



MINUTES
BEDFORD COUNTY BOARD OF SUPERVISORS
BEDFORD COUNTY ADMINISTRATION BUILDING
DECEMBER 11, 2017

5:00 P.M. WORK SESSION

- a. Presentation by Brown Edwards on the Comprehensive Annual Financial Report (CAFR)
- b. VDOT Residency Administrator Todd Daniel will address the Board

6:30 P.M. Break for dinner

7:00 P.M. REGULAR MEETING

- (1) **Call to Order & Welcome**
- (2) **Moment of Silence**
- (3) **Pledge of Allegiance**
- (4) **Approval of Agenda**
- (5) **Citizen Comments (15 Minutes)**
- (6) **Consent Agenda - none**
- (7) **Approval of Minutes – October 10, 2017**
- (8) **Public Hearings & Presentations**
 - a. **Public Hearing** (*continued from November 27th meeting*) - Consideration of a request for approval of amendments to the Bedford County Zoning Ordinance regarding Short Term Rentals. (*Ordinance #O 112717-05*)
 - *Staff Presentation by Community Development Director Gregg Zody*
 - b. **Public Appearance** – Annual Update from the Region 2000 Local Government Council
 - *Presented by Gary Christie and Ben Bowman*
 - c. **Public Hearing** - Consideration of a request to execute a lease agreement with the Bedford Museum and Genealogical Library. (*Resolution #R121117-01*)
 - *Staff Presentation by County Attorney Patrick Skelley*

- d. **Public Hearing** - Consideration of a resolution to approve the sale of a portion of the former Thaxton Elementary School property. (*Resolution #R121117-02*)
 - *Staff Presentation by County Attorney Patrick Skelley*

(9) Action & Discussion Items

- a. Consideration of a request to modify the Bedford County Pay and Classification Plan for a position within the Department of Fiscal Management. (*Resolution #R121117-03*)
 - *Staff Presentation by Fiscal Management Director Susan Crawford*
- b. Consideration of a resolution requesting a Memorial Highway from the General Assembly honoring Lacey E. Putney. (*Resolution #R121117-04*)
 - *Staff Presentation by County Administrator Carl Boggess*

(10) Board Committee Reports - none

(11) Board Member Comments

(12) Board Appointments

(13) County Attorney Report

- a. **Closed Session pursuant to Section 2.2-3711 (A) (1)** as to the discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; specifically related to the County Attorney; **and Section 2.2-3711 (A) (7)** – Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

(14) County Administrator Report

(15) Board Information

- a. Bedford Regional Water Authority Board of Directors meeting minutes from October 17, 2017
- b. Tri-County Lakes Administrative Commission Board meeting minutes from September 26, 2017

- c. Tri-County Lakes Administrative Commission, Environmental Committee, meeting minutes from September 25, 2017
- d. Bedford E-911 Communications report for November

(16) Board Calendar and Reminders

- January 8th – Regular Meeting at 7:00 pm (Work Session – 5:00 to 6:30 pm)
- January 22nd – Regular Meeting at 7:00 pm (Work Session with the Bedford Regional Water Authority from 5:00 to 6:30 pm in the Ground Floor Meeting Room)

Adjourn

5:00 P.M. WORK SESSION

Board of Supervisors: Curry Martin, Chairman, District 2; Bill Thomasson, Vice-Chairman, District 1; John Sharp, District 4; Tommy Scott, District 5; Andy Dooley, District 6; and Kevin Willis, District 7

Absent: Steve Wilkerson, District 3

Staff: County Administrator Carl Boggess, Deputy County Administrator Reid Wodicka, County Attorney Patrick Skelley, Director of Fiscal Management Susan Crawford, Economic Development Director Traci Blido, and Executive Assistant Brigitte Lockett

Chairman Martin called the work session to order and then turned the meeting over to Fiscal Management Director Susan Crawford. Ms. Crawford introduced Susan Chapman and Norman Yoder, representatives from Brown Edwards, for a review of the Comprehensive Annual Financial Report (CAFR).

Ms. Chapman stated the audit went well this year, and complimented the Fiscal Management Department for again achieving an adjustment-free audit. She also noted that Ms. Crawford's staff puts in a lot of hard work to make the process flow smoothly. Ms. Chapman gave a brief overview of the process her team follows throughout the audit process, and then touched on the highlights from the audit, as listed in the "Required Communication with Those Charged with Governance" letter, the "Comments on Internal Control" document and the CAFR (which are kept on file for public review in the County Administration office). Throughout their presentation, Ms. Chapman and Mr. Yoder answered questions from the Board.

