheduled meeting at 6:00 p.m., Tuesday, April 14, 2020. The location of the meeting was in the Boardroom of the County Administration Building, 340 South Sixth Street, Wytheville, Virginia.

**MEMBERS PRESENT:**

Brian W. Vaught, Chair

Ryan M. Lawson, Vice Chair

Rolland R. Cook (arrived late)

B. G. "Gene" Horney, Jr.

Coy L. McRoberts

James D. "Jamie" Smith

Stacy A. Terry

**STAFF PRESENT:**

Stephen D. Bear, County Administrator

Scot Farthing, County Attorney

Donald Martin, County Attorney's Office

Martha Collins, Administrative Assistant/Clerk

Curtis Crawford, Emergency Services Coordinator

**CALL TO ORDER**

Chair Vaught determined that a quorum was present and called the meeting to order at 6:00 p.m.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

County Attorney Scot Farthing provided the invocation and Chair Vaught led the Pledge of Allegiance.

**CITIZENS' TIME**

Chair Vaught inquired if any communications had been submitted for the Board's consideration during Citizens' Time. There being none, Chair Vaught closed Citizens' Time.

**PAYMENT OF COUNTY INVOICES**

Supervisor Horney made a motion to pay the invoices for approval on April 14, 2020, for the various departments of County government. The invoices were paid on General Warrants 30106394-30106494 as follows:

**EXPENDITURES BY DEPARTMENT  
BOARD OF SUPERVISORS  
April 14, 2020**

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<b>CHECK #</b>	<b>ISSUE DATE</b>	<b>VENDOR</b>	<b>AMOUNT</b>
30106394	04/03/2020	APPALACHIAN POWER	\$ 2,974.54
30106395	04/03/2020	ATMOS ENERGY	64.89
30106396	04/03/2020	BUSINESS CARD	4,108.15
30106397	04/03/2020	CENTURYLINK	93.97
30106398	04/03/2020	CENTURYLINK	237.74
30106399	04/03/2020	CENTURYLINK	255.38
30106400	04/03/2020	CENTURYLINK	299.17
30106401	04/03/2020	CENTURYLINK	4,782.26
30106402	04/03/2020	LOWE'S	790.42
30106403	04/03/2020	SEGRA	31.25
30106404	04/03/2020	TOWN OF WYTHEVILLE	154.78
30106405	04/03/2020	VERIZON WIRELESS	120.03
<b>TOTAL EXPENDITURES 04/03/2020</b>			<b>\$13,912.58</b>

30106406	04/14/2020	APPALACHIAN JUVENILE COMM	5,775.00
30106407	04/14/2020	APPALACHIAN POWER	247.30
30106408	04/14/2020	ATKINS, TRAVIS R	56.10
30106409	04/14/2020	AXON ENTERPRISE INC	3,720.00
30106410	04/14/2020	BARREN SPRINGS VOL FIRE D	2,261.00
30106411	04/14/2020	BKT UNIFORMS	1,163.74
30106412	04/14/2020	BLUE RIDGE ANALYTICAL, LLC	1,235.00
30106413	04/14/2020	BLUE RIDGE AUTO PARTS INC	22.97
30106414	04/14/2020	BRENNTAG MID-SOUTH INC	2,167.29
30106415	04/14/2020	CARTER MACHINERY CO INC	524.70
30106416	04/14/2020	CDW GOVERNMENT INC	649.24
30106417	04/14/2020	CENTURYLINK	48.40
30106418	04/14/2020	CENTURYLINK	120.31
30106419	04/14/2020	CENTURYLINK	311.62
30106420	04/14/2020	CHALMERS & KUBECK - SOUTH	99.53
30106421	04/14/2020	CHEROKEE CONSTRUCTION CO	7,130.00
30106422	04/14/2020	CITIZENS TELEPHONE COOP	720.00
30106423	04/14/2020	COLT W. SIMMONS CONSTRUCT	86,307.50
30106424	04/14/2020	CORE&MAIN LP	557.28
30106425	04/14/2020	COUNTY OF WYTHE	1,416.67
30106426	04/14/2020	DAVID ALLEN MILLER	687.87
30106427	04/14/2020	DELL MARKETING LP	2,707.27
30106428	04/14/2020	EEIS-ELEVATOR EQUIP INSPE	375.00
30106429	04/14/2020	ENNIS, INC	1,421.01

