

**At a Regular Meeting of the Sussex County Board of Supervisors
Held in the General District Courtroom on
Thursday, October 20, 2016 at 7 pm**

BOARD MEMBERS PRESENT

Keith C. Blowe
C. Eric Fly, Sr.
Alfred G. Futrell
Susan B. Seward
John A. Stringfield
Rufus E. Tyler, Sr.

STAFF PRESENT:

Deborah A. Davis, County Administrator
Vandy V. Jones, III, Deputy County Administrator
Mark Flynn, County Attorney
John Paul Woodley, County Attorney
Ellen G. Boone, Commissioner of the Revenue
John Broderick, Director of Finance and Operations of the Public Schools
Shilton R. Butts, Assistant to the County Administrator/Deputy Clerk to the Board
Deste J. Cox, Chief Deputy Treasurer
Brenda H. Drew, Housing Coordinator
Julius Hamlin, Director of Instruction
Arthur Jarrett, Superintendent
Kelly Moore, Accounts Payable Clerk
Valarie P. Ricks, Lieutenant
Matthew Venable, Director of Environmental Inspections
Onnie L. Woodruff, Treasurer

1. Commencement

1.01 Call to Order/Determine Quorum

The October 20, 2016 meeting of the Sussex County Board of Supervisors was called to order by Chairman Blowe.

1.02 The Invocation

The Invocation was offered by Supervisor Tyler.

1.03 The Pledge of Allegiance

The Pledge of Allegiance was recited by all.

1.04 Agenda Amendments

Staff requested to amend under the Consent Agenda, Item 2.04 Accept and Appropriate Circuit Court Clerk's Office Grant Funds in the amount of \$12,000 to add \$7,800.00 to be re-appropriated for a total of \$19,800.00 to be re-appropriated and add as Item 2.06 to Accept and Appropriate Funds for Sheriff's Department DMV Grant #18X920405DVA17 in the amount of \$25,775.00 from the Highway Safety Department with a soft match of \$12,887.50 to be taken from the Law Enforcement Field Operations Budget and Vehicle Maintenance and appropriate the same.

County Administrator Davis noted a correction under Action Items, item 6.03 Building and Grounds Budget supporting documentation of an Invoice in the amount of \$3,277.10 which is a quote that should be \$3,803.60.

1.05 Approval of Regular Agenda

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the October 20, 2016 regular agenda, inclusive of the noting agenda amendments.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

1.06 Convene into Closed Session

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for (1) consultation with legal counsel regarding specific legal matter requiring advice of counsel pursuant to applicable Code Section 2.2-3711(A)7 regarding Atlantic Waste Disposal, Inc. and (2) discussion concerning a perspective business or industry or the expansion of an existing business or industry where no prior announcement has been made of the business or industry interest in locating or establishing a facility in the community pursuant to applicable Code Section 2.2-3711(A)5.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

1.07 Reconvene into Open Session

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby reconvenes to Open Session.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

1.08 Certification

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that 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 Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

1.09 Action Resulting from Closed Session

No action taken on Closed Session items

2. Approval of Consent Agenda

ON MOTION OF SUPERVISOR TYLER, seconded SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the Consent Agenda inclusive of the following: (a) Minutes of September 15 and 29, 2016 meetings; (b) Approval of Warrants and Vouchers; (c) Accept and Appropriate Funds - \$2,670.00, Litter Recycling Grant; (d) Accept and Appropriate Funds, \$12,000.00 Circuit Court Clerk's Office Grants in addition to \$7,800.00 to be re-appropriated for a total of \$19,800.00 to be re-appropriated; and, (d) add as Item 2.06 Accept and Appropriate Funds for Sheriff's Department DMV Grant #18X920405DVA17 in the amount of \$25,775.00 from the Highway Safety Department with a soft match of \$12,887.50 to be taken from the Law Enforcement Field Operation Budget and Vehicle Maintenance.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

3. Recognitions/Awards

3.01 Stony Creek VDOT Employees

County Administrator Davis reported that on Tuesday, October 4, 2016, staff received an email from Mr. Joseph Lomax, Residency Administrator (VDOT Franklin Residency), who had received an email from Mr. Terence E. Stiltner, Transportation Operations Manager II (Stony Creek Area Headquarters). Mr. Stiltner advised that two of his crew members observed in an incident on October 3, 2016 involving a local school bus.

Staff commends the two employees (Mr. Tony Branch and Mr. Joe Rideout) and has provided a Certificate of Recognition. We sincerely appreciate their quick response to what could have been a more dangerous situation and we applaud them for their quick and positive response.

