



MINUTES
BEDFORD COUNTY BOARD OF SUPERVISORS
BEDFORD COUNTY ADMINISTRATION BUILDING
JUNE 24, 2019

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**
 - a. Consideration of a resolution to appropriate FY2019 receipts. *(Resolution #R 062419-07)*
- (7) Approval of Minutes – April 1, 2019**
- (8) Public Hearings & Presentations**
 - a. **Proclamation** in Recognition of Mr. Joseph Goode on the Occasion of his 100th Birthday.
 - b. **Public Hearing** – Consideration of a resolution to approve Special Use Permit #SU190003 for an expansion of an existing “Kennel, Commercial” use on a parcel identified as Tax Map #150-B-3 *(Resolution #R 062419-01)*
 - *Staff Presentation by Planner Mark Jordan*
 - c. **Public Hearing** – Consideration of a resolution to approve Special Use Permit #SU190005 to establish a “Wireless Communication Facility on a parcel identified as Tax Map #243-9-1 *(Resolution #R 062419-02)*
 - *Staff Presentation by Planner Mariel Fowler*

- d. **Public Hearing** – Consideration of a resolution to approve Special Use Permit #SU190006 to establish a “Wireless Communication Facility on a parcel identified as Tax Map #243-A-19A (*Resolution #R 062419-03*)

 - *Staff Presentation by Planner Mariel Fowler*

(9) Action & Discussion Items

- a. Consideration of a resolution authorizing the execution of an agreement providing for a non-binding obligation of the County of Bedford to consider certain appropriations to the Bedford Regional Water Authority, and agreeing to certain matters related to the refunding of a bond of the Bedford Regional Water Authority previously issued and sold to the Virginia Resources Authority. (*Resolution #R 062419-04*)
 - *Staff Presentation by County Administrator Robert Hiss*
- b. Consideration of a resolution authorizing four recruitment and retention incentives for the Nursing Home. (*Resolution #R 062419-05*)
 - *Staff Presentation by Nursing Home Administrator Sue Ellen Clark*

(10) Board Committee Reports - none

(11) Board Member Comments

(12) Board Appointments

- a. Appointment of Natalie K. Martin is needed for the Library Board of Trustees; appointment of County Administrator Robert Hiss to the Community Criminal Justice Board. (*Resolution #R062419-06*)

(13) County Attorney Report

- a. **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 New London airport.

(14) County Administrator Report

(15) Board Information

- a. Bedford Communications E911 reports for May 2019
- b. Bedford County Planning Commission meeting minutes for March 19, 2019

(16) Board Calendar and Reminders

- July 8–Work Session (5:00 – 6:30 pm); Regular Meeting at 7:00 pm
- July 22 – Regular Meeting at 7:00 pm (*tentative – may add a Work Session at 5:00 pm regarding the Nursing Home*)
- August 12 - Regular Meeting at 7:00 pm (*tentative – may add a Work Session at 5:00 pm regarding septic pump-out at Smith Mountain Lake*)

Adjourn

7:00 P.M. REGULAR MEETING

Board of Supervisors: Tommy Scott, Chairman, District 5; Andy Dooley, Vice-Chairman, District 6; Bill Thomasson, District 1; Charla Bansley, District 3; and John Sharp, District 4

Attended by Phone: Edgar Tuck, District 2

Absent: Kevin Willis, District 7

Staff: County Administrator Robert Hiss, County Attorney Patrick Skelley, Nursing Home Administrator Sue Ellen Clark, Community Development Director Gregg Zody, Planner Mark Jordan, Planner Mariel Fowler, and Executive Assistant Brigitte Lockett

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

(4) Approval of Agenda

Vice-Chairman Dooley made a motion to approve the agenda.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

(5) Citizen Comments – there were no citizens desiring to speak

(6) Consent Agenda

County Administrator Robert Hiss reviewed the following item on the consent agenda:

- a. Consideration of a resolution to appropriate FY2019 receipts. (*Resolution #R 062419-07*)

Vice-Chairman Dooley made a motion to approve the agenda.

