

**At a Special (Rescheduled) Meeting of the
Sussex County Board of Supervisors
Held in the General District Courtroom on
Thursday, February 27, 2027 at 6 pm**

BOARD MEMBERS PRESENT

Steve E. White, Chairman
Phyllis T. Tolliver, Vice Chair
Thomas W. Baicy, III
C. Eric Fly, Sr.
Alfred G. Futrell
Wayne O. Jones
Rufus E. Tyler, Sr.

STAFF PRESENT:

Richard Douglas, County Administrator
Danielle Powell, County Attorney
Ellen G. Boone, Commissioner of the Revenue
Deste J. Cox, Treasurer
Ernest Giles, Sheriff
Michael Kessinger, Captain
Kelly W. Moore, Finance Director
Titiana D. Nicholson, CSA Coordinator
Michael Poarch, Planner
Regina Sykes, Commonwealth's Attorney
Victor White, Solid Waste C.C. Coordinator
Shilton R. Butts, Assistant to the County Administrator/
Clerk to the Board of Supervisors

1. Commencement

1.01 Call to Order/Determine Quorum

Chairman White called the February 27, 2025 Special (Rescheduled Regular) meeting to order.

1.02 The Invocation

Supervisor Tyler offered the Invocation.

1.03 The Pledge of Allegiance

The Pledge of Allegiance was recited by all.

1.04 Agenda Amendments

Administrator Douglas requested to table under Item 3. Recognitions, Item 3.02 District 19 Community Services Board Update//FY26 Local Funding Request.

Supervisor Tyler requested to table under Item 5. Appointments, Item 5.01 Appointment to Planning Commission (Henry District).

Vice Chair Tolliver requested to remove under Item 6. Action Items, Item 6.03 Fiscal Operation Policy.

Chairman White requested to add under Item 6. Action Items, as Item 6.04 Sheriff's Compensation and as Item 6.05 EMS Grant Presentation.

1.05 Approval of Regular Agenda

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approve the February 27, 2025 Special (Rescheduled Regular) meeting agenda with the amendments as noted. All Board members present voted aye.

2. Approval of Consent Agenda

ON MOTION OF SUPERVISOR TOLLIVER, seconded by SUPERVISOR WHITE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the Consent agenda inclusive of the following: (a) January 16, 2025 Regular Meeting minutes; (b) the Approval of Warrants and Vouchers; (c) the Treasurer's Report and Financial Update; and (d) Departmental Reports. All Board members present voted aye.

3. Recognitions/Awards/Presentation

3.01 FY24 Audit - Taylor Stover, Robinson, Farmer, Cox Associates

Taylor Stover with Robinson Farmer, Cox Associates was in attendance. He stated that he would provide a brief overview of some results; discuss the County's Fund Balance Summary and comment on the Management Letter.

Mr. Stover stated that typically he would review current accounting and report changes; however, there were none in FY24. He noted that overall went well.

He noted that there was a delay in the release. There was an Actuarial Report for the post employee benefit plan at the School Board that was not received until approximately Mid-December. It was recommended to get the information to the Actuary a little sooner next year.

Mr. Stover noted that the engagement summary included performing a financial statement audit and compliance report (VRS) for the County for the year ended June 30, 2024.

The audit was subject to:

- Auditing standards generally accepted in the United States of America (GAAS)
- The *Specifications for Audits of Counties, Cities and Towns* issued by the APA
- The standards for financial audits contained in the *Government Auditing Standards* issued by the Comptroller General (Yellowbook)

He noted that the Single Audit Act Amendments of 1996 and the provisions of the Uniform Guidance impact the Federal programs and what's required

Mr. Stover stated that the County had an unmodified opinion, which is a clean opinion, was issued on all three reports. on each of the following:

- Financial statements overall as of and for the year ended June 30, 2024
- Internal control over financial reporting and on compliance and other matters for the year ended June 30, 2024
- Compliance for each major program and on internal control over federal awards for the year ended June 30, 2024.