County Administrator Davis read the Certificates of Recognition aloud. Mr. Joseph Lomax was present to receive the certificates. (A copy of the Certificate was included in the Board packet.)

3.02 County Employee Recognition

County Administrator Davis reported that the Board adopted a resolution in August recognizing “September as Hunger Action Month.” This has been done now for the past several years so that all employees who may want to participate would have the opportunity, our payroll clerk included notification in each pay envelope, after the Board’s action in August. Several County employees participated by donating canned goods and non-perishable items for the fight against hunger. As a token of our appreciation, Administration has prepared a Certificate of Appreciation for the employees who donated.

County Administrator Davis read the Certificate of Appreciation aloud. Employees’ names and a copy of certificate were included in the Board packet. Certificates will presented to employees at a later date.

3.03 Hunting Quarter Baptist Church Resolution of Recognition

County Administrator Davis stated that earlier this year, Hunting Quarter Baptist Church received its historical highway marker commemorating the church’s history in Sussex County.

ON MOTION SUPERVISOR TYLER, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts resolution for the historical highway marker erected on the Grounds of Hunting Quarter Baptist Church, to-wit:

WHEREAS, Hunting Quarter Baptist Church located at 16166 Hunting Quarter Church Road, Stony Creek, VA 23882, received notification from the Virginia Board of Historic Resources on September 8, 2015 of eligibility of consideration of the proposed Hunting Quarter Baptist Church highway marker; and

WHEREAS, Hunting Quarter Baptist Church originated in 1863 when local African Americans began holding worship services under a nearby brush arbor, according to oral history; and

WHEREAS, white neighbors donated a two-room sanctuary that stood 200 feet northeast of here and burned in 1865; and

WHEREAS, the congregation built a frame sanctuary here in 1879 and later overlaid it with brick and was referred to as the Hunting Quarter School for African American children.

WHEREAS, on March 2, 2016, Rev. Dr. Ethel B. Poarch, Rev. Dr. Carroll Robb, First Lady Annette Robb, and members of Hunting Quarter Baptist Church gathered on the grounds to witness the Virginia Department of Transportation unload and place the Hunting Quarter Baptist Church highway marker in its designated area; and

WHEREAS, World War I and II veterans, as well as longtime Pastor Frank L. Mason, a Republican candidate for U.S. Congress from Virginia's 4th District (1920), were buried in the cemetery at Hunting Quarter Baptist Church; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Sussex County Board of Supervisors hereby recognizes the new historical highway marker erected on the Grounds of Hunting Quarter Baptist Church, commemorating the origin and 153 years of history which is situated in Sussex County, Virginia.

Adopted on the 20th day of October, 2016.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

4. Public Hearings - none

5. Appointments

5.01 Appointment – Various Boards, Terms Expiring December 31, 2016

There was discussion that the various terms of the appointees of various Boards were due to expire December 31, 2016.

Brenda Burgess - Crater District Area Agency on Aging Board of Directors

Crockett Morris – South Centre Corridor Resource Conservation & Department Council

Raymond Warren – Sussex Service Authority Board of Directors

Staff contacted each agency on October 12, 2016 and was told that all of the appointees are eligible for reappointment. Letters were mailed to them on the same date asking each to provide (in writing) their desire to be reappointed (or not).

There was discussion regarding Mr. Warren's term. The county attorney has been tasked with confirming Mr. Warren, as well as Mr. Collins, position and terms on the Sussex Service Authority Board of Directors.

6. Action Items

6.01 Voting Credentials for VACo Annual Business Meeting

The Annual Business Meeting of the Virginia Association of Counties (VACo) will be held on Tuesday, November 15, 2016 at 11:00 a.m. at the Homestead. Each year, localities are asked to designate representatives of its Board of Supervisors to cast votes at the Annual Business meeting.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby nominate Chairman Blowe as a voting delegate and Vice Chair Seward as an alternate delegate to cast votes at the VACo Annual Business Conference.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.02 Virginia Department of Emergency Management Refund Request

The Virginia Department of Emergency Management has notified staff that an overpayment in the amount of \$732.71. was made to the County, of federal and state shares for county donated resources as a result of Hurricane Irene. The overpayment must be returned to the State within thirty (30) days of the receipt of letter which was dated October 11, 2016. A copy of the letter is included in Board packet.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors approves that the \$732.71 be refunded to the Virginia Department of Emergency Management and that the funds be taken from the contingency Fund.