The meeting was turned over to Mr. Todd Daniel, VDOT Residency Administrator, for an update on various road issues and projects. Mr. Daniel noted that Brian Casella, formerly the Assistant Resident Engineer for Land Use, has been promoted to Land Use Program Director for the District; his position is now filled by John (JP) Morris. Mr. Daniel said they have completed their ordinary maintenance, such as patching and paving; the pavement markers are not down yet due to the colder weather. He then gave a

quick overview of current and upcoming road projects, including the bridge over Goose Creek, the Route 460 S curves, and sidewalks near the Welcome Center, while answering questions from the Board throughout his presentation. He noted that he will be addressing the Board again at the first meeting in January, when he will introduce Ann Booker. Ms. Booker will serve in his capacity in the first half of next year while he is working on a project at the District office. Mr. Daniel also noted that his office finished \$17,000.00 under budget this fiscal year.

Mr. Daniel thanked departing Supervisors Curry Martin and Steve Wilkerson for their work on the Board and their support of VDOT. The Board thanked Mr. Daniel for his work on various projects throughout the year.

There being no further discussion, the work session was adjourned at 6:00.

Supervisor Thomasson made a motion for the Board to enter into Closed Session pursuant to Section 2.2-3711 (A) (1) as to the discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; specifically related to the County Attorney; **and Section 2.2-3711 (A) (7)** – Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

Supervisor Thomasson made a motion to go back into regular session.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

WHEREAS, the Bedford County Board of Supervisors has convened a Closed Meeting, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Bedford County Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law.

NOW, THEREFORE BE IT RESOLVED, that the Bedford County Board of Supervisors does hereby certify 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 was heard, discussed or considered by the Bedford County Board of Supervisors.

<u>MEMBERS:</u>	<u>VOTE:</u>
Curry Martin, Chairman	Yes
Bill Thomasson, Vice Chairman	Yes
Steve Wilkerson	Absent
John Sharp	Yes
Tommy Scott	Yes
Andy Dooley	Yes
Kevin Willis	Yes

7:00 P.M.

Board of Supervisors: Curry Martin, Chairman, District 2; Bill Thomasson, Vice-Chairman, District 1; John Sharp, District 4; Tommy Scott, District 5; Andy Dooley, District 6; and Kevin Willis, District 7

Absent: Steve Wilkerson, District 3

Staff: County Administrator Carl Boggess, Deputy County Administrator Reid Wodicka, County Attorney Patrick Skelley, Director of Fiscal Management Susan Crawford, Community Development Director Gregg Zody, Economic Development Director Traci Blido, and Executive Assistant Brigitte Luckett

REGULAR MEETING

- (1) Chairman Martin called the meeting to order and welcomed those in attendance.
- (2) Chairman Martin asked the room to observe a moment of silence.
- (3) Chairman Martin led the room in the pledge of allegiance.

(4) Approval of Agenda

Supervisor Dooley made a motion to approve the agenda as amended with resolutions added under County Attorney's Report.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(5) Citizen Comments

- Isaiah Knight, 215 Jefferson Woods Drive, Forest, addressed the Board regarding his concern that the County Schools don't have documentation regarding archival procedures.
 - Doug Cooper, 4115 Crab Orchard Drive, Huddleston, addressed the Board to thank them for their support of the Bedford Museum; he also touched on a few of the projects and events at the Museum over the past year.
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(6) Consent Agenda - there were no items for the consent agenda

(7) Approval of Minutes

Supervisor Sharp made a motion to approve the minutes of October 10, 2017 as presented.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(8) Public Hearings & Presentations

(8a) County Attorney Patrick Skelley addressed the Board with a request for approval of amendments to the Bedford County Zoning Ordinance regarding Short Term Rentals; this public hearing was continued from the November 27th meeting. Attorney Skelley noted the changes to the ordinance since the last meeting, which included the septic pump-out requirements and the number of adults allowed per bedroom; the allowable signage size; and whether you would have to register with the County. Attorney Skelley then answered questions from the Board. Supervisor Sharp asked that the effective date of the ordinance change from "immediately" to January 1, 2018.