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30106430	04/14/2020	ENTERPRISE FM TRUST	6,196.62
30106431	04/14/2020	ESP	557.99
30106432	04/14/2020	FERGUSON ENTERPRISES #5	849.90
30106433	04/14/2020	FN WHOLESALE LIGHTING & S	117.36
30106434	04/14/2020	GALLS	463.82
30106435	04/14/2020	GRANT, BRUCE M	4,343.59
30106436	04/14/2020	GRUBB FUNERAL HOME	1,137.00
30106437	04/14/2020	HALE INDUSTRIES, INC	6,801.29
30106438	04/14/2020	HOME DEPOT PRO	943.95
30106439	04/14/2020	HUFF FORD	63.12
30106440	04/14/2020	HURT & PROFFITT INC	1,933.34
30106441	04/14/2020	ID NETWORKS	2,317.00
30106442	04/14/2020	JASON'S AUTO SERVICE	51.00
30106443	04/14/2020	JOINT IDA OF WYTHE COUNTY	60,467.50
30106444	04/14/2020	JOINT PUBLIC SERVICE AUTH	46,309.64
30106445	04/14/2020	JONES, ZAC	11.12
30106446	04/14/2020	KING-MOORE INC	598.00
30106447	04/14/2020	DAVID L. BEAVER	800.00
30106448	04/14/2020	LEXISNEXIS	212.00
30106449	04/14/2020	LEXISNEXIS	724.00
30106450	04/14/2020	MANSFIELD OIL CO	5,333.71
30106451	04/14/2020	MANUAL, FRANK	134.10
30106452	04/14/2020	MEADE TRACTOR	13.48
30106453	04/14/2020	MITCHELL, HARLEY L	16.42
30106454	04/14/2020	MODERN SHOE STORE	119.99
30106455	04/14/2020	MOORE, KRISTY D	56.10
30106456	04/14/2020	MORRILL, ABAGAYLE F	11.94
30106457	04/14/2020	QUADIENT FINANCE USA, INC	914.50
30106458	04/14/2020	NEW RIVER REGIONAL WATER	14,398.59
30106459	04/14/2020	NEW RIVER VALLEY REGIONAL	139,955.25
30106460	04/14/2020	NEW RIVER-HIGHLANDS RC&D	250.00
30106461	04/14/2020	NEWMAN TRAFFIC SIGNS	2,291.27
30106462	04/14/2020	NORFOLK SOUTHERN RAILWAY	757.11
30106463	04/14/2020	PAPER CLIP	1,626.14
30106464	04/14/2020	POSTAGE BY PHONE RESERVE	500.00
30106465	04/14/2020	R.E.MICHEL COMPANY, LLC	853.26
30106466	04/14/2020	ROACH, THOMAS	100.00
30106467	04/14/2020	RURAL DEVELOPMENT	2,282.00
30106468	04/14/2020	RURAL DEVELOPMENT	2,514.00

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30106469	04/14/2020	RURAL DEVELOPMENT	11,572.00
30106470	04/14/2020	S&W FERTILIZER	164.95
30106471	04/14/2020	SMYTH WYTHE AIRPORT COMMI	13,430.00
30106472	04/14/2020	STATE ELECTRIC SUPPLY CO	64.80
30106473	04/14/2020	SUNTRUST	36,881.92
30106474	04/14/2020	SUPREME COURT OF VIRGINIA	1,782.20
30106475	04/14/2020	TESLA ELECTRIC SERV	300.00
30106476	04/14/2020	TESSCO INC	163.19
30106477	04/14/2020	TRACTOR SUPPLY COMPANY	100.18
30106478	04/14/2020	TRANSUNION RISK & ALTERNA	50.00
30106479	04/14/2020	US CELLULAR	1,046.07
30106480	04/14/2020	V&M RECYCLING	63,987.32
30106481	04/14/2020	VIRGINIA BUSINESS SYSTEMS	1,231.05
30106482	04/14/2020	VITA	142.19
30106483	04/14/2020	VITA	225.46
30106484	04/14/2020	VUPS	80.85
30106485	04/14/2020	WALTER F STEPHENS JR INC	76.95
30106486	04/14/2020	WELLS FARGO CORPORATE TRU	375.00
30106487	04/14/2020	WRIGHT, JEFF E	89.61
30106488	04/14/2020	WYTHE CO HEALTH DEPT	91,529.00
30106489	04/14/2020	WYTHE CO WATER & WASTEWAT	291.59
30106490	04/14/2020	WYTHE TIRE AND MUFFLER	193.99
30106491	04/14/2020	WYTHE-GRAYSON REGIONAL LI	81,113.75
30106492	04/14/2020	WYTHEVILLE OFFICE SUPPLY	1,118.97
30106493	04/14/2020	XEROX	533.75
30106494	04/14/2020	XTERIOR PLUS INC	26,678.12
<b>TOTAL EXPENDITURES 04/14/2020</b>			<b>\$ 759,973.81</b>