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, and
Mr. Dooley
Voting no: None
Absent: Mr. Willis
Motion passed.

(7) Approval of Minutes

Supervisor Bansley made a motion to approve the minutes of April 1, 2019 as presented.

Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, and
Mr. Dooley
Voting no: None
Absent: Mr. Willis
Motion passed.

(8) Public Hearings & Presentations

(8a) Chairman Scott noted that the following proclamation will be presented to Mr. Joseph Goode at his birthday party later in the week:

**PROCLAMATION RECOGNIZING AND CONGRATULATING
MR. JOSEPH GOODE ON THE OCCASION OF HIS 100TH BIRTHDAY**

WHEREAS, our present position, prosperity, and morality are built entirely upon the foundations of the generations who came before us; and

WHEREAS, Mr. Joseph Goode is a World War II Veteran, a Bedford County native, and a member of “The Greatest Generation”, having lived and served during one of the most eventful centuries in our country’s history; and

WHEREAS, Mr. Goode, who will achieve the milestone of his 100th birthday on June 30, 2019, epitomizes all the qualities that we esteem in our citizens; and

WHEREAS, Bedford County acknowledges with the deepest respect the contributions of Mr. Goode to our community and our country.

NOW, THEREFORE, BE IT PROCLAIMED, that the Bedford County Board of Supervisors does hereby offer its admiration, congratulations, and very best wishes to Mr. Joseph Goode for his one hundred years upon this earth, and sincerely and humbly thank him for his service to our country.

(8b) Planner Mark Jordan addressed the Board with a resolution to approve Special Use Permit #SU190003 for an expansion of an existing “Kennel, Commercial” use on a parcel identified as Tax Map #150-B-3. Mr. Jordan stated the project is for a new kennel building; the current use is a veterinary facility and kennel. He stated that the applicant/owner is Riverside Farms, LLC, (Lora and Gerald Ryan), the

engineer is Pierson Engineering and Surveying, and the property is located at 7140 and 7050 E. Lynchburg Salem Turnpike, Goode, Virginia. The parcel consists of 33.25 acres, and is currently zoned AR (Agricultural Residential). Mr. Jordan displayed a variety of maps and photographs illustrating both the current and proposed use. He noted those sections of the Comprehensive plan as they applied to this request, and briefly touched on anticipated environmental, transportation, utility, public facility, and visual impacts. Mr. Jordan stated that the Planning Commission held a public hearing on April 16, 2019, during which three citizens expressed concerns regarding the excessive barking noise that may result from the new kennel. Mr. Jordan noted that he and the applicant have discussed kennel silencers, and the applicant is pursuing further information on these devices. He stated that the Planning Commission voted to recommend this request for approval with the five conditions that are given in the resolution below, and then answered questions from the Board. He clarified that a kennel silencer emits a noise (not detectible to humans) when dogs bark, which is supposed to make them stop barking.

The applicant, Mr. Gerald Ryan, addressed the Board with descriptions and documentation of various silencers he is considering to help quiet the barking. Mr. Ryan said that none of these devices are perfect, and will not capture all the barking; shock collars are also not a good option, as most people using the kennel would not want their dogs to be hit with electrical current. Citronella collars also would not be a good option, as continued exposure to this chemical would be irritating to the dogs eyes, ears, and nose. Mr. Ryan said they have selected a bark-activated model, which they will purchase several of to be sure they have enough coverage. He also addressed the types of trees needed for the buffer, noting it will take time for the trees to reach a size that will enable them to block anything from view or help to buffer sound.

The citizen comment portion of the public hearing was opened.

Mike Grishaw, 1305 Bell Mill Road, Goode, addressed the Board to voice his concerns regarding the excessive barking that an additional twenty dogs will bring. Mr. Grishaw said he is already not able to enjoy his property due to the barking, and the campers that rent spots on his land are also bothered by the noise. He asked what kind of recourse he will have if this gets out of hand; Chairman Scott replied that the Board could not provide an answer tonight. Mr. Grishaw said that he has never called in a complaint on the barking in the past, but Mr. Ryan has in fact called to complain a few times in the past when Mr. Grishaw had music playing.