Voting aye: Supervisors Blowe, Futrell, Seward, Stringfield, Tyler

Voting nay: Supervisor Fly

Staff has been requested to contact the Virginia Department of Emergency Management regarding payment to be made within thirty (30) days. Staff has also been requested to revisit the budget to see if funds can be taken from another fund instead of the contingency fund.

6.03 Building and Grounds Budget

Several expenditures have been made for items that were needed at the Judicial Center. Some of the items purchased and/or repaired were metal detector, the Courthouse had to be rekeyed and glass was installed in the General District Courtroom. Because these expenditures were not included in the current budget, the County Administrator had little choice but to authorize the invoices to be paid and charged to the Buildings and Grounds budget. The total of these expenditures is \$14,798.11.

It was suggested to increase the Building and Grounds' budget for the next fiscal year to cover things of this nature. At the current time, there is no expenditure line item to cover these items.

No action was taken on this item at this time.

6.04 School Division's Request for Budget Increase Approval

Dr. Arthur Jarrett, Superintendent of Public Schools, stated the Sussex County school system has been afforded an opportunity to participate in a national grant, University Principal Preparation Initiative (UPPI). The UPPI Grant is an initiative introduced by the Wallace Foundation. This foundation is working with seven (7) universities around the country, one of which is Virginia State University (VSU). In the application for the grant submitted, three (3) school divisions were identified which included Sussex, Henrico and Hopewell that are working with VSU as partners on this grant. This grant provides an opportunity for school staff to be trained in leadership roles as principals and assistant principals.

The Sussex County Board approved its 2016/2017 Operating Budget on March 10, 2016 in the amount of \$18,372,528.00. At the School Board's October regular school board meeting, the school voted to increase their budget in the amount of \$289,188.00 for a total of \$18,661,716.00.

The school division is asking the Board of Supervisors approval to readjust the school operating budget to accept this grant with no obligation directed from the County.

Supplemental attachments were provided to Board members.

Supervisor Tyler gave full disclosure that the Improvement Association works in conjunction with the public schools in the educating children, he can vote on this item in an impartial manner.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the School Board's request to increase their operating budget by \$289,188.00 to accept the Wallace Foundation University Principal Preparation Initiative (UPPI) grant for a total School Board operating budget of \$18,661,716.00.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

6.05 50/50 Schools Fund Carryover Policy

County Davis stated that on August 15, 2013, the Board of Supervisors adopted a Resolution #13-187 authorizing the approval of the Schools Unspent Refund Policy, to return 50% of the schools unspent funds to the division. Administration staff and School Administration staff met on September 2, 2016; this was one of the items discussed. County Administration staff was under the impression that the School staff wanted County Administration staff to ask the Board to rescind Resolution #13-187 and that it be discussed with the Finance Committee. County Administration staff scheduled a Finance Committee for 6 p.m. on September 15th to discuss this item. The Finance Committee did not meet; however, the Chairman of the Finance Committee asked that it be discussed at the regular meeting. At the regular meeting, a resolution was adopted to rescind Resolution #13-187. (Historically, the Board's committees will meet and make a recommendation to the full Board.)

A letter from Dr. Jarrett was included in the Board packet.

ON MOTION OF SUPERVISOR STRINGFIELD, seconded SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves reinstate the 50/50 School Fund Carryover Policy.

Voting aye: Supervisors Blowe, Futrell, Stringfield, Tyler

Voting nay: Supervisors Fly, Seward

7. Reports of Departments/Agencies

7.01 Franklin Residency, VDOT, Joseph Lomax

Mr. Joseph Lomax, Virginia Department of Transportation (VDOT), Franklin Residency gave a brief update of VDOT projects throughout the County which included cleaning ditches.

Mr. Lomax updated Board members on the ditch on Main Street in Stony Creek. He advised that it is a private outfall ditch. Mr. Lomax stated that he met with citizens and local Town council member. He stated that if they are willing to provide/purchase easement for public use, he will cut the ditch, install piping and redirect the flow and block section off. Mr. Lomax does not recommend using the existing pipe.

Mr. Lomax stated that he believe it's a safety issue. He's willing to use maintenance funds to assist if easement is provided.

7.02 Treasurer's Report – included in Board packet

7.03 Atlantic Waste Disposal, Inc., Jason Williams

Mr. Jason Williams, Senior District Manager of Atlantic Waste Disposal, gave a brief update on Atlantic Waste Disposal activities.

Mr. Williams reported that the Phase II capping project is progressing very well. Have started drilling gas wells and doing other work to correct problem. There will be some increased odors over the next couple of weeks because Atlantic Waste Disposal Inc. will be digging in the trash.