**TOTAL EXPENDITURES APPROVED 04/14/2020** **\$773,886.39**

Supervisor Terry seconded the motion and the roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Ryan M. Lawson	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry

ABSENT: Rolland R. Cook

NAYS: None

**MINUTES OF PREVIOUS MEETINGS**

The Board was presented with the March 24, 2020, minutes for approval.

Supervisor McRoberts made a motion, seconded by Supervisor Smith, to approve the March 24, 2020, minutes as presented.

The roll call vote on the motion was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Ryan M. Lawson	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry

ABSENT: Rolland R. Cook

NAYS: None

**COVID-19 UPDATE – EMERGENCY SERVICES COORINATOR**

Mr. Curtis Crawford, Emergency Services Coordinator, provided the Board with a handout that included COVID-19 statistics, as well as the declaration and releases the County has issued. As of today, Wythe County has had seven confirmed cases. Mr. Crawford said that they are looking at more testing in our area and that WCCH is testing as well as the Urgent Care on Holston Road. Testing is only done upon successful questioning of the applicants, and can take anywhere from 48 hours to five days for the results. Tests are also being conducted at Smyth County Hospital and New River (roaming testing facility).

Mr. Crawford is expecting a shipment of PPE from the State tomorrow putting Wythe County in good shape. He explained that the Department of Health supplies the hospital, Office of EMS supplies Wythe County's EMS staff, and Mr. Crawford's office is supplying Fire and Sheriff's Department as well as DSS. He indicated they had a stockpile of masks but were short on gloves and gowns. Mr. Crawford explained that there is an equation for requesting and receiving PPE which is generally based on the number of confirmed cases, EMS calls, population, etc. and he emphasized that it is crucial we continue to use our supplies wisely as the State's supply is scarce.

Initially, Mr. Crawford said, the medical facilities' questioning of people who wanted to be tested was fairly stringent (i.e. you either travelled out of the county, or were directly exposed, and/or showed symptoms). He said the line of questioning has changed with

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the changes occurring in positive testing. While we have more tests available, he said we are nowhere near having the testing capabilities of other areas in the state.

Nursing homes are still closed to the public and Mr. Crawford is not aware of any confirmed cases there. He said if and when that happens, the Health Department would come in and work directly with the home.

In response to Chair Vaught's concern about the numbers, Mr. Crawford said recovery numbers are not being tracked by the Health Department; only the number of positive cases.

*(Supervisor Cook arrived at 6:13 p.m.)*

The Chair asked Mr. Crawford to reach out to the Health Department and inquire about lack of recovery numbers being tracked. He feels sharing the "total" number of confirmed cases is misleading due to the majority of people that recover from the virus.

Mr. Bear commented that our auditors and VACo have sent us information about COVID-19 reimbursements. Mr. Crawford, in coordination with Finance Director Bruce Grant, is tracking our expenditures, as is the School Board. We are also calculating the loss in revenue from meals and lodging taxes. Wythe County will prepare one submission including the schools and towns, and when approved, funds will be distributed accordingly.

Mr. Crawford added that recent rains caused significant flooding on Millers Creek and Pope Road. The Red Cross quickly took care of two people who were displaced and Mr. Crawford commended all the emergency services personnel who responded.

Supervisor Terry extended his thanks to Mr. Bear and Mr. Crawford regarding Health Department communications with doctors' offices.

### **LEAD MINES RESCUE SQUAD AMBULANCE**

Vice Chair Lawson asked for an update on the repairs of LMRS ambulance.

Mr. Crawford is expecting to speak with the Chairman of LMRS Board, but did say that the quotes they have are from February. They are trying to determine if the repairs that were done were beneficial at all and questions whether putting more money into the ambulance a viable solution?