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

Mr. Ryan clarified that they are closing the current kennel to open up the proposed new one; they are not doubling the amount of animals they board. He detailed other design changes they are making that may also assist in controlling the noise.

There followed a question and answer session between the Board, the staff, and the applicant.

Supervisor Bansley made a motion to approve Resolution #R 062419-01.

WHEREAS, Riverside Farms, LLC has submitted Special Use Permit application #SU190003 for the expansion of an existing “Kennel, Commercial” use in an AR (Agricultural Residential) zoning district on property identified as Tax Map Number #150-B-3; and

WHEREAS, the application has been submitted pursuant to Section 30-79-2 of the Zoning Ordinance, which allows a “Kennel, Commercial” use in the AR zoning district after a Special Use Permit has been approved in accordance with Section 30-19 of the Zoning Ordinance; and

WHEREAS, the Board of Supervisors has carefully considered the public record, the public testimony, and the recommendations of the Planning Commission; and

WHEREAS, the Board of Supervisors finds that the requested special use meets the goals and objectives of the Comprehensive Plan, and the purposes of the Zoning Ordinance for the issuance of a Special Use Permit; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby approve of a Special Use Permit pursuant to application #SU190003 with the following conditions:

1. Sections 30-34 (Agricultural Residential), Section 30-77 (Corridor Overlay) and Article IV, Section 30-85-10 (Use and Design Standards – Kennel, Commercial) of the Bedford County Zoning Ordinance shall apply to approval of the project.
2. The site shall be developed in general conformance with the concept plan prepared by Rodney F. Pierson, P.E., Pierson Engineering and Land Surveying, dated February 27, 2019.
3. The three (3) approved conditions as required by SU060017 remain in effect, and apply to the expansion of the commercial kennel.
4. The applicant will install a kennel silencer with the most recent, up-to-date technology within the proposed building.
5. A row of evergreen trees is required to be planted around the right, left, and rear perimeter of the proposed building, and will remain and be maintained in perpetuity.

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

Voting no: Mr. Dooley

Absent: Mr. Willis

Motion passed.

(8c) Planner Mariel Fowler addressed the Board with a resolution to approve Special Use Permit #SU190005 to establish a “Wireless Communication Facility” on a parcel identified as Tax Map #243-9-1. Mrs. Fowler stated the property is owned by the Saunders Volunteer Fire Company, and is 4.98 acres located at 12253 Smith Mountain Lake Parkway. The property is zoned PCD (Planned Commercial Development). Mrs. Fowler stated the permit would allow Verizon to construct a Class 4 Wireless Communication Facility that would include a 105’ monopole tower and associated components. She

displayed a variety of maps and photographs illustrating both the current and proposed use, as well as the concept plan. Mrs. Fowler stated the Planning Commission held a public hearing on May 21, 2019 and recommended approval of this application by a vote of 5-0, with the conditions as given in the resolution below.

Lori Schweller, attorney with Williams Mullen and authorized agent for the applicant, addressed the Board with a presentation similar to Mrs. Fowlers, detailing the location, concept plan, photos from the balloon test, setbacks for things like the “fall zone”, and use of the tower. *(Ms. Schweller’s presentation in its entirety will be kept on file in the County Administration Office for public review.)* During her presentation, Ms. Schweller told the Board wireless communications have become an essential utility; this tower will help provide a more robust service in this area. The tower the County is putting in as part of the local broadband initiative is too far away to be utilized by Verizon. Ms. Schweller then answered clarifying questions from the Board, noting there will be room on this pole for three other providers besides Verizon.

Steven Waller, representative for Verizon, addressed the Board regarding the Board’s questions site selection. Mr. Waller said the site is placed at the back of the property to be away from the helicopter pad already located at the site.

The citizen comment portion of the public hearing was opened.

Amir and Lori Ahangan, lot #2 off Shore Road (adjacent to this project), addressed the Board with their concerns regarding how this tower will impact the view from their property (which they just had cleared). They requested this tower be placed near the water tower side of the fire department instead, as the current location will negatively affect their property value.