He noted that they were required to complete a VRS Attestation Report. The County didn't have any findings.

The School Board had three employees that the Census data did not agree to supporting records for three employees in VRS. There were a couple comments in regarding that matter. Mr. Stover noted that it was not unusual to have a couple of comments from the School Board due to the number of employees.

He stated that there were a couple of issues with appropriations. The School Board Special Revenue Fund exceed appropriation by \$318,538. Additionally, the School board local transfer exceeded appropriation by \$75,783.

Mr. Stover reiterated that there were no new pronouncements during FY24 that impacted the County's financial statements.

A brief overview was provided for reports and financial statements which were Exhibit 1 and Exhibit 2 in the information provided to the Board. They are on "full" accrual basis, including all of the County's fixed assets, long term debts, pensions, OPED, leases

- Similar to public company financial statements
- Include debt, capital assets, pension, OPEB, leases
- Net position increased \$1.2M to \$47.85M
- All other exhibits are modified accrual
- Helpful for budgeting purposes
- Fund balances presented on next slide
- Tax collection percentage:
- 96.65% of current levy
- 99.59% when including delinquent collections

A summary was provided for the County's Fund Balance.

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3.02 District 19 Community Services Board Update/FY26 Local Funding Request

This item was tabled.

3.03 Airfield 4-H Educational Conference Center Update

Dr. Kathy Guindon, Executive Director, was in attendance. Dr. Guindon provided a brief update. She discussed disarray and disconnect of conditions at the 4-H Educational Center compared to current clean out and inventory.

Dr. Guindon discussed repairing and building community relationships with Obici Hospital, Elms Foundation, the Gray Family, Airfield Shooting Club/NRA Foundation/Suffolk Foundation, Sussex Community Coalition (Camp scholarships and vans), Crater Regional Workforce and the Board of Supervisors/City Councils with 4-H agents.

She discussed water issues being resolved. New septic and well were installed. She discussed Equestrian Center improvements.

The 4-H Team/staff was reviewed. The 2023 and 2024 New Programs were discussed, as well as new camps and clubs and new and renewed community events.

The continuation of conferences; new decks and flat roof were noted, as well as other improvements and upgrades.

She discussed building a new team. New Programs in 2023 and 2024 to include 3D Archery (\$14K); Fishing VA DWR/ Bees, Garden, Chloe, Forestry Education; and field trips in outdoor education starting in the fall. She also noted new camps and clubs, as well as new and renewed community events.

The SIT Program Summer Camp program was noted.

Dr. Guildon advised that the pool was up and running in 2024 and other upgrades for the pool with the County's donated.

It was noted that 1,473 attended camp during the Summer, noting only 60 were from Sussex.

3.04 Chamber of Commerce Update

Jesse Hellyer, the President of Sussex's Chamber of Commerce, was present. Mr. Hellyer gave a brief updates of some of the Chamber's activities. Mr. Hellyer noted that the Chamber ended 2024 with over 80 members. He noted that individual membership cost \$40. He noted that scholarships will be given to Sussex County residents on May 1st.

He noted some of the members who volunteered their time to include Vice President Tollivr. He noted that Dr. Julius Hamlin, Sussex's Public Schools Superintendent. David Conmy, Sussex's Deputy County Administrator and Economic Development Director were members of the Chamber.

He reviewed some of the upcoming events to include March 15th the Miss Sussex Pageant at the Wakefield Foundation. The Spring Fling will be held on April 5th to name a few. The Town of Waverly will host its 5K event on April 26. Breakfast will be served the first week of August. Other events were noted include their annual meeting in November and their Christmas celebration in December.

He noted that a ribbon cutting for a new Italian restaurant will be done on the outside of Waverly sometime soon.

It was noted that the Towns of Stony Creek, Wakefield and Waverly are members of the Chamber.