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Mr. Bear said initially they understood the engine work was under warranty. Then they came back and stated they had taken the vehicle to Kernersville where replacement of the sensor and gaskets had resolved the issue. But then Mr. Bear learned of an issue regarding the turbo and doesn't understand why Kernersville didn't address the turbo at the same time they addressed sensor/gasket? Curtis is trying to meet and understand the whole issue before Mr. Farthing can assist with engine warranty.

Supervisor McRoberts stated that when the ambulance went to Kernersville, it was because the gaskets on the turbo were bad.

A quote for \$5,700 was received from Direct Dodge.

Mr. Bear is not confident that more money should be put into this vehicle.

Mr. Crawford added that we would have to wait until September to be eligible for grant money.

Mr. Farthing stated the engine had been replaced in April of 2019 (for about \$12k) and he understands from the mechanic that the turbo is a separate piece from the engine, so it wouldn't fall under the engine warranty.

Mr. Bear commented that maybe we should consider selling the vehicle and perhaps lease another one.

Mr. Crawford confirmed that both Direct Dodge and Smokin' Guns stated that it needs a turbo but according to Kernersville, it just needed gaskets.

Chair Vaught said there's a big difference between needing a turbo and needing a gasket. If you replace the engine, you also need to replace or rebuild the turbo. We need updated quotes along with warranty information before making a decision.

Supervisor McRoberts doesn't understand how you can spend \$5,700 for a turbo with absolutely no warranty.

Vice Chair Lawson concluded that we need more information and can discuss this further at next week's Fire & Rescue Committee meeting.

**COVID-19 UPDATE CONTINUED**

1. Rural Retreat Lake Campground Operations – Mr. Bear asked the Board to consider waiving the \$10 processing fee and issue full refunds to people who have made payments/deposits on campsites during the closure of the campgrounds.

Supervisor Horney made a motion, seconded by Supervisor Terry, to approve waiving the \$10 processing fee and issuing full refunds to customers who made deposits on campsites through closure of the campground.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Mr. Bear added that they may delay opening the campground until the weekend of June 12<sup>th</sup> depending on COVID-19 status. He added that opening the pool would be delayed indefinitely and to stay tuned for updates.

2. National Emergency 2020 Funding Request – Mr. Bear explained that a code had been set up (35051) for emergencies and he'd like to request the Board approve \$15,000 as an amendment and appropriation to go into 35051. He said although it won't be spent right now, it's just in case Mr. Crawford has to order emergency supplies and we have a way to track those expenditures.

Supervisor Horney made a motion, seconded by Vice Chair Lawson, to approve amending and appropriating \$15,000 to line code 35051.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	



NAYS: None

- 3. Water Use & Management Ordinance Policy – Mr. Bear recommends the Board authorize waiving the disconnect up through June 10<sup>th</sup> even though we do not fall under the SCC order. He said late notices and disconnect notices will still be sent but that no physical disconnects will occur.

Supervisor Terry made a motion, seconded by Supervisor Cook, to suspend disconnection of water/wastewater services through June 10<sup>th</sup>.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

**NEW RIVER REGIONAL WATER AUTHORITY FINANCIAL STATEMENT FY19**

The Board was presented with the FY19 Financial Statement for the New River Regional Water Authority.

Supervisor Terry made a motion, seconded by Supervisor Cook, to accept the FY19 financial statement for the NRRWA as presented.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

**CONTINUITY OF GOVERNANCE ORDINANCE 2020-01**

The Board was presented with a proposed Continuity of Governance Ordinance. Mr. Bear explained that this ordinance allows for appointed boards/authorities in temporary

emergency situations, to conduct government business in an electronic format if deemed necessary.

Mr. Farthing stated that if the Board passes this ordinance, you are doing so on an emergency basis; then a public hearing is required within 60 days (i.e. June 9<sup>th</sup> meeting). Or if the ordinance is no longer needed, you can just let it lapse without holding a public hearing. He said the Board can readopt the ordinance if it needs to be continued beyond the June 9<sup>th</sup> date.

Supervisor McRoberts made a motion, seconded by Vice Chair Lawson, to adopt the Continuity of Governance Ordinance 2020-01.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Supervisor Smith made a motion, seconded by Supervisor Terry, to set the public hearing for June 9, 2020 to consider the Continuity of Governance Ordinance.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

## **BUDGET COMMITTEE REPORT**

1. RRVES Defibrillators – Supervisor Smith made a motion, as recommended by the Budget Committee, to amend & appropriate \$30,532 to 32032-461400 for the purchase of four defibrillators for the RRVES.

