



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Willis, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION AUTHORIZING THE ADVERTISEMENT OF AN INVITATION TO BID FOR CONSTRUCTION OF A PARKING LOT FOR THE COUNTY GYM, IMPROVEMENTS TO THE FALLING CREEK PARK PARKING LOT, AND RESURFACING OF THE STORAGE BUILDING ACCESS ROAD

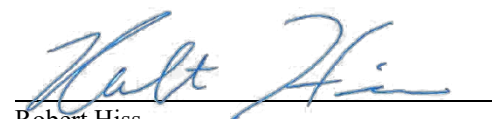
WHEREAS, a parking lot for the County Gym, improvements to the Falling Creek Park parking area, and resurfacing of the storage building access road are necessary; and

WHEREAS, these projects have been approved within the County's Capital Improvement Plan; and

WHEREAS, specifications have been developed; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby authorize staff to advertise an Invitation to Bid for construction of a parking lot for the County Gym, improvements to the Falling Creek Park parking lot, and resurfacing of the storage building access road.

A Copy-Teste:


 Robert Hiss
 County Administrator



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Willis, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION

**GRANT SUBMISSION, ACCEPTANCE, AND SUPPLEMENTAL APPROPRIATION
OF A SOUTHERN ECONOMIC DEVELOPMENT GRANT FROM THE TOBACCO REGION
REVITALIZATION COMMISSION FOR THE EXTENSION OF MEADE ROAD**

WHEREAS, the Economic Development Authority (EDA) of the County of Bedford has authorized the Office Economic Development to submit a grant to the Virginia Tobacco Region Revitalization Commission (TRRC) for the purpose of extending Meade Road in the New London Business and Technology Center park; and

WHEREAS, a Shell Building is currently under construction on Lot 7 in the New London Business and Technology Center park; and

WHEREAS, we are receiving multiple prospect inquires for the Shell Building; and,

WHEREAS, in order to occupy the Shell Building, Meade Road needs to be extended beyond the new driveway to the building; and,

WHEREAS, the funds will be used to extend Meade Road beyond the new driveway entrance to the Shell Building, and

WHEREAS, matching funds from the EDA have been approved and were required to be eligible for the grant; and

WHEREAS, no matching funds from the Board of Supervisors is requested, nor required; and

WHEREAS, this amount was not included in the FY2019-2020 revenue and expenditure budgets.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby approve the submission and acceptance of the Southern Economic Development Grant and authorize a Supplemental Appropriation, if awarded, in the amount of \$200,762.00 to the FY2019-2020 CIP Budget, department 33-9850.

A Copy-Teste:

A handwritten signature in blue ink, appearing to read "Robert Hiss", is written over a horizontal line.

Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Willis, which carried by a vote of 7-0, the following was adopted:

WHEREAS, the road described on the attached VDOT Form AM-4.3, fully incorporated herein by reference, will provide access for the Smith Mountain State Park Cabin Facilities and are shown on engineering drawings filed with the Virginia Department of Conservation and Recreation for Smith Mountain State Park in Bedford County, and;

WHEREAS, the Residency Administrator for the Virginia Department of Transportation has advised the Board of Supervisors for Bedford County that the hereinafter street meets the requirements for acceptance established by the Virginia Department of Transportation and that the Department of Conservation and Recreation has provided satisfactory guarantee of right-of- way, fifty feet in width, together with any additional areas needed for the proper maintenance of cut and/or fill slopes.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby request that the street shown on the attached VDOT Form AM-4.3 be added to the secondary system of state highways, pursuant to Section 33.2-705 of the Code of Virginia.

BE IT FURTHER RESOLVED, this Board guarantees a free and unrestricted right of way, as described, and necessary easements for cuts, fills, and drainage; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

A Copy-Teste:

Robert Hiss
County Administrator

In the County of Bedford

By resolution of the governing body adopted August 12, 2019

The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee

Signed (County Official): _____

Report of Changes in the Secondary System of State Highways

Project/Subdivision Smith Mountain State Park

Type Change to the Secondary System of State Highways:

Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: State Park

Pursuant to Code of Virginia Statute: §33.2-705,§33.2-312

Street Name and/or Route Number

◆ **Overnight Road, State Route Number 894**

- From: End State Maint. (1.1 Mi. S. of Rte. 888)
To: 0.63 Mi. S. of Rte. 888, a distance of: 0.47 miles.
Right of Way width (feet) = 50



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Willis, which carried by a vote of 7-0, the following was adopted:

WHEREAS, various grants have been awarded to Bedford County and have not been fully expended as of June 30, 2019; and

WHEREAS, these amounts were not included in the FY 2020 budget and need to be appropriated,

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of the County of Bedford, Virginia, that the Board does hereby appropriate the following amounts.