4. Public Hearing

There was no Public Hearing.

5. Appointments

5.01 Appointment to Sussex County Planning Commission

These two items were carried over from last month's meeting. There is a vacancy on the Planning Commission for the Henry District. An appointment needs to be made to fill this vacancy starting immediately, expiring January 31, 2029.

Mr. Lafayette Edmond's (Member-at-Large) on the Planning Commission has expired. Staff has contacted Mr. Edmond. He is willing to continue to serve, if reappointed. This term will expire June 30, 2027.

Copies of Letter from Mr. Edmond and List of Planning Commission Members were included in the Board packet.

The Henry District appointment was tabled. However, there was another appointment for the reappointment of Mr. Lafayette Edmond in the member at large position.

Supervisor Fly made a motion to appoint Mr. Fronfelter to the Planning Commission. There was no second. It was also noted by Supervisor Jones that C. Tyrone Griffin was suggested for appointment to the Planning Commission.

There was discussion of Mr. Edmond's interest to continue to serve.

This item was tabled to the March meeting.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby table the appointment for the Planning Commission At-Large position to the March meeting. All Board members present voted aye.

6. Action Items

6.01 Resolution in Support of Renovation of Birch Island Apartments

Administrator Douglas stated that attached for your review and consideration is a resolution in support of the rehabilitation of Birch Island Apartments in Wakefield (the board adopted a similar resolution in 2021 but the application was not successful). TM Associates of Rockville, Maryland, (may be present at board meeting) is applying to Virginia Housing for tax credits for this rehabilitation project (March 13 application deadline). According to TM Associates, approximately \$80,000 would be spent per unit, to include refinishing or replacing interior and exterior surfaces, to include walls, roofing, flooring, and parking; all appliances; and electrical, HVAC, and plumbing systems.

Clark Henry, Development Associate for TM Associates, was in attendance at the meeting.

There was inquiry of whether there would window units or central air. There was inquiry as to whether the rent would be increased. There was inquiry of TM Associates in-house program to assist with eviction.

There was inquiry regarding the renovation process with tenants. It was noted that the tenants were moved into a vacant unit until their unit renovation was completed. There was inquiry of the timeframe for completion of the unit.

Administrator Douglas clarified, for the record, that the County wasn't paying for tenants who were late.

Administrator Douglas advised that he and Mr. Poarch, Sussex's Planner, met with the development company for Sussex Trace earlier that day. They received funding separate from the Taxpayer Program. They have the funding in hand.

There was inquiry as to why the resolution the County received was not successful.

Staff recommends approval.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR TYLER and carried: RESOLVED that Sussex County Board of Supervisors hereby approve the resolution in support of the renovation of Birch Island Apartments, to-wit:

WHEREAS, Birch Island Apartments, located at 10322 Penny Lane, Rte. 31, Wakefield, Virginia (the "Apartments") provides affordable housing to people of low to moderate income; and

WHEREAS, the Apartments were built in 1985, and have not been comprehensively renovated or rehabilitated since construction; and

WHEREAS, the Apartments are currently owned by Birch Island Limited Partnership, and the contract owner is Birch Island Apartments LLC (collectively, the Owner"); and

WHEREAS, there has been described to the Sussex County, Virginia Board of Supervisors (the "Board") plans by the Owner to renovate and rehabilitate forty-eight of the units at the Apartments (the "Rehabilitation"); and

WHEREAS, Code of Virginia 36-55.30:2(A) provides that Sussex County may by resolution designate an area within the County as a revitalization area if the Board makes certain findings; and

WHEREAS, Code of Virginia 36-55.30:2(A) provides that such designation as a revitalization area empowers the Virginia Housing Development Authority to provide financing for the Renovation to the Owner;

WHEREAS, the Owner does not seek any financial contribution from Sussex County, Virginia (the "County");

NOW, THEREFORE, BE IT RESOLVED BY THE SUSSEX COUNTY BOARD OF SUPERVISORS:

1. With respect to the area in which the Apartments are located (the "Area"), the Board determines that if not rehabilitated, it is likely to deteriorate by reason that the buildings and improvements in the Area are subject to dilapidation and obsolescence, and private enterprise and investment are not reasonably expected, without assistance, to produce the construction or rehabilitation of decent, safe and sanitary housing and support facilities that will meet the needs of low and moderate income persons and families in the Area and will induce other persons and families to live within such Area and thereby create a desirable mix of residents in such Area.
2. The Area is designated as a revitalization area for the sole purpose of empowering the Virginia Housing Development Authority to provide financing for the Rehabilitation in accordance with Code of Virginia 36-55.30:2(A).
3. The County Administrator or Deputy County Administrator, either of whom may act, are authorized to execute the Locality Revitalization Letter attached to this Resolution as Exhibit A, and to take all other actions reasonably necessary and consistent with this Resolution.

Resolved this 27th day of February, 2025.

The undersigned Chairman and Clerk of the Board of Supervisors of Sussex County, Virginia hereby certify that the foregoing constitutes a true and correct copy of a Resolution in Support of the Renovation of Birch Island Apartments adopted by the Board of Supervisors at a meeting held on February 20, 2025. All Board members present voted aye.

Copies of the resolution in support of the renovation of Birch Island Apartments and Birch Island Revitalization Resolution 2021 were included in the Board packet.

6.02 Joint Public Hearings versus Separate Public Hearings for Solar Project CUPs

At the request of Chairman White, the purpose of this agenda item is to determine whether to continue with joint public hearings of the Board of Supervisors and the Planning Commission for solar-related conditional use permit applications, or to handle as individual hearings for the board and planning commission. With three solar projects in the que requiring CUP public hearings, a decision will help staff develop a schedule accordingly. The primary purpose of conducting joint public hearings for potentially controversial projects that may draw significant public input is that all members of the board and the planning commission in attendance receive the same public comments and applicant presentation, as well as benefit from hearing any questions and answers during the joint hearing.

Pros of a joint public hearing:

- 1) One presentation for the applicant and staff
- 2) Convenience for the public—attend one public hearing
- 3) The board and planning commission both hear the same public comments that are factored into the decision-making process (as opposed to some residents attending one hearing and not the other)
- 4) May provide for a more efficient and shorter process

Cons of a joint public hearing:

- 1) Logistics—requires space other than the regular meeting space in order to accommodate all members of the board and planning commission, and sometimes it is difficult to hear speakers in a larger room
- 2) Often difficult to find a workable date that fits for all members of the board and the planning commission
- 3) Planning Commission members may be reluctant to ask questions during the public hearing in a larger setting.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR TOLLIVER and carried: RESOLVED that the Sussex County Board of Supervisors hereby approve that all Public Hearings be separate from the Planning Commission for Sussex County unless otherwise approved by the Board of Supervisors. All Board members presented voted aye.

6.03 Fiscal Operation Policy

This item was tabled.

6.04 Sheriff's Office Funding Request

Sheriff's Giles requested that the County reimburse the Office of Emergency Medical Services. (OEMS) Sheriff Giles noted that this item was in the General Funds. He stated that it was never budget to his funds/budget for the Dispatch EMDs services.

Sheriff Giles noted that being understaffed, the grant requirements cannot be fulfilled due to the delayed response from both departments. He stated that it is an accredited program. However, it is not mandated or required to be accredited in the State of Virginia or required or mandated under this program.

Sheriff Giles is requesting the County to submit the \$50,913.02 back to OEMS.

He noted that nine of 13 members are already EMD certified. However, four are ready to be tested for the EMD Certification.

There was inquiry of the difference between certification and accreditation. There was discussion of whether the funds had been expended. There was discussion of the money to be returned or paid back.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR BAICY and carried: RESOLVED that the Sussex County Board of Supervisors hereby approve the Sheriff's request to return \$50,913.02 from the General Funds back to the Office of Emergency Medical Services due to the lack of communication for two years between the departments. All Board members present voted aye.