Mr. Bear explained that RRVES did not draw down County allotted funds for FY19 for \$30,532 so they are requesting those unspent funds now to go towards the purchase of the defibrillators. The total cost of the four units is around \$61,000.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

2. Sheriff's Office New Vehicle Transfer Request – Supervisor Smith made a motion, as recommended by the Budget Committee, to transfer \$33,109 from the Concealed Weapons Permit Fund (7002-702) to the Police Activity Fund and to amend & appropriate same to 31021-470030. The funds will be used to purchase a vehicle for the Sheriff's Office.

The roll call vote was as follows:

AYES:	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry
	Coy L. McRoberts	

NAYS: None

ABSTAIN: Brian W. Vaught Ryan M. Lawson

3. Sheriff's Office Toughbooks Transfer Request – Supervisor Smith made a motion, as recommended by the Budget Committee, to transfer \$5,000 from the Electronic Summons Fund and to amend & appropriate same to 3102-470015 for the purchase of Toughbooks and powered vehicle cradles used for electronic ticketing.

The roll call vote was as follows:

AYES:	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	James D. "Jamie" Smith	Stacy A. Terry

Coy L. McRoberts

NAYS: None

ABSTAIN: Brian W. Vaught

Ryan M. Lawson

## **SUPERVISORS' REPORTS**

1. APEX Status – Supervisor Smith asked for an update regarding the APEX Center cutting off their lights to reduce costs when the center is not being used.

Mr. Bear responded that the APEX Authority is discussing that at their next meeting as well as considering APEX personnel. He is not aware whether they have cut back on their lighting as yet but he will follow-up with the Chair of the Authority.

2. Muskrat Road – Supervisor Smith reiterated citizens' requests to make this a State-maintained road.
3. Atkins Mill Road – Supervisor Smith reiterated the need for County water on Atkins Mill, Whippoorwill, Peppers Ferry and Gunton Park.
4. Carterville Heights Road Fire Hydrant – Supervisor Smith stated that there is a fire hydrant on Carterville Heights Road that is apparently damaged and water is running down the road.
5. Locust Hill Road Broadband – Supervisor Smith has received several inquiries from residents on Locust Hill about the need for broadband in their area.
6. Cattle Issues on Gunton Park Road Farm – Supervisor Smith asked for an update as he understands the owner of the cattle has yet to pay Mr. Rambo. He said Mr. Rambo is asking if the County can pay him what he's owed (\$1,000) since he has gotten nowhere with the owner of the cattle. The work performed by Mr. Rambo was to bury 10-15 cows that had died.

Mr. Bear acknowledged this situation is bad but said the County cannot send our crew out there as it's private property. The Board of Supervisors has the authority to approve payment to Mr. Rambo but Mr. Bear discourages it as the County

should not start paying for work done on private property. He understands that the owner of the cattle has been charged but does not know of a court date.

Chair Vaught asked if the County pays Mr. Rambo, can't the County seek restitution later? Mr. Bear responded affirmatively, but he does not want to set a precedent.

Mr. Farthing added that the County could pay Mr. Rambo as the situation could have resulted in a public health issue, as Supervisor Smith indicated some of the cows were laying in a spring that fed neighboring wells. Mr. Farthing is uncertain how the restitution would work but he can reach out to the Commonwealth Attorney for more information. He thinks the County can foot the bill as a general welfare issue but, like Mr. Bear, he doesn't want to set a precedent.

Chair Vaught asked Mr. Farthing to work with Mr. Dunford and the Commonwealth Attorney to determine steps the County can take to seek restitution.

Supervisor Smith made a motion, seconded by Supervisor Terry, to amend and appropriate \$1,000 to 1101 Board of Supervisors to process payment to Mr. Rambo.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

7. Hazardous Waste Day – Vice Chair Lawson asked if we can schedule this day sooner rather than later, as many people are doing projects and/or cleanups now that they are home.

Mr. Bear replied that this service, typically held in late September, is provided by JPSA who contracts with a firm and he's not sure if a date has been set in stone yet or not. Mr. Bear said it would have to be after July 1<sup>st</sup>, which is the start of the

new fiscal year. He also added FYI that the cost, which JPSA covers, is around \$30,000.