Phase III capping project design is complete and is currently being reviewed by staff. Construction is scheduled to start in early 2017.

Phase IV clay capping project which is at the top of the landfill is still anticipated to be completed in 2016. Work was started on August 24, 2016.

Work everyday with team to improve gas collection. Some improvement has been seen.

Mr. Williams reported that they are still on schedule with the Waste Water Treatment Plant. The Waste Water Treatment Plant is expected to be completed in the second quarter of 2017.

Mr. Williams stated that in regards to the convenience centers around the County. The installation of the cameras discussed in the previous will begin next week, the end of October. It will be a two (2) week process. Jarratt will be the only site that will not have cameras installed because there is no power.

Staff has been tasked with seeing what needs to be done to get power at this location.

Mr. Williams stated that he has worked with Mr. Eddie T. Vick, Public Safety Coordinator, with finalizing putting a helicopter pad at the landfill that will be available for Medflight for use if needed.

7.04 Housing Program – *included in Board packet*

7.05 Blackwater Regional Library Report – *included in Board packet*

Ms. Bailey, Director of Blackwater Regional Library, notified staff that there was a break-in at the Waverly Library. She will be getting quotes for a security system.

7.06 Animal Services/Public Safety Monthly Report- *included in Board packet*

Mr. John Paul Woodley, County Attorney, provided a report of his review of the proposed change order to the current contract with the Harris Corporation for tower for the equipment for the new emergency communication system. County Attorney reported that the proposed change order has to have specific approval of the governing body, the Board of Supervisors.

County Attorney Woodley stated that the source of his information is Federal Engineering, the County's consulting engineer, examined the market for towers 300' in height. Federal Engineering advised that for planning and budgetary purposes, the figures of \$750.00 - \$1,000.00 per linear feet of height would be within budgetary estimate for projects of this type. It was further advised that \$45,000 - \$50,000.00 just in steel costs represents 20-25% of the entire required cost.

It was County Attorney Woodley's opinion that the Harris Corporation proposed change order quote for this type of project was reasonable.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the Harris Corporation change order in the amount \$186,600.00 for the completion of the tower.

Voting aye: Supervisors Blowe, Futrell, Stringfield, Tyler

Voting nay: Supervisors Fly, Seward

There were concerns about a claim regarding an accident that the Board wasn't made aware. This item was discovered during the review of monthly invoices. The Board is requesting Administration to incorporate a procedure for reporting accidents into the County's policy. Staff has been requested to update the Board on the incident and the policy at next month's meeting

7.07 Environmental Inspections Monthly Report – included in Board packet

8. Citizens' Comments (9:08 pm)

Comments were heard from:

- Bill Collins (Courthouse District) – Buildings at Animal Control; recommends auction equipment and repair building
- Lou Goodwyn (Blackwater District) – Dumpster Site on Highway 35
- Kevin Bracy (Courthouse District) – Convenience sites; install cameras; staff response to citizens
- Anne Joyner (Wakefield District) – Tax increase/reassessment; school bus/students

9. Unfinished Business

9.01 Recommendation of \$5,000.00 Allocation of Virginia's Gateway Region

At a previous meeting, the Board of Supervisors discussed the \$5,000.00 in additional funding that has been requested by Virginia's Gateway Region (VGR). At the September 15, 2016 meeting, the vote resulted in a tie. This item was to be presented at the October 20, 2016 meeting to be voted upon by the Board's tie breaker, Mr. Bill Collins. Staff was also asked to contact VGR to find out the amount of funds provided by other localities.

Locality Funding Information was provided in the Board packet.

At the September 15, 2016 Board meeting, the vote resulted in a tie with Supervisors Blowe, Futrell, and Stringfield voting aye; and, Supervisors Fly, Seward, and Tyler voting nay.

Mr. Collins, the Tiebreaker, was called forward. Mr. Collins voted "aye" in favor of the County paying the additional \$5,000.00 requested by the Virginia's Gateway Region (VGR). The motion was carried.

10. New Business

10.01 Design – Build Construction Management Projects

County Administrator Davis advised that staff was by Chairman Blowe to research and provide information on the construction of a new building to house County employees. There was discussion of having a Space Needs Assessment conducted for the current need

and future growth; financial evaluation and recommendations of how to finance the project as surveys and studies that may need to be done. The hiring of consultants, if necessary, was discussed as well.

ON MOTION OF SUPERVISOR TYLER, second by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes staff to begin the process of researching information and options to present to the Board for the upcoming budget process.