Description	Department	Amount
Circuit Court Item Preservation Grant	00-2164	10,375.35
Circuit Court Item Preservation Grant	00-2164	13,736.00
DMV Selective Enforcement-Speed	00-3129	4,728.53
Sheriff's Department	00-3120	(336.03)
DMV Selevtive Enforcement-Alcohol	00-3129	8,660.44
Sheriff's Department	00-3120	(615.44)
ICAC Affiliate	00-3126	472,738.71
ICAC State Allocation	00-3126	1,149,591.42
ICAC OJJDP Task Force	00-3126	207,178.57
PSAP	00-3561	3,000.00
Drive Tourism	00-8172	9,607.37
VTC Marketing Leverage Grant	00-8171	11,060.00
RSAF Grant	33-9325	219,625.00

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Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Tuck, which carried by a vote of 7-0, the following was adopted:

**AN ORDINANCE
ESTABLISHING THE BEDFORD COUNTY NURSING HOME
PER DIEM RATE EFFECTIVE NOVEMBER 1, 2019**

WHEREAS, the Bedford County Board of Supervisors did previously establish the per day rate for patient care at the Bedford County Nursing Home at (1) Semi-Private Room - \$239.00, (2) Private Room w/Shared Bathroom – \$244.00, and (3) Private Room - \$249.00; and

WHEREAS, staff and the contracted Nursing Home Cost Analyst have recommended a rate increase.

WHEREAS, additionally, staff is recommending an increase in the fee for transportation services for private pay residents from \$25 per trip to \$30 per trip; to continue to charge private pay residents for laundry services in the amount of \$50 per month; and to increase the charge for private pay residents for medical supplies from \$100 per month to \$110 per month.

NOW, THEREFORE, BE IT ORDAINED, that the patient per day rate be established as follows:

For Non-Private Rooms	\$244.00
For Private Room w/ Shared Bathroom	\$249.00
For Private Room	\$254.00
Transportation services for private pay residents	\$30 per trip
Laundry services for private pay residents	\$50 per month
Medical supplies for private pay residents	\$110 per month

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Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Willis, which carried by a vote of 7-0, the following was adopted:

**A RESOLUTION TO SET THE PERCENTAGE TAX RELIEF RATE AVAILABLE THROUGH
THE PERSONAL PROPERTY TAX RELIEF ACT**

WHEREAS, the Virginia General Assembly in 1998 passed the Personal Property Tax Relief Act; the philosophy in passing the Act was to eliminate personal property tax on personal motor vehicles; and

WHEREAS, in 2001 the Virginia General Assembly set the reimbursement rate to localities for personal property taxes for personal vehicles at 70% of the personal property tax amount; and

WHEREAS, the Virginia General Assembly in 2004 drastically revised the philosophy of the Act and capped the contribution of the Commonwealth to localities for reimbursement for personal property taxes; and

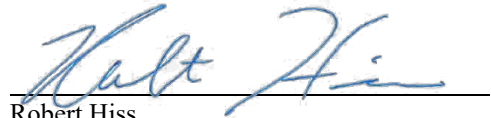
WHEREAS, on the 28th day of November 2005, as a requirement of the 2004 amendments to the Act, the County of Bedford passed an ordinance to set the percentage of tax relief that the County anticipates will fully exhaust the PPTRA funds that it will be provided by the Commonwealth (Bedford County Ordinance “Taxation” §17-16 “Personal Property Relief”); and

WHEREAS, pursuant to §17-16 of the County Code, the County shall as part of the annual budget by resolution set the percentage of tax relief at such level that it is anticipated to fully exhaust PPTRA relief funds provided to the County by the Commonwealth; now

BE IT FURTHER RESOLVED, that pursuant to Bedford County Code Chapter 17 “Taxation”, Section 17-16 “Personal Property Relief Act” the percentage of tax relief anticipated to fully exhaust PPTRA funds provided to the County by the Commonwealth is hereby set at forty-three (43.0%). Any amount of

PPTRA relief not used within the County's fiscal year shall be carried forward and used to increase the funds available for personal property tax relief in the following fiscal year.

A Copy-Teste:

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Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Vice-Chairman Dooley, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION

APPROPRIATING FUNDS FOR FISCAL YEAR 18-19 BUDGET ADJUSTMENTS

WHEREAS, Staff has reviewed the year end balances for departments within the General Fund and has made recommendations concerning budget deficits; and

WHEREAS, the Board of Supervisors has reviewed the recommendations; now therefore

BE IT RESOLVED, that the Bedford County Board of Supervisors authorizes the supplemental appropriation and transfer of funds for year-end budget adjustments as follows:

From Department	To Department	Amount
County Administration	County Attorney	\$ 15,326
Commissioner of the Revenue	County Attorney	\$ 41,300
Commonwealth Attorney	V-Stop Paralegal	\$ 775
Juvenile Secure Detention	VJCCCA	\$ 10,300
Planning	Natural Resources	\$ 1,100
Supplemental	J & DR Court	\$ 1,705
Supplemental	Clerk of the Circuit Court	\$ 51,788
Supplemental	ICAC	\$ 400,323
Contingency Fund Xfer	Refuse Collection	\$ 28,445
Contingency Fund Xfer	Broadband Authority	\$ 1,560
Contingency Fund Xfer	Debt Service	\$ 4,836

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Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Tuck, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION RE-APPROPRIATING FISCAL YEAR 2019 FUNDS

WHEREAS, the Bedford County Board of Supervisors annually receives and reviews requests for re-appropriation of year end funds; and

WHEREAS, the Fiscal Year 2019 recommendations total \$402,001 or 0.37% of the total adopted General Fund Budget; now

THEREFORE, BE IT RESOLVED, that the Board of Supervisors does hereby re-appropriate funds as follows:

Department	Recommended
Administration	\$ 25,000
Commissioner of the Revenue	20,000
Finance	53,500
Sheriff's Office	18,842
Volunteer Fire Agencies	30,530
Volunteer Rescue Agencies	13,755
Fire and Rescue	26,044
Communications	33,116
General Properties	50,000
Parks and Recreation	6,000
CIP-Moneta Ballfield Ligthing	56,500
CIP-FCP Paved Trail	(6,500)
Planning	66,500
GIS	8,714
Total Reappropriation of Funds	\$ 402,001

A Copy-Teste:

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Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Thomasson, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION

REQUESTING REGION 2000 SERVICES AUTHORITY TO NEGOTIATE AN AGREEMENT FOR ACCEPTANCE OF BEDFORD COUNTY SOLID WASTE

WHEREAS, the Bedford County landfill has a very limited available cell capacity; and

WHEREAS, the Region 2000 Services Authority is in close proximity to several drop site locations; and

WHEREAS, the Region 2000 Services Authority offers a non-member commercial rate; and

WHEREAS, it is in the best interest of Bedford County to save landfill space and realize financial savings by direct hauling from drop site locations to the Region 2000 landfill; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, to request the Region 2000 Services Authority negotiate an agreement for accepting a portion of Bedford County's solid waste.

A Copy-Teste:

Robert Hiss
County Administrator



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
Tommy W. Scott, Chairman	Yes
Andrew D. Dooley, Vice-Chairman	Yes
Bill Thomasson	Yes
Edgar Tuck	Yes
Charla Bansley	Yes
John Sharp	Yes
Kevin S. Willis	Yes

On motion of Supervisor Sharp, which carried by a vote of 7-0, the following was adopted:

**A RESOLUTION
TO INITIATE THE CREATION OF A ZONING ORDINANCE DISTRICT
AND THE INITIATION OF ZONING MAP AMENDMENTS**

WHEREAS, since 2015 Staff has worked with Liberty University to resolve land use issues at the New London Airport as it relates to its non-conformity status for both existing structures and use;

WHEREAS, current County Code related to pre-existing non-conforming uses and structures limits Liberty University's ability to lawfully expand both the uses and structures;

WHEREAS, at the direction of the Board of Supervisors, staff made several recommendations to resolve the code-based conflicts.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby direct staff to: 1) draft a Zoning Ordinance Amendment creating an "Airport" (A) district; and 2) initiate zoning map amendments for the New London Airport from Agricultural/Rural Preserve (AP) to Airport (A) and the Smith Mountain Lake Airport from Low Density Residential (R-1) to Airport (A).

A Copy-Teste:

Robert Hiss
County Administrator



At a work session of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

Supervisor Bansley made a motion to go into Closed Session pursuant to 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, specifically pertaining to the landfill, and to the New London airport.

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: none

Motion passed.

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

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: none

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.

MEMBERS:

Bill Thomasson

Edgar Tuck

Charla Bansley

John Sharp

Tommy Scott

Andy Dooley

Kevin Willis

VOTE:

Yes

Yes

Yes

Yes

Yes

Yes

Yes

A Copy-Teste:

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Robert Hiss
County Administrator



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 12th day of August 2019, beginning at 7:00 pm.:

Supervisor Willis made a motion to go into Closed Session pursuant to 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, specifically pertaining to the Fire and Rescue Department; and **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 the County Administrator's contract.

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: none

Motion passed.

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

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Dooley, and Mr. Willis

Voting no: none

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.

MEMBERS:

Bill Thomasson

Edgar Tuck

Charla Bansley

John Sharp

Tommy Scott

Andy Dooley

Kevin Willis

VOTE:

Yes

Yes

Yes

Yes

Yes

Yes

Yes

A Copy-Teste:

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Robert Hiss
County Administrator