It was reiterated that if residents are wanting to dispose of paint, they should remove the lid and let the paint dry, then it can be thrown away with their trash (i.e. no longer hazardous waste).

Mr. Bear added that with many residents doing Spring cleaning, the convenience centers are encountering issues at the dumpsters (i.e. large items not being placed all the way to the back of the dumpster). If these issues persist, the County may have to consider going to bagged garbage only at the convenience centers.

8. House Bill 421 – Supervisor Horney was asked by Mr. Gus Kincer if the County could prepare an ordinance against House Bill 421. However, it was noted that the bill was not signed.

Chair Vaught commented that it is his understanding that even if the bill was signed, the 2<sup>nd</sup> Amendment Resolution the Board passed last fall covers this issue (i.e. we won't expend any County funds to restrict anyone's 2<sup>nd</sup> Amendment rights). He said HB21 gives the local government authority to say we want or don't want to ban firearms from these meetings. If we were to do that, we would have to purchase signage which, in his opinion, is expending County funds.

Mr. Bear understands that as long as you don't vote to pass an ordinance then the ordinance is not in effect. In other words, you don't need to pass an ordinance that says you're not going to abide by an ordinance.

Any ordinance that is passed does require a public hearing.

Mr. Farthing added that if and when HB421 is signed, if Wythe County chooses to follow that bill, Wythe County would have to have an ordinance outlining the specifics of the ban and then hold a public hearing.

9. APEX Center Mold Issue – Supervisor Terry wanted an update on the testing that was done at the APEX regarding the mold issue. He has received a few inquiries, one of which was from Mr. Dean Coe.

Mr. Bear will reach out to Mr. Coe directly. Apparently, they have threatened a claim against the County but did not request any funding. Mr. Bear asked that

any future communications that come in be directed to him or the County Attorney.

10. Broadband – Supervisor Terry has received calls from residents in both the east and west ends of the County about the need for Broadband. With schools being closed, there is a greater need for residents to have Broadband so the children can complete their school work at home.

Mr. Bear said the people he spoke with today regarding Broadband are trying to come up with ways to expand their networks and are trying to partner with our current Broadband providers to add areas for immediate service. He understands this is a critical need.

Chair Vaught asked if we can form a committee or task force to address/oversee the issue.

Mr. Bear agreed that we should develop a committee and task force (not just Board members) to work on the Broadband issues as soon as we get the budget wrapped up.

11. Trash Pick-up – Chair Vaught said that he spoke with Mr. Dunford about the trash issue at Flying J (Exit 77) and said the situation is just as bad today as it was a month ago. Perhaps a letter should be sent to the general manager.

Mr. Farthing will work with Mr. Dunford to rectify the situation.

### **CLOSED MEETING**

Supervisor Terry made a motion, seconded by Supervisor Smith, to enter into Closed Meeting under Code of Virginia Section 2.2-3711-A.5, Discussion of a Prospective Industry (Project Murphy and Project Panel).

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Supervisor Horney made a motion, seconded by Supervisor Terry, to return to open meeting.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Upon returning to open meeting, Supervisor Terry made a motion, seconded by Vice Chair Lawson, to adopt the following Resolution certifying the business conducted in closed meeting as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED MEETING**

**WHEREAS**, the Wythe County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Wythe County Board of Supervisors that such meeting was conducted in conformity with Virginia law; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Wythe County 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 by the Wythe County Board of Supervisors.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
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Rolland R. Cook  
Ryan M. Lawson  
James D. "Jamie" Smith

B. G. "Gene" Horney, Jr.  
Stacy A. Terry

NAYS: None

**LAND CONTRACT**

Supervisor Cook made a motion, seconded by Vice Chair Lawson, to authorize the Chair to sign the land contract discussed in the closed meeting.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry

NAYS: None

ABSTAIN: James D. "Jamie" Smith

**CLOSED MEETING**

Supervisor Smith made a motion, seconded by Supervisor Cook, to enter into Closed Meeting under Code of Virginia Section 2.2-3711-A.1, Discussion of Personnel Matters, and Section 2.2-3711.A.7, Consultation with Legal Counsel.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Supervisor Horney made a motion, seconded by Vice Chair Lawson, to return to open meeting.

