



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 26th day of May 2020, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice-Chair	Yes
Mickey Johnson	Yes
Edgar Tuck	Yes
Tommy W. Scott	Yes
Bob Davis	Abstained
Tammy Parker	Yes

On motion of Supervisor Parker, which carried by a vote of 6-0, the following was adopted:

A RESOLUTION AUTHORIZING A CREDIT OF \$100,000 TO MONUMENTAL IRON WORKS, LLC FOR WORK COMPLETED AT THE FORMER THAXTON ELEMENTARY SCHOOL

WHEREAS, the County of Bedford, Virginia (“County”) is the holder of a Purchase Money Note dated December 20, 2017 made by Monumental Iron Works, LLC (“Monumental”) in the amount of \$100,000 securing the purchase of, and improvements to, Parcel 1, 4.440 acres, commonly known as the former Thaxton Elementary School; and

WHEREAS, pursuant to the terms of the aforesaid Purchase Money Note, Deed of Trust and Performance Agreement of even date, Monumental is entitled to a \$50,000 credit towards the purchase price upon Monumental accomplishing conversion and occupancy of the former gymnasium at the Property for use as its powder-coat shop; and an additional \$50,000 credit towards the purchase price should Monumental add a minimum of 4 net new employees on or before January 31, 2019; and

WHEREAS, Monumental’s level of investment and job creation have been completed as of this date.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby grant a credit in the amount of \$100,000 as payment in full of the aforesaid Purchase Money Note.

BE IT FURTHER RESOLVED, that the Bedford County Board of Supervisors confirms satisfaction of the terms of the above-referenced Performance Agreement.

A Copy-Teste:

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

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 26th day of May 2020, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice-Chair	Yes
Mickey Johnson	Yes
Edgar Tuck	Yes
Tommy W. Scott	Yes
Bob Davis	Yes
Tammy Parker	Yes

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

A RESOLUTION

**ADOPTING AND APPROPRIATING THE FY 21 BEDFORD COUNTY BUDGET AND
ADOPTING AND APPROPRIATING THE FY 21 BEDFORD COUNTY SCHOOL BOARD BUDGET**

WHEREAS, the Board held a public hearing on the FY 20-21 budget on April 27, 2020; and

WHEREAS, the FY 20-21 Bedford County School Board budget has not yet been adopted by the Bedford County School Board.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby adopt and appropriate the FY 20-21 County Budget for the functions or purposes as follows:

GENERAL FUND

<u>GENERAL GOVERNMENT ADMINISTRATION</u>	
LEGISLATIVE	
Board of Supervisors	153,557
GENERAL & FINANCIAL ADMINISTRATION	
County Administration	454,052
County Attorney	179,225
Legislative Auditor	75,000
Commissioner of the Revenue	602,511
Treasurer	757,392
Finance	817,886
Information Technology	1,107,421
Human Resources	290,319
BOARD OF ELECTIONS	
Electoral Board & Officials	241,989
Registrar	236,978
<u>JUDICIAL ADMINISTRATION</u>	
COURTS	
Circuit Court	93,919
General District Court	16,825
Magistrates	2,600
Juvenile & Domestic Relations Court	19,314
Clerk of the Circuit Court	1,027,300
Victim Witness Program	219,258
Other Court Services	12,000
COMMONWEALTH ATTORNEY	
Commonwealth Attorney	1,124,928
<u>PUBLIC SAFETY</u>	
SHERIFF	
Sheriff	6,848,522
FIRE & RESCUE SERVICES	
Dept of Fire & Rescue - Fire Division	1,492,050
Dept of Fire & Rescue - Rescue Division	943,505
Ancillary Fire & Rescue Services	74,900
CORRECTION & DETENTION	
Blue Ridge Regional Jail	1,900,000
Juvenile Court Services	175,625
Juvenile Secure Detention Facility	275,000