Clemens Hallmann, 217 Anthony Howe Road, Huddleston, stated that Verizon only wants this tower to rent out the space on it; Verizon coverage is already very good in that area.

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

Ms. Schweller addressed the Board again, stating the tower is being placed where a portion of the parcel was already cleared; they were not aware the neighboring parcel owners planned to clear the area and build a home. The tower also needs to be placed to meet the required setback so it won’t hit the water tower, or any buildings, if it falls. She then answered questions from the Board, noting that recent state law has been enacted stating that local governments cannot require propagation maps from service providers; whether a provider actually needs a new tower site or not can no longer be a factor in zoning decisions. Ms. Schweller also stated they could not locate on the existing water tower, as this is not the design necessary to support this function.

Supervisor Tuck made a motion to approve Resolution #R 062419-02

WHEREAS, Verizon Wireless has submitted Special Use Permit application #SU190005 to establish a “Wireless Communication Facility, Class 4” use in a PCD (Planned Commercial Development) zoning district on property identified as Tax Map Number #243-9-1 owned by the Saunders Volunteer Fire Company, Inc.; and

WHEREAS, the application has been submitted pursuant to Section 30-79-2 of the Zoning Ordinance, which allows a “Wireless Communication Facility, Class 4” use in the PCD zoning district after a Special Use Permit has been approved in accordance with Section 30-19 of the Zoning Ordinance; and

WHEREAS, the Board of Supervisors has carefully considered the public record, the public testimony, and the recommendations of the Planning Commission; and

WHEREAS, the Board of Supervisors finds that the requested special use meets the goals and objectives of the Comprehensive Plan, the Strategic Plan for Commercial Wireless Telecommunication Facilities, and the purposes of the Zoning Ordinance for the issuance of a Special Use Permit; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby approve of a Special Use Permit pursuant to application #SU190005 with the following conditions:

1. The monopole tower associated with the “Wireless Communication Facility, Class 4” use shall not exceed 195 feet in height.
2. All General Safety recommendations from the Atlantic Technology Consultants, Inc. report shall be followed.
3. Lighting, if used, shall be the minimum required for safety and security and shall be directed downward, away from adjacent properties and roadways.

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

Voting no: Mrs. Bansley

Absent: Mr. Willis

Motion passed.

(8d) Planner Mariel Fowler addressed the Board with a resolution to approve Special Use Permit #SU190006 to establish a “Wireless Communication Facility on a parcel identified as Tax Map #243-A-19A. Mrs. Fowler stated the property is owned by the Saunders Volunteer Fire Company, and is 0.57 acres located at 16358 Smith Mountain Lake Parkway. The property is zoned R-1 (Low-Density Residential). Mrs. Fowler stated the permit would allow Verizon to construct a Class 2 Wireless Communication Facility that would include an 80’ monopole tower and associated components. She displayed a variety of maps and photographs illustrating both the current and proposed use, as well as the concept plan. Mrs. Fowler stated the Planning Commission held a public hearing on May 21, 2019 and recommended approval of this application by a vote of 5-0, with the conditions as given in the resolution below. She then answered clarifying questions from the Board.

As in the previous request, Lori Schweller, attorney with Williams Mullen and authorized agent for the applicant, addressed the Board with a presentation similar to Mrs. Fowlers, again detailing the location, concept plan, photos of the balloon test, setbacks for things like the “fall zone”, and use of the tower. *(Ms. Schweller’s presentation in its entirety will be kept on file in the County Administration Office for public*

review.) She noted that this is a “capacity” site, not just a coverage site. Ms. Schweller also stated that the tower the County is building in the area is four miles away, and there cannot be utilized for capacity. She commented that access to fast, reliable service actually adds value to home prices, and cited several studies to underscore this point. In response to a question from Supervisor Tuck regarding how much coverage this tower would provide across the lake, Ms. Schweller did not directly answer the question and instead reiterated that recent state law has been enacted stating that local governments cannot require propagation maps from service providers; however, this site is intended to provide capacity to both homes on the waterway and to traffic on the water.