The floor was then opened to citizen comment.

Isaiah Knight, 215 Jefferson Woods Drive, Forest; Josiah Tillett, Forest; and Steven Brimley, 1960 Meadow Down Drive, Forest, spoke against the ordinance. Reasons for opposition included: there is not enough time to register by January 1, 2018; this ordinance is equivalent to legal plunder; it is a self-defeating strategy; it puts everyone in the same box whether you are running a commercial business or not; there hasn't been enough time for citizens to educate themselves on this ordinance and give their input; the tax will decrease hosts' business; it hurts businesses in Forest; there needs to be a better way of notifying citizens of changes to ordinances that may impact their business.

Jay Gray, 305 Meadows Drive, Forest noted it was not clear how to register online, and asked whether he qualifies as a Bed and Breakfast if they don't serve food. He also wondered if it would depend on his zoning designation. He said he is not opposed to the registry; this is not a way to make money for him so much as a way to meet people from different parts of the world. Mr. Boggess said it would not be affected by his zoning designation. Mr. Gray also noted that AirBnB is adding a feature that will allow collecting the tax through AirBnB and sending it directly to the locality.

Michael Ashworth, 1439 Oakwood Knolls Drive, Bedford, thanked the Board for having given the citizens the extra time from the last meeting to look at this ordinance and give them time to voice their concerns.

Melissa Sears, Thaxton, said she is in favor of what has been done with this ordinance. She noted that she has already been paying these taxes, and was under the impression that ordinance has to do with how business is conducted; Mr. Boggess confirmed she was correct.

There followed a discussion between members of the Board and the staff. Supervisor Sharp reiterated his stance that this will negatively impact businesses both in Forest and elsewhere in the County. He also stated we need to do a better job of educating the Board and the citizens on changes like this. Chairman Martin said this is not a hardship on anyone; no one asks what the tax rate is when they book a room, as they just want to know if a room is available. Supervisor Scott said putting everyone in the same box is not the way to go (people renting out one room in their home versus a hotel renting out many rooms), and this is government overreach.

Supervisor Dooley made a motion to approve Ordinance #O 112717-05.

BE IT HEREBY ORDAINED by the Board of Supervisors of Bedford County, Virginia, that after having conducted a duly advertised public hearing and upon receiving the recommendation forwarded by the Bedford County Planning Commission, that the regulations of the Bedford County Zoning Ordinance be amended and readopted as follows:

PART I.

That Article II. Definitions, shall be amended to include the following definition:

Short Term Rental - a residence, in part or in whole, that is (i) is offered in exchange for a charge for 30 days or less, and (ii) lawfully registered and permitted for such use. Examples of a residence include a building or part of a building containing dwelling units or rooming units, including single-family or two-

family houses, multiple-family dwellings, mobile or manufactured homes, boarding or rooming houses, dormitories, fraternity or sorority houses or apartment hotels.

PART II.

That Article V, Development Standards, Sec. 30-100-18. Short-term rentals, be amended as follows:

The following regulations shall apply to all short-term rentals on parcels for any period less than thirty (30) days of residential dwelling units in the AP, AR, AV, R-1, R-2, C1, C2, PCD, and PRD zoning districts:

(1) The owner of a dwelling unit to be used for short-term rental shall apply for a zoning permit to be approved and issued in conformance with this section - prior to utilizing the dwelling unit for short-term rental.

(2) For dwelling units served by a privately operated sewage disposal system within five hundred feet (500') of the seven-hundred and ninety-five foot (795') elevation contour of Smith Mountain Lake, all applicants for new permits shall provide a copy of the approved health department sewage disposal system permit serving the dwelling and evidence of the septic tank being pumped out or inspected within five (5) years shall be submitted with the zoning permit application.

Upon the effective date of this ordinance, staff will notify affected property owners or their agents requesting proof that the septic system has been pumped out or inspected within five years from said effective date, and every five years thereafter. Bedford County may revoke a permit for repeated noncompliance with the performance standards. A copy of the permit shall be supplied to the rental agency and rental agent. The property owner and rental agent shall be required to present this permit when requested. The property owner and the rental agent shall, upon demand, be responsible to assure compliance with all requirements of this section.