INSPECTIONS		
Building Inspections		527,426
OTHER PROTECTION		
Animal Shelter		200,832
Animal Control		292,436
Emergency Management		4,225,051
Communications Center		2,803,877
Transportation Safety		1,045
<u>PUBLIC WORKS</u>		
SANITATION & WASTE REMOVAL		
Refuse Collection		3,256,151
MAINTENANCE OF GENERAL BUILDINGS & GROUNDS		
General Properties - Housekeeping		424,611
General Properties - Maintenance		1,348,624
Central Garage		332,916
<u>HEALTH & WELFARE</u>		
COMMUNITY HEALTH & WELFARE AGENCIES		
Local Health Department		488,509
Central Virginia Area Agency on Aging		88,000
Horizon Behavioral Health		116,000
Other Community Health & Welfare Agencies		15,000
WELFARE & SOCIAL SERVICES		
Social Services - Administration		6,593,725
Social Services - Public Assistance		3,529,541
Comprehensive Services Act - County		6,574,500
Domestic Violence Grants		562,758
<u>EDUCATION</u>		
COMMUNITY COLLEGE		
Central Virginia Community College		1,894
<u>RECREATION & CULTURAL</u>		
PARKS & RECREATION		
Recreation		1,526,137
CULTURAL		
Community Cultural Organizations		142,750
LIBRARY		
Regional Library		1,665,616

<u>COMMUNITY DEVELOPMENT</u>		
PLANNING & COMMUNITY DEVELOPMENT		
Planning Commission		52,609
Planning & Zoning		798,859
Geographic Information Systems		356,377
Board of Appeals, Zoning		2,477
Board of Appeals, Building Department		1,377
Economic Development		578,180
Reversion Settlement		750,000
Broadband Authority		117,400
Tourism		753,313
ENVIRONMENTAL MANAGEMENT		
Natural Resources		320,278
Peaks of Otter District		14,250
Tri-County Lake Administrative Committee		53,704
COOPERATIVE EXTENSION PROGRAM		
Cooperative Extension Program		78,100
New London Cannery		21,969
<u>NON-DEPARTMENTAL</u>		
Contingency Fund		493,620
Debt Service		9,431,338
Transfer to Vehicle Replacement Fund		628,658
Transfer to School Operating		36,393,028
Transfer to CIP - General Fund		6,260,143
Transfer to Solid Waste		1,470,836
Reserve for Solid Waste Expansion		500,000
Reserve for e-Summons		14,000
Health insurance increase		309,148
Minimum wage increase		12,204
45 days early voting		60,034
Vacancy savings		(1,306,951)
TOTAL GENERAL FUND WITHOUT TRANSFERS		67,683,326
TOTAL GENERAL FUND WITH TRANSFERS		\$ 112,024,426

<u>APPROPRIATIONS OF OTHER FUNDS</u>	
VEHICLE REPLACEMENT FUND	698,900
LAW LIBRARY FUND	13,550
CIP GENERAL FUND	
Reassessment	225,000
Voting Equip Replacement	30,000
Erp Software	200,000
Vmware Renewals	98,966
Main Ups Replacement	34,000
Cad/Rms Replacement	166,000
F&R Apparatus Replacement	500,000
Special Operations Equip Upgrades	15,000
Turnout Gear Extractors	20,500
Ems Fee For Service	93,750
F&R Future Station Development	75,000
Rit Rescue & Ladder Truck Replacement	75,000
Air Pack Replacement	200,000
911 Telephone Refresh	30,000
Valleywood Drive Rural Addition	90,000
Admin Building Improvements	140,000
Burks-Scott Building Improvements	52,000
Courthouse Improvements	200,000
Parking Lot Resurface	25,000
Turning Point Road Complex	55,000
Red Barn	80,000
Rolloffs For Education Facilities	150,000
Flooring Replacement Reserve	50,000
Access Controls	52,000
Security Cameras	53,000
Sewer Pump Station Improvements	6,000
Ventrac Replacement	25,000
Hvac Replacements - Library	118,000
Big Island Library Roof	16,000
Hvac Replacement - County Gym	75,000
Hvac Replacement - Forest Rec Center	21,000
Bedford Area Recreation Property	50,000
Waterline To Moneta Park	328,927
County-Wide Water & Sewer Phases	2,000,000
New Growth Funding - School CIP	1,000,000
TOTAL CIP GENERAL FUND	6,350,143
NURSING HOME FUND	7,429,822
SOLID WASTE FUND	3,943,836