The citizen comment portion of the public hearing was opened.

Clemens Hallman, 217 Anthony Home Road, Huddleston, voiced his opposition to this project. He said Verizon should have several options on the map available to citizens to make a better decision with regard to locating these types of tower sites.

Billy Overstreet, 103 Anthony Home Road, Huddleston, addressed the Board. Mr. Overstreet said he is preparing for retirement at the lake, and only recently found out about this project. After he finishes building his home, the site location will only be fifty yards from his front door. He feels the monopole will be a detriment to the current and future value of his and his neighbor’s properties. Additionally, he believes his home will be so close to the tower that it will broadcast above his home and not be any benefit to him.

John Midkiff, 16434 Smith Mountain Lake Parkway, Huddleston, pointed out on the site map how close this tower would be to Mr. Overstreet’s property. Mr. Midkiff said there is no way anyone will buy Mr. Overstreet’s property once this tower is built. Mr. Overstreet commented that he is currently using 70 gigs a month for bandwidth with no capacity issues.

Mrs. Fowler read an email opposing this request from Mr. David Simon, a realtor in the area. He felt the tower would decrease property values and presents a number of known health risks. There are other commercial locations that would be more appropriate, such as the Parkway Marina.

Patricia Hollman, Anthony Home Road, Huddleston, addressed the Board to voice her opposition to the request. Ms. Hollman stated that the phone coverage was already very good, and asked what the lighting requirements would be for the structure.

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

Ms. Schweller stated this site is proposed to serve the surrounding area homes, which is why they are not locating it in a commercial area. She emphasized that this is only an 80’ high pole, which already surround us as telephone and electrical poles; no lighting will be needed. Ms. Schweller also stated she stood by her original measurements (with regard to the pole’s proximity to Mr. Overstreet’s home) based on the information she was able to gather on Google Earth. She then spoke to the safety of the emissions, noting that electromagnetic energy is around us all the time; these towers emit far less than the FCC states as a maximum for safety. She and Mr. Weller then answered questions from the Board.

Supervisor Tuck made a motion to approve Resolution #R 062419-03

WHEREAS, Verizon Wireless has submitted Special Use Permit application #SU190006 to establish a “Wireless Communication Facility, Class 2” use in the R-1 (Low-Density Residential) zoning district on property identified as Tax Map Number #257-A-19A owned by the Saunders Volunteer Fire Company, Inc.; and

WHEREAS, the application has been submitted pursuant to Section 30-79-2 of the Zoning Ordinance, which allows a “Wireless Communication Facility, Class 2” use in the R-1 zoning district after a Special Use Permit has been approved in accordance with Section 30-19 of the Zoning Ordinance; and

WHEREAS, the Board of Supervisors has carefully considered the public record, the public testimony, and the recommendations of the Planning Commission; and

WHEREAS, the Board of Supervisors finds that the requested special use meets the goals and objectives of the Comprehensive Plan, the Strategic Plan for Commercial Wireless Telecommunication Facilities, and the purposes of the Zoning Ordinance for the issuance of a Special Use Permit; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby approve of a Special Use Permit pursuant to application #SU190006 with the following conditions:

1. The monopole tower associated with the “Wireless Communication Facility, Class 2” use shall not exceed 80 feet in height.
2. All General Safety recommendations from the Atlantic Technology Consultants, Inc. report shall be followed.
3. Lighting, if used, shall be the minimum required for safety and security and shall be directed downward, away from adjacent properties and roadways.
4. A landscaping buffer comprised of a row of evergreen trees planted every 10 feet shall be added to all four (4) sides of the compound in addition to maintaining the existing wooded area for screening the lower portion of the compound from surrounding off-site views.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

(9) Action & Discussion Items

(9a) County Administrator Robert Hiss addressed the Board with a resolution authorizing the execution of an agreement providing for a non-binding obligation of the County of Bedford to consider certain appropriations to the Bedford Regional Water Authority, and agreeing to certain matters related to the refunding of a bond of the Bedford Regional Water Authority previously issued and sold to the Virginia

Resources Authority. Mr. Hiss briefly explained the history behind this request, noting this refinancing will not extend the maturity date.