The maximum number of occupants in the dwelling unit for overnight accommodation shall be calculated as two (2) adults per bedroom. An adult, for the purpose of this regulation, is any person over the age of two (2). The number of bedrooms shall be determined by reference to health department permits specifying the number of bedrooms or the certificate of occupancy issued by the Bedford County Department of Building Inspections.

(3) There shall be no change in the outside appearance of the dwelling unit or premises, or other visible evidence of the conduct of such short-term rentals. Signage is limited to one (1) non-illuminated sign, and signage is limited to a maximum of two (2) square feet in area, shall be permitted per dwelling in the R-1 and R-2 districts; and sixteen (16) square feet in area in the AP, AR, and AV zoning districts. Any sign must conform with the provisions of article V of the zoning ordinance.

(4) All boats and trailers of tenants shall be parked on the lot on which the dwelling unit is located. In the case of multifamily dwellings, boats and trailers must be parked in areas

specifically reserved for the dwelling unit being rented. No boats or trailers shall be parked in, along, or on the sides of roads at any time.

(5) There shall be a working, two-pound minimum, ABC rated, fire extinguisher located in a visible and readily accessible area (i.e., kitchen or hallway) within each dwelling unit. Working smoke detectors shall be installed in each bedroom of the dwelling unit as well as one (1) on each floor (including the basement) outside of any bedrooms.

(6) (a) An owner's failure to register a short-term rental property (including single and multiple rooms in a residential structure) with the County will result in a civil penalty of \$500.00 per violation.

(b) Unless and until the subject property is registered, and any penalty imposed under subsection (a) is paid in full, the subject property may not be offered as a short-term rental.

(c) Upon three or more violations of any applicable state or local laws, ordinances or regulations as relating to a specific property offered for short-term rental (including, but not limited to, the requirement to register any such property), the County may prohibit such property from being registered and offered as a short-term rental.

(7) No person shall be required to register a short-term rental pursuant to this section if such property is already licensed, permitted, or registered with the County as rental property.

PART III.

Should any portion or provision of this ordinance be held by any court to be unconstitutional or invalid, that decision shall not affect the validity of the ordinance as a whole, or any part of the ordinance other than the part held to be unconstitutional or invalid.

This ordinance shall become effective January 1, 2018.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Dooley and Mr. Willis

Voting no: Mr. Sharp and Mr. Scott

Absent: Mr. Wilkerson

Motion passed.

(8b) Mr. Gary Christie, Executive Director of the Region 2000 Local Government Council, addressed the Board with an update. Mr. Christie thanked Supervisor Sharp and Mr. Boggess for their service on the R2K Council, and then moved into a brief overview of Region 2000's history. Mr. Christie noted regional planning and economic development programs are an important part of the services they provide, as well as transportation planning, grant writing, trails and utilities, a landfill, internship programs, the Regional Radio Board, and the Workforce Development Board. He thanked the Board for their support throughout the year.

Supervisor Dooley thanked Mr. Christie for Region 2000's assistance with the S curves on Route 460, and asked that they also assist Bedford with the gas storage tanks in Montvale.

(8c) County Attorney Patrick Skelley addressed the Board with a request to execute a lease agreement with the Bedford Museum and Genealogical Library. Attorney Skelley noted that the Museum rents their building from the County, and briefly reviewed the lease history. He stated no changes are suggested to the lease’s terms for this renewal.

The citizen comment portion of the public hearing was opened; there being no citizens desiring to speak, this portion of the public hearing was closed.

Supervisor Scott made a motion to approve Resolution #R121117-01.

WHEREAS, the County of Bedford entered into a lease with the Bedford Museum and Genealogical Library on the 10th day of December 2007;

WHEREAS, the above referenced lease contains the right to extend the lease for an additional five (5) years;

WHEREAS, the parties extended said lease for an additional five (5) years, which now expires on the 31st day of December 2017; and

WHEREAS, it is the desire of the Board of Directors of the Bedford Museum and Genealogical Library that the lease be extended for an additional five (5) years, that is until 31 December 2022.

NOW, THEREFORE BE IT RESOLVED, that the Chairman of the Bedford County Board of Supervisors is authorized to execute a lease agreement with the Bedford Museum and Genealogical Library extending the lease for an additional (5) years.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(8d) County Attorney Patrick Skelley addressed the Board with a request for approval of the sale of a portion of the former Thaxton Elementary School property. Attorney Skelley said the purchaser is a fabrication business out of Lynchburg that needs more space; the selling price is \$150,000.00. The proceeds from the sale will be used to set up a solid waste convenience center in Thaxton.