BE IT FURTHER RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby adopt and appropriate the FY 20-21 Bedford County School Board Budget for the functions or purposes as follows:

SCHOOL OPERATING FUND	104,463,894
SCHOOL NUTRITION FUND	4,526,953
SCHOOL TEXTBOOK FUND	504,877
MAINTENANCE CONTINGENCY RESERVE	228,354
TOTAL SCHOOL FUNDS	109,724,078

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 26th day of May 2020, beginning at 7:00 pm.:

<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice-Chair	Yes
Mickey Johnson	No
Edgar Tuck	No
Tommy W. Scott	Yes
Bob Davis	Yes
Tammy Parker	Yes

On motion of Supervisor Davis, which carried by a vote of 5-2, the following was adopted:

A RESOLUTION RECOGNIZING THE MILITIA WITHIN THE COUNTY OF BEDFORD PURSUANT TO THE SECOND AMENDMENT TO THE UNITED STATES CONSTITUTION AND ARTICLE I, SECTION 13 OF THE CONSTITUTION OF THE COMMONWEALTH OF VIRGINIA.

WHEREAS, the constitutions of the United States and of the Commonwealth of Virginia recognize the preexisting, God-given, natural right of self-defense as belonging to individuals, and to communities made up of individuals; which no human institution may lawfully abrogate or infringe; and

WHEREAS, the Second Amendment to the United States Constitution states the “A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed”; and

WHEREAS, Article I, §13 of the Constitution of Virginia states “That a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power”; and

WHEREAS, Va. Code §§44-1 and 44-4 reference three statutory classes of the Militia of the Commonwealth of Virginia: the “National Guard”, the “Virginia Defense Force”, and those individuals from the body of the people, trained to arms, who make up the currently “Unorganized” Militia; and

WHEREAS, under Va. Code §44-75.1, in “the event of invasion or insurrection or imminent threat of either”, the Governor or his designee may call forth the Militia to state active duty for service; and may do so in the “event of flood, hurricane, fire or other forms of natural or man-made disaster where in human life, public or private property, or the environment is imperiled”; or in “emergencies of lesser magnitude...including but not limited to the disruption of vital public services, wherein the use of militia personnel or equipment would be of assistance to one or more departments, agencies, institutions, or political subdivisions of the Commonwealth”; and

WHEREAS, under Va. Code §44-78.1, when the circumstances described in Va. Code §44-75.1 A2, 4 or 5 arise within Bedford County, the Sheriff or this Board “may call upon the Governor for assistance from the militia”, and the “Governor may call forth the militia or any part thereof to provide such assistance as he may deem proper in responding to such circumstances”, including the Militia in Bedford County; and

WHEREAS, the Militia must be able to assemble and train as individuals or collectively; in the event they are called by the Board and ordered by the Governor or President to assist local civil authorities in times of need; and

WHEREAS, the Militia is composed of the “body of the people” and should, as the Constitution of Virginia directs, be “trained to arms” with firearms that are in “common use” within society, including modern semiautomatic rifles and pistols with certain ergonomic features (including AR variants), which have the ability to use standard capacity detachable magazines of more than ten round capacity, are ideally suited for defensive purposes by individual citizens, and by those who are members of law enforcement, militia, or military; and

WHEREAS, the Militia have a long history of selfless and honorable service to localities, states and the federal government in times of crisis, natural and manmade disasters and other emergencies; and

WHEREAS, the Militia can be a valuable asset in modern times in assisting local authorities during times of crisis, natural and man-made disasters and other emergencies that may arise; and