Ms. Jill Underwood, Finance Director for BRWA, clarified that this is the debt the County pays under a moral obligation agreement. Once we get to the break-even point, where the BRWA is paid back for the excess they paid in the beginning, the County would realize savings and would therefore be billed for less.

Supervisor Sharp made a motion to approve Resolution #R 062419-04.

WHEREAS, on November 19, 2009, the Bedford Regional Water Authority (the "Authority") issued its \$9,425,000 Water and Sewer System Revenue Refunding Bond, Series 2009 (the "Original Local Bond"), and applied the proceeds, together with other available funds and grants, to refund certain bonds issued to finance improvements to the Authority's water and sewer systems; and,

WHEREAS, the Virginia Resources Authority ("VRA") purchased the Original Local Bond with a portion of the proceeds of one of the series of bonds issued under VRA's Virginia Pooled Financing Program (the "VRA VPPF Bonds"); and,

WHEREAS, VRA and the Authority have advised the County of Bedford (the "County") that the credit markets are currently favorable for the refunding of the VRA VPPF Bonds (the "Refunding Transaction"), which may enable VRA to pass on annual debt service savings to the Authority; and,

WHEREAS, VRA will affect the Refunding Transaction through the issuance and sale of refunding bonds through its Virginia Pooled Financing Program; and,

WHEREAS, on June 18, 2019, the governing body of the Authority adopted a resolution agreeing to participate in the Refunding Transaction within certain parameters; and,

WHEREAS, the County previously entered into the non-binding obligation to provide capital support to the Authority in the form of capital improvement contributions in the amount of \$1,000,000 for each of the fiscal years ending from June 30, 2004 through June 30, 2023 (the "CIP Amounts"); and,

WHEREAS, the County undertook a non-binding obligation to appropriate from time to time moneys to the Authority in connection with payments due on the Original Local Bond as evidenced by the Support Agreement dated as of November 1, 2009, between the County, the Authority and VRA; and,

WHEREAS, VRA has indicated that a condition to the Authority's participation in the Refunding Transaction is the approval, execution and delivery by the County of a Support Agreement (the "Support Agreement") to renew and reaffirm the County's non-binding commitment to appropriate moneys to support the Authority after the Refunding Transaction has been completed; and,

WHEREAS, the Board of Supervisors of the County desires to renew and reaffirm the County's agreement to undertake such a non-binding obligation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County:

- 1.** It is determined to be in the best interests of the County and its citizens for the County to enter into a support agreement to reflect that the non-binding obligation described in the

recitals hereto will continue to apply to the Original Local Bond as amended and to the Authority's Taxable Water and Sewer System Revenue Refunding Bond, Series 2019 (the "Local Bond") to reflect the results of the Refunding Transaction; provided that (i) the Local Bond shall have a "true" interest cost not to exceed 3 ¼% per year, (ii) the minimum savings threshold to be realized by the Authority shall be not less than three percent (3%) savings on a present value basis as a percentage of the outstanding Original Local Bond or portion thereof to be refunded and (ii) the final maturity of the Local Bond shall not be extended past the end of the fiscal year in which occurs the current final maturity of the Original Local Bond.

2. The County Administrator or Chairman of the Board of Supervisors, either of whom may act, are hereby authorized and directed to execute and deliver the Support Agreement. The Support Agreement, which is hereby approved, with such completions, omissions, insertions or changes not inconsistent with this resolution as may be approved by the County Administrator or Chairman of the Board of Supervisors, the execution thereof by the County Administrator or Chairman of the Board of Supervisors to constitute conclusive evidence of his approval of such completions, omissions, insertions or changes.
3. As provided by the Support Agreement, the Board of Supervisors of the County hereby undertakes a non-binding obligation to appropriate to the Authority such amounts as may be requested from time to time pursuant to the Support Agreement, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board of Supervisors, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby states its intent to make such appropriations in future fiscal years, and hereby recommends that the future Board of Supervisors do likewise during the term of the Support Agreement.
4. It is acknowledged that VRA is treating the Support Agreement as a "local obligation" pursuant to Section 62.1-216.1 of the Code of Virginia. In the event of the failure of the County to make a payment under the Support Agreement, VRA may institute the "state-aid intercept" process set forth in Section 62.1-216.1 of the Code of Virginia under which the Governor may cause the Comptroller to withhold all further payment to the County of funds appropriated and payable by the Commonwealth to the County until the unpaid sum is obtained. The funds so withheld will be directed to VRA to cure the nonpayment.
5. This resolution shall take effect immediately.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