6.05 EMS Grant Presentation

This item was removed.

7. Citizens' Comments

- Larry Diehl (Waverly District/Coppahaunk Citizens against Solar Projects) – Bills introduced regarding Solar projects in the General Assembly defeated; HB2438; Board's vote on Joint Public Hearings; trust Board's vote over State's input; Rule 5-5B3 Land Use time limit.
- Kevin Bracy (Yale District) – Budget; Board's responsibility to citizens; joint meetings; Comprehensive Plan; Wrecked Animal Services vehicle; F-250 Trucks

8. Unfinished Business

8.01 Route 35/40 Roundabout Smart Scale Project Status/Potential De-Obligation of Funding

As presented at the December 2024 board meeting, the VDOT Franklin Residency is requesting a decision from the board regarding moving forward with the approved Smart Scale 35/40 roundabout project. VDOT anticipates this project to be underfunded and may require Sussex County to cover the difference in construction costs, or reimburse VDOT if project-development costs are incurred prior to the county requesting project termination at a future date.

George Bowman was in attendance. Administrator Douglas asked Mr. Bowman to summarize where the County was with this project, address any questions, and what his requested action is.

George Bowman, Virginia Department of Transportation Franklin Residency. Mr. Bowman stated that the Board had before them things to consider. He noted that he had been asked to give the Board as much information as he could to help them to determine the best decision. Mr. Bowman stated to the Board that it was the Board's decision not his decision. Mr. Bowman stated that the information he was sharing at the current meeting or at past meetings, was him trying to persuade the Board. Mr. Bowman stated that he would like present each of the Board members a copy of Virginia Code 33.2-214 for Transportation Six Year Improvement Program. He stated that he was presenting this Code to the Board in hopes of trying to get some clarity, because it seems that some information may have been miscommunicated.

Mr. Bowman advised that the after the last meeting when they talked about the cancelation of the Rte. 35/40 Smartscale Project, he received several emails and several phone calls from the Honorable Delegate Wachsmann. He stated that Delegate Wachsmann was concerned that they were going to cancel the project without any true data. Mr. Bowman noted that at the last meeting he provided comments to the Board that VDOT, as an agency, felt that the current resolution that they had implemented with the addition of the Stop signs, additional signs that are warning people of the intersection and the painted rumble strips have taken care of most of the fatality issues that they have seen and most of the angle crashes. He noted that there have been instances when few people have had rear end collisions, that are expected at Stop signs. Mr. Bowman stated that he thinks that the community has had time to get used to the implementations.

Mr. Bowman stated that there has been some concern from the County's neighbors from Southampton County that some people are still traveling through that intersection at a high rate of speed. Some may be running the Stop signs, whether it be intention or unintentional, he wasn't sure.

He stated that at the request of Delegate Wachsmann. VDOT looked at the current crash data. He stated it has decreased and has continued to stay down. VDOT was requested to do an additional study at the intersection. He stated that the study that they had been originally done, was done in such a short period of time that they did not feel it would be comprehensive or great use of fiscal responsibility of taxpayers' dollars to do another study that close to one that had just been completed.

He stated that at the request of the Board and concerned citizens, VDOT implemented the All-Ways Stop and changed a lot of the structure out there. Mr. Bowman stated that that caused them to look at this and say, do we really need a roundabout? Do they really need to spend millions of dollars on a roundabout? Mr. Bowman stated that VDOT cannot say yes or no, because it was the County's application and the County's decision to do the roundabout. He stated that he was merely at the Board meeting to give all the information that he could give the Board regarding this decision and to ask the Board to make a decision on this situation at tonight's, February 27, 2025, Board meeting, because of a couple of difference factors that he wanted to point out.