WHEREAS, the Motto of the Commonwealth of Virginia, established by our founders, is *Sic Semper Tyrannis* (‘Thus unto Tyrants’), is a warning to those entrusted with governance within the Commonwealth not to exceed their Constitutional authority; and

WHEREAS, the Militia, composed of the body of the people, are, as intended by our founders, the last best hope of the Commonwealth to ensure and secure the liberties protected by the Constitution that may be threatened by foreign forces or a tyrannical government; and

WHEREAS, to commit to the intent and fullness of the Constitutional freedoms granted by the Constitution of the United States and Constitution of the Commonwealth of Virginia , the Bedford County Board of Supervisors find the following measures as appropriate and necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that we express our intent to uphold and protect the Second Amendment and Article I, §13 rights of law-abiding

citizens to keep and bear arms for self-defense, and to prepare for service or to serve as a member of the Militia in Bedford County; and

BE IT FURTHER RESOLVED, that in order to support the Militia, enhance the safety and security of the citizens of Bedford County and establish, as our founders intended, a barrier against a tyrannical government, the Board hereby expresses its intent to:

- (1) Decline to expend county resources for any effort to enforce unconstitutional laws enacted after January 20, 2020 restricting ownership and use of firearms that are in common use and accessories such as magazines, including modern semiautomatic rifles and pistols with certain ergonomic features (including AR variants), which have the ability to use standard capacity detachable magazines of more than ten rounds, being required for self-defense by individual citizens or for service to the community as part of the Militia in Bedford County.
- (2) Recognize the right of all able-bodied residents of Bedford County, who are otherwise law-abiding citizens of the Commonwealth and the United States, to assemble and train to arms for service individually or in groups as members of the Militia from or in Bedford County, in the event they are called or ordered out for lawful purposes by the President of the United States or Governor of Virginia.
- (3) Support opportunities for law-abiding citizens to assemble for recreational and civic purposes and train to arms, to include, but not be limited to: firearms safety training, marksmanship, first aid training, and other training or activities that enhance the individual citizen's ability to defend himself, his family, his community; and the Militia's ability to respond effectively to a crisis.

BE IT FURTHER RESOLVED, that the Board hereby declares our intent to oppose all unconstitutional restrictions on the Bill of Rights and specifically the Second Amendment to the U. S. Constitution and Article I, §13 of the Constitution of Virginia through such legal means as may be expedient, including, without limitation, legal process.

A Copy-Teste:



Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice Chair	Yes
Mickey Johnson	Yes
Edgar Tuck	Yes
Tommy W. Scott	Yes
Bob Davis	Yes
Tammy Parker	Yes

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

**A RESOLUTION APPROVING THE JUVENILE DETENTION CONTRACT
WITH THE CITY OF LYNCHBURG**

WHEREAS, The County entered into a contractual agreement with the City of Lynchburg, and five other localities in April 1996 to expand and renovate the Lynchburg Juvenile Detention Home. As part of the contractual agreement, each contracting jurisdiction agreed to share the expenses for the facility based on the number of guaranteed beds for each respective jurisdiction; and

WHEREAS, the initial contract was for a period of twenty years and expired in 2016. The contract was extended through June 30, 2019. The contracting jurisdictions (City of Lynchburg, County of Appomattox, County of Amherst, County of Campbell, County of Nelson, and County of Bedford) wish to enter into a new agreement for the use of the Detention Center on a regional basis through June 30, 2022.

WHEREAS, Bedford County is guaranteed five beds. If guaranteed beds are not available, Lynchburg will be responsible for transporting juveniles to another detention facility.

NOW THEREFORE, BE IT RESOLVED that the Bedford County Board of Supervisors authorizes a three year contract, beginning retroactively on July 1, 2019 and ending on June 30, 2022 with the City of Lynchburg and the other contracting localities and further authorizes the County Administrator to execute the contract subject to approval of the terms, as to form, by the County Attorney.

A Copy-Teste:

Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice-Chair	Yes
Mickey Johnson	