(9b) Nursing Home Administrator Sue Ellen Clark addressed the Board with a resolution authorizing four recruitment and retention incentives for the Nursing Home. Mrs. Clark reviewed the details of her request, which are outlined in her resolution below. She reiterated that there are staffing shortages throughout the country, and we are in a wage-war with other entities (such as hospitals) to retain staff. Mrs. Clark said they would like to offer hourly incentives to CNAs and LPNs, as well as a bonus for the “employee of the month”. Lastly, she would like to start offering a wage differential for picking up extra shifts.

Vice-Chairman Dooley stated that we need to get a better handle on this staffing issue, and he’d like to discuss this at a future work session. In response to a question from Vice-Chairman Dooley, Mrs. Clark stated that the Nursing Home is not accepting new residents at this time, as they do not have the staff to adequately care for more residents. Mrs. Clark said there is an upcoming Personnel Committee meeting, during which staffing will be discussed. In response to a question from Supervisor Thomasson, Mrs. Clark stated policies and procedures for the incentives are already in place.

Vice-Chairman Dooley made a motion to approve Resolution #R 062419-05.

WHEREAS, the Bedford County Nursing home is experiencing a shortage of staff, attracting applicants; thus directly impacting resident care and employee morale; and

WHEREAS, the Bedford County Nursing Home is in need of such incentives to attract potential applicants and to motivate current employees; and

WHEREAS, the recommended incentives are common practice across industry standards; and

WHEREAS, rules and objectives have been established to govern the incentive programs; and

WHEREAS, the sign on bonus and employee referral program will be a two-month pilot program which will be evaluated for its effectiveness and reported to the Board; and

WHEREAS, the employee of the month program and shift differential will be on-going programs; and

WHEREAS, the cost of the four incentives will be approximately \$19,560 to be paid out of the Nursing Home Enterprise Fund; and

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby authorize and approve the four recruitment and retention incentives for the Bedford County Nursing Home.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

(10) Board Committee Reports - none

(11) Board Member Comments - none

(12) Board Appointments

(12a) Supervisor Sharp made a motion to appoint Natalie K. Martin to the Library Board of Trustees for a term beginning July 1, 2019 and ending June 30, 2023.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

Supervisor Sharp made a motion to appoint County Administrator Robert Hiss as the County's representative to the Regional Community Criminal Justice Board for the duration of his employment with Bedford County.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

(13) County Attorney Report

Vice-Chairman Dooley 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 New London airport.

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

Voting no: None

Absent: Mr. Willis

Motion passed.

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

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

Voting no: None

Absent: Mr. Willis

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 (attended by phone)

Yes

Yes

Yes

Yes

Absent

(14) County Administrator Report – nothing to report

(15) Board Information

(15a) The Board was given a copy of the Bedford Communications E911 reports for May 2019 for review.

(15b) The Board was given a copy of the Bedford County Planning Commission meeting minutes for March 19, 2019 for review.

(16) Board Calendar & Reminders

- July 8 – Work Session (5:00 – 6:30 pm); Regular Meeting at 7:00 pm
 - July 22 – Regular Meeting at 7:00 pm (*tentative – may add a Work Session at 5:00 pm regarding the Nursing Home*)
 - August 12 - Regular Meeting at 7:00 pm (*tentative – may add a Work Session at 5:00 pm regarding septic pump-out at Smith Mountain Lake*)
-

(17) Adjourn

Supervisor Bansley made a motion to adjourn at 10:02 pm.

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

Voting no: None

Absent: Mr. Willis

Motion passed.