Mr. Bowman stated that in the literature he provided to the Board, that he highlighted on the first page starting at 33.2-358. On the second page, it gets down to one of the questions that Delegate Wachsmann and several other individuals have had. Which is, if the Board cancel this project, what are the financial responsibilities of the County? Mr. Bowman stated that as it stands right

now, as he stated the last time, there are no expenditures that have gone towards the UPC. So, at this time, if the Board cancels, there will be no financial obligation to the County. He noted that if they read the information that he provided to them, it states that if the locality or metropolitan planning organization request the termination of a project and the department doesn't agree to the termination, or if a locality or metropolitan planning organization does not advance a project to the next phase of construction when requested by the Board, and the department has expended State or Federal funds, locality or the localities within the metropolitan planning organization may be required to reimburse the Department for all funds expended on the project. Mr. Bowman stated that he eluded to this in the last meeting. Anytime that they start to charge to that UPC, if the Board made the decision, after those funds have started to be charged to that UPC, the County could potentially be on the hook for those funds. Mr. Bowman stated that it was not a scare tactic. He was trying to be upfront and honest with the Board regarding the process. He stated that he had spoken to the Administrator. He stated that in past practices, they may have not shared certain information with them to make a better decision. Mr. Bowman stated that it was his job as the current Assistant Administrator to make sure the Board has all the information that they need to make a well informed decision.

Mr. Bowman stated that the second part that he wanted to mention was that it was like a two-phase process. He stated that Delegate Wachsmann asked him to explain to the Board that process. He stated that they went ahead and said that they were going to look at doing this, they would have to look at inflation. He noted that the estimate was done for this project some years ago. He stated that no matter whether they had had this conversation at the current meeting or back the first time in April, given that timeframe they have looked a lot of inflation before they ever had this discussion. Now they've looked at more inflation almost a year later. He stated that if moving forward with this project, a decision really needs to be made. He stated that this project is in project pool for the PE to open on May 25, 2025. He stated that as soon as that PE opens, he promises that there will be charges on the UPC. He stated that if the Board decides to cancel the project after the charges have been on the UPC, the first thing they do with any locality with any Smart Scale Project, is, if there's a difference in costs, they come to them with costs of the estimates that have increased, and ask the locality what can they pay? They ask the locality first, which typically doesn't happen. They have the option that if the locality doesn't have the ability to pay, then they go back to their district and inquire if there is any way that they can pull from there District Funds and fully fund this project. If that decision is made to do that and the funds are there, they can assist in making sure that the project goes forward. If not, it has to go back to the CTB; and, they ask them for more funds. He noted that they have been talking about this for a year.

Mr. Bowman asked that since he's been in his position, he would just like to respectfully ask, for the betterment of them, the Board and VDOT, and the betterment of the community that if they have any doubt or any concerns or questions, that he's present to answer any questions. He stated that he was not trying to sway them in any way. It is the Board's decision. They will support whatever they decide to do.

Administrator Douglas asked Mr. Bowman to touch upon the element of the funds being redirected to flood relief. Mr. Bowman stated that a conversation that he had with them, as a Board before Christmas, he felt like they were on the same page. He still does; however, he has to say, with all

due respect, that it became very uncomfortable because he made a comment, and he wished that there were things they could do, but they can't. He stated that a comment was made that caused the Delegate to be very concerned. He stated that he wished that he had the power to help our neighbors and the power to reallocate the funds; however, that is not his job. He doesn't have that ability to reallocate fund.

He stated that the funds can not be reallocated. The funds go back into the SmartScale program. He want to reiterate this, because he stated this at the last meeting. He stated that for whatever reason, it was publicly noted that they would like the funds to go to Southwestern Virginia. Mr. Bowman stated, for the record, that he did not say that at the last meeting. He has had to answer to that.

Mr. Bowman stated at the last meeting that he didn't have to ability to reallocate money to specific projects. The money would go back to the program.