Voting aye: Supervisors Blowe, Futrell, Tyler

Voting nay: Supervisors Fly, Seward, Stringfield

Mr. Collins, the Tiebreaker, was called forwarded. Mr. Collins voted “aye”. The motion was carried.

Staff was further tasked with getting the costs to repair/renovate the old County Administration building which includes removing mold, asbestos, etc. to compare to the cost of a new building.

10.02 Board Member Request for Reimbursement

No action was taken on this item.

10.03 Report of Current Emergency Shelter

Supervisor Fly discussed his review of the new Emergency Plan. The Sussex Central High School is listed as an Emergency Shelter. Supervisor Fly is requesting clarification as to why the Airfield 4-H Conference Center is not listed as an emergency shelter as the County had previously installed a generator at that location. There was concerns that the Wakefield and Waverly side of the County has no emergency shelter.

Supervisor Fly has requested to place this item on the November 17, 2016 Board of Supervisors meeting agenda to have a list of the emergency shelters provided, as well as an explanation as why the Airfield 4-H Conference Center is no longer listed as an emergency shelter.

It has been requested to have Mr. Eddie T. Vick, Public Safety Coordinator, in attendance at the November 17, 2016 Board of Supervisors meeting to provide answers.

10.04 Board Member’s Request to Modify Current Comprehensive Plan (To limit acreage to be used for solar farms)

It has requested to have staff and county attorney research and review how the County’s current Comprehensive Plan can be modified to give the Board little more control as where solar farms can be placed.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex Board of Supervisors hereby request the Planning

Commission to review the Comprehensive Plan to provide recommendation regarding solar farms.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

10.05 Update on Purchase of SCBA for Fire Departments

Mr. Vandy Jones, III, Deputy County Administrator, reported that Mr. Vick, Public Safety Coordinator and Mr. Woodley, County Attorney, are working on the project. They are comparing vendors' products against contracts at state and local levels. It is believed Mr. Vick has chosen a vendor/contract for purchase. It needs to be forwarded to Mr. Woodley for review to see if County can use the chosen contract. Once this has been resolved, Mr. Vick and the vendor and/or entity that provides the SCBA will work together to finalize the packs that the County wants to purchase.

10.06 Use of River Gauges for Blackwater River

Supervisor Fly reported that Sussex County participates with surrounding localities in installing river gauges in the Blackwater River. He was interested in how money was expended. Information was provided in Board packet.

11. Board Member Comments

11.01 Blackwater District – Spending and contemplating spending unbudgeted money.

11.02 Courthouse District - none

11.03 Henry District - none

11.04 Stony Creek District – Great Town Hall Meeting

11.05 Wakefield District - none

11.06 Waverly District- none

12. Closed Session

12.01 Convene into Closed Session

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for (1) Personnel Matters, for discussion of consideration of appointment of specific employees of the locality regarding the Animal Control Division, pursuant to applicable Code Section 2.2-3711(A)1.

Voting aye: Supervisors Blowe, Fly, Futrell, Seward, Stringfield, Tyler

Voting nay: none

12.02 Reconvene to Open Session

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

Voting aye: Supervisors Blowe, Fly, Seward, Stringfield, Tyler

Voting nay: none

Absent during vote: Supervisor Futrell

12.03 Certification

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR TYLER and carried: RESOLVED that 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 Blowe, Fly, Seward, Stringfield, Tyler

Voting nay: none

Absent during vote: Supervisor Futrell

12.04 Action Resulting from Closed Session

No action was taken on closed session item.

13. Recess/Adjournment

13.01 Recess

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR SEWARD and carried: RESOLVED that the October 20, 2016 meeting of the Sussex Board of Supervisors is hereby recessed until Board Retreat on Tuesday, October 25, 2016 at 9:30 a.m. at Airfield 4-H Conference Center.

Voting aye: Supervisors Blowe, Fly, Seward, Stringfield, Tyler

Voting nay: none

Absent during vote: Supervisors Futrell

13.02 Board Retreat

The Board of Supervisors is scheduled for a Board Retreat to be held Tuesday and Wednesday, October 25th and 26th, 2016, respectively, at 9:30 a.m. each morning at the Airfield 4-H Conference Center located at 15189 Airfield Road, Wakefield, Virginia 23888.

13.03 Next Regular Meeting

The next Board of Supervisors meeting will be Thursday, November 17, 2016 at 5:30 p.m. in the General District Courtroom – Judicial Center located at 15098 Courthouse Road, Sussex, VA 23884.