The citizen comment portion of the public hearing was opened.

Mike Moorman, Thaxton, stated he did not want a manufacturing business that close to his home, and he feels the selling price was far too low for that type of property. He also asked how the property was zoned, and said we would get better offers if it was marketed properly. Mr. Boggess responded that it is zoned Agricultural Village, and the proposed use (metal fabrication) is an allowable use.

There being no one else desiring to speak, this portion of the public hearing was closed.

There followed a brief discussion between staff and members of the Board regarding the merits of this request, and the need for the new convenience site. Mr. Dooley noted the benefits of bringing another business to the area.

In response to a question from Supervisor Sharp, Mr. Boggess stated that it was a very difficult property to market. No one wanted to take on the task of marketing this property, even with a commission; the Public Works Committee also discussed this twice. Supervisor Sharp said the \$150,000.00 seems like a paltry sum when the property is valued much higher. Mr. Boggess said the higher assessment was from when the property had a single use as a school and a sewer system; we anticipate the assessment to be much lower this time around. Chairman Martin said the real value of any property is what it brings when the gavel falls, and he feels that if this property had been brought to auction, it would have sold for less than \$150,000.00.

Supervisor Scott made a motion to approve Resolution #R121117-02.

WHEREAS, the County of Bedford owns a parcel of land known as the former Thaxton Elementary School; and

WHEREAS, the County of Bedford has no need for the entirety of the aforesaid property; and

WHEREAS, the County of Bedford has located a purchaser for a portion of the aforesaid property, namely Monumental Ironworks, whose stated intent is to locate their metal fabrication and finishing operations on said property; and

WHEREAS, the contemplated sale of the aforesaid property will further the economic-development goals of the County of Bedford, and reduce its expenses in maintaining the aforesaid property.

NOW, THEREFORE, BE IT RESOLVED, that the sale of a portion of the former Thaxton Elementary School to Monumental Ironworks be, and hereby is, approved; and further, that the County Administrator be, and hereby is, authorized to execute a deed and other requisite documents to facilitate said sale. Proceeds of such sale shall be added to the Solid Waste Enterprise Fund.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: Mr. Sharp

Absent: Mr. Wilkerson

Motion passed.

(9) Action & Discussion Items

(9a) Fiscal Management Director Susan Crawford addressed the Board with a request to modify the Bedford County Pay and Classification Plan for a position within the Department of Fiscal Management. Ms. Crawford said the department's workload has been a concern for her staff over the past year; this new position will address the workload concerns, as well as assist with the transition to the new ERP software.

With several staff members looking to retire in the near future, this position will also figure into the succession planning.

Supervisor Dooley made a motion to approve Resolution #R121117-03.

WHEREAS, the Director of Fiscal Management has requested a reclassification of a vacant position within the Department of Fiscal Management, and

WHEREAS, the request has been reviewed by and received concurrence of the County Personnel Committee and now submitted to the Board of Supervisors for approval;

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby amend the County's Pay and Classification Plan effective December 11, 2017 to Re-classify one (1) FTE Payroll Technician position to one (1) FTE Financial Analyst; with pay grade adjustment from grade 115 to grade 123.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and
Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(9b) County Administrator Carl Boggess addressed the Board with a resolution requesting a Memorial Highway from the General Assembly honoring Lacey E. Putney. Mr. Boggess briefly reviewed the process that led to this resolution coming before the Board this evening, noting that this request is also included in the Board's Legislative Priorities.

Supervisor Sharp made a motion to approve Resolution #R121117-04.

WHEREAS, The Honorable Lacey E. Putney was born in Bedford County, Virginia on June 27, 1928, and died on August 26, 2017; and

WHEREAS, Delegate Putney served in the Virginia General Assembly from January 12, 1962 to January 8, 2014; and,

WHEREAS, Delegate Putney devoted his life to public service and is the longest serving member of Virginia General Assembly; and

WHEREAS, the Board of Supervisors of Bedford County is profoundly grateful and desires to honor Lacey E. Putney for his exemplary service to Bedford County.