There was general discussion of CTB and truck traffic on the road. There was discussion of the what ifs if they followed through with this project.

There was general discussion and inquiry about the project, as well as inquiry regarding paying funds back. There was discussion of when the project commences.

A sample resolution required by VDOT was included in the Board packet for review your review, in the event the board chooses to request that the project be terminated.

Also attached for your review and consideration is a letter from Delegate Wachsmann urging that any consideration of project termination be delayed.

No action was requested at this time unless the board wishes to move forward with the termination request resolution.

9. New Business

9.01 CDAAA Corrective Action Plan

Supervisor Fly is the County's representative on the Crater District Area Agency on Aging (CDAAA). He stated that he attended one meeting and was shocked at what was found. He reviewed and provided a summary of their latest audit and the findings to the Board. He asked the Board to be patient in regards to getting things back in order.

Supervisor Fly stated that he would provide reports on the progress of the organization.

There was brief discussion of requests for itemization of costs to get extra drivers and to reinstate medical transport program.

A copy of the summary of CDAAA's Audit was included in the Board packet.

9.02 Sheriff's Appropriation Request

Sheriff Giles requested this item to be removed from the agenda.

9.03 Stony Creek Volunteer Fire Department Structural Ceiling Repair Funding Request

Supervisor Baicy asked the Board consider a \$50,000 contribution to the Town of Stony Creek to complete necessary repairs/improvements to the building housing the Stony Creek Volunteer Fire Department. He requested \$25,000 to be contributed in the current FY25 budget with the remaining \$25,000 to be contributed from the FY26 budget, July 1st.

He noted that the ceiling is falling on the Fire Truck. Repairs are needed for the structural ceiling. The contractor was invited to the Town Council meeting in March.

Supervisor Baicy noted that the Stony Creek Volunteer Fire Department has been there for 75 years. The town has paid every bill for every part of the building.

There was inquiry ask to whether there could be a request for a bank statement for the Stony Creek VFD regarding matching funding, etc. Supervisor Baicy advised that there was no funding that he was aware of.

After discussion, the item was forwarded to the Finance Committee to determine how to fund the request.

A copy of Mr. Baicy's memo and a quote of the necessary repairs were included in the Board packet.

9.04 Reinstatement of Zoning Compliance Review to Business License Process

This item was tabled until March.

10. Board Member Comments

10.01 Blackwater District – none

10.02 Courthouse District – none

10.03 Henry District – Length/timeframe of Board meeting; Streamline agenda.

10.04 Stony Creek District – none

10.05 Wakefield District – Oak Grove Baptist Church invited Board members to Black History Program on Sunday at 10 a.m.

10.06 Waverly District – Board meetings

10.07 Yale District – none

11. Closed Session

11.01 Convene to Closed Session

ON MOTION OF SUPERVISOR JONES, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby enter Closed Session, pursuant to (1) Consultation with the county attorney for legal advice pursuant to Va. Code Section 2.2-3711(A)8, and (2) Disposition of publicly held real property because in open meeting would adversely affect would adversely affect the bargaining positions or negotiating strategy, applicable Code Section 2.2-3711(A)3, Chambliss Elementary School. All Board members present voted aye.

11.02./11.03. Reconvene to Open Session/Certification

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

FURTHER RESOLVED THAT 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 Baicy, Fly, Futrell, Jones, Tolliver, Tyler, White

Voting nay: none

11.04 Action Resulting from Closed Session

There was no action on Closed Session Items.

12. Adjournment

12.01 Adjournment

ON MOTION OF SUPERVISOR TOLLIVER, seconded by SUPERVISOR JONES and carried: RESOLVED that the February 27, Special (Rescheduled Regular) meeting of the Sussex County Board of Supervisors hereby adjourned at 9:35 p.m. All Board members present voted aye.

12.02 Next Meeting

The next regular Board of Supervisors meeting is scheduled to be held Thursday, March 21, 2025 at 6 p.m.