The roll call vote was as follows:

AYES:           Brian W. Vaught                                 Coy L. McRoberts  
                  Rolland R. Cook                             B. G. "Gene" Horney, Jr.  
                  Ryan M. Lawson                             Stacy A. Terry  
                  James D. "Jamie" Smith

NAYS:           None

Upon returning to open meeting, Supervisor McRoberts made a motion, seconded by Supervisor Horney, to adopt the following Resolution certifying the business conducted in closed meeting as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED MEETING**

**WHEREAS**, the Wythe County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Wythe County Board of Supervisors that such meeting was conducted in conformity with Virginia law; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Wythe County 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 by the Wythe County Board of Supervisors.

The roll call vote was as follows:

AYES:           Brian W. Vaught                                 Coy L. McRoberts  
                  Rolland R. Cook                             B. G. "Gene" Horney, Jr.  
                  Ryan M. Lawson                             Stacy A. Terry  
                  James D. "Jamie" Smith

NAYS:           None

**RECESS**

The Board recessed until Wednesday, April 15, 2020 at 5:00 p.m. for a budget work session.

**RECONVENE**

The Board reconvened on Wednesday, April 15, 2020 at 5:00 p.m.

**MEMBERS PRESENT:**

Brian W. Vaught, Chair	James D. "Jamie" Smith
B. G. "Gene" Horney, Jr.	Stacy A. Terry
Coy L. McRoberts	Rolland R. Cook
Ryan M. Lawson	

**STAFF PRESENT:**

Stephen D. Bear, County Administrator  
Martha Collins, Administrative Assistant/Clerk

**BUDGET WORK SESSION**

The Board and staff discussed FY21 budget matters.

**LEAD MINES RESCUE SQUAD AMBULANCE**

Mr. Bear received information from LMRS Chairman and had communications with Mr. Crawford regarding the ambulance repairs. The information Mr. Bear received was that initially Kernersville said it was just the gasket; then they came back and said it wasn't just the gasket but that it was the turbo. He said they are going to get updated quotes and will get them back to us. The original quote was \$5,700 (February) and assuming the price may have gone up slightly, Mr. Bear recommended approving \$6,000 and the Board agreed.

Supervisor McRoberts made a motion, seconded by Supervisor Smith, to amend and appropriate \$6,000 to Lead Mines Rescue Squad.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

**RECESS**

The Board recessed until Tuesday, April 21, 2020 at 5:00 p.m. for a budget work session.

**RECONVENE**

The Board reconvened on Tuesday, April 21, 2020 at 5:00 p.m.

**MEMBERS PRESENT:**

Brian W. Vaught, Chair	James D. "Jamie" Smith
B. G. "Gene" Horney, Jr.	Stacy A. Terry
Coy L. McRoberts	Rolland R. Cook
Ryan M. Lawson	

**STAFF PRESENT:**

Stephen D. Bear, County Administrator

**BUDGET WORK SESSION**

The Board and staff discussed FY21 budget matters.

**CLOSED MEETING**

Supervisor Terry made a motion, seconded by Supervisor Smith, to enter into Closed Meeting under Code of Virginia Section 2.2-3711-A.1, Discussion of Personnel Matters.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
	Rolland R. Cook	B. G. "Gene" Horney, Jr.
	Ryan M. Lawson	Stacy A. Terry
	James D. "Jamie" Smith	

NAYS: None

Supervisor McRoberts made a motion, seconded by Supervisor Cook, to return to open meeting.

The roll call vote was as follows:

AYES:	Brian W. Vaught	Coy L. McRoberts
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Rolland R. Cook  
Ryan M. Lawson  
James D. "Jamie" Smith

B. G. "Gene" Horney, Jr.  
Stacy A. Terry

NAYS: None

Upon returning to open meeting, Supervisor McRoberts made a motion, seconded by Supervisor Horney, to adopt the following Resolution certifying the business conducted in closed meeting as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED MEETING**

**WHEREAS**, the Wythe County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Wythe County Board of Supervisors that such meeting was conducted in conformity with Virginia law; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Wythe County 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 by the Wythe County Board of Supervisors.

The roll call vote was as follows:

AYES: Brian W. Vaught  
Rolland R. Cook  
Ryan M. Lawson  
James D. "Jamie" Smith

Coy L. McRoberts  
B. G. "Gene" Horney, Jr.  
Stacy A. Terry

NAYS: None

**ADJOURNMENT**

With no other business to come before the Board, Chair Vaught adjourned the meeting at approximately 8:15 p.m.

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Brian W. Vaught, Chair