NOW THEREFORE, BE IT RESOLVED, that the Bedford County Board of Supervisors request that the Virginia House of Delegates and the Virginia Senate pass a joint resolution designating that portion of U.S. Highway 221 from the corporate limits of the town of Bedford to the corporate limits of the city of Lynchburg as the Delegate Lacey E. Putney Memorial Highway. The Department of Transportation shall place and maintain appropriate markers indicating the designation of this highway. This designation shall not affect any other designation heretofore or hereafter applied to this highway or any portion thereof.

The Board of Supervisors agrees to pay cost assessed by the Virginia Department of Transportation for the erection of the appropriate markers.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(10) Board Committee Reports - none

(11) Board Member Comments - none

(12) Board Appointments - none

(13) County Attorney Report

(13a) *The closed session schedule for 13a was instead held during the earlier work session.*

Supervisor Willis made a motion to approve the settlement of certain litigation claims against the County.

WHEREAS, the County of Bedford was named as a defendant in a Federal Court case designated as Civil Action No. 6:17CV00065, as well as an Equal Employment Opportunity Commission claim designated as Charge No. 438-2018-00107; and

WHEREAS, the County of Bedford does not admit wrongdoing in the aforesaid cases, but recognizes the risks and costs of litigating and defending against such claims to their conclusion; and

WHEREAS, the Plaintiff in the aforesaid actions and County of Bedford have reached a mutually agreeable settlement dated 12/4/2017 disposing of said claims.

NOW, THEREFORE BE IT RESOLVED, that (1) the aforementioned settlement be, and hereby is, ratified and approved; (2) that the sum of Nineteen-Thousand and NO/100 Dollars (\$19,000.00) be appropriated from the County's contingency fund to satisfy the terms of the aforesaid settlement; and (3) the County Administrator and County Attorney be, and hereby are, authorized to execute the requisite documents to bring the aforesaid matters to a close.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

Supervisor Thomasson made a motion to approve the County Attorney's contract as presented to the Board in the earlier closed session.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.

(14) County Administrator Report

Mr. Boggess presented Chairman Martin with the following Proclamation in recognition of his service to Bedford County:

WHEREAS, Mr. Curry W. Martin was selected by the Board of Supervisors to fill the vacant District Two seat on November 5, 2012; and

WHEREAS, Mr. Martin was chosen by the voters to represent District Two on the Bedford County Board of Supervisors in the November 2013 election; and

WHEREAS, Curry served as Chairman of the Board from January 1, 2017 to December 31, 2017; and

WHEREAS, he has faithfully and diligently served his constituents with distinction and compassion through his insight, leadership and commitment to the goals and visions of Bedford County; and

WHEREAS, his devotion to the preservation and promotion of Smith Mountain Lake has been instrumental in the County's navigation through numerous significant and beneficial projects for tourism and economic development; and

WHEREAS, Curry has decided to retire from the Board at the end of his term on December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Bedford County Board of Supervisors hereby express their sincere thanks and heartfelt appreciation to Mr. Curry W. Martin for his dedication to public service for Bedford County.

Chairman Martin stated that the County is lucky to have Mr. Edgar Tuck taking his seat on the Board, and thanked everyone for letting him serve for the last five years.

(15) Board Information

(15a) The Board was given a copy of the Bedford Regional Water Authority Board of Directors meeting minutes from October 17, 2017 for review.

(15b) The Board was given a copy of the Tri-County Lakes Administrative Commission Board meeting minutes from September 26, 2017 for review.

(15c) The Board was given a copy of the Tri-County Lakes Administrative Commission, Environmental Committee, meeting minutes from September 25, 2017 for review.

(15d) The Board was given a copy of the Bedford E-911 Communications report for November from June 6, 2017 for review.

(16) Board Calendar & Reminders

Mr. Boggess wished the Board a Merry Christmas, reminded everyone of the Swearing-In Ceremony on December 15, and noted the following upcoming meetings on the Board's calendar: January 8 – Regular Meeting at 7:00 pm (Work Session – 5:00 to 6:30 pm); January 22 – Regular Meeting at 7:00 pm (Work Session with the Bedford Regional Water Authority from 5:00 to 6:30 pm in the Ground Floor Meeting Room)

(17) Adjourn

Supervisor Scott made a motion to adjourn the meeting at 8:10 pm.

Voting yes: Mr. Thomasson, Mr. Martin, Mr. Sharp, Mr. Scott, Mr. Dooley and Mr. Willis

Voting no: None

Absent: Mr. Wilkerson

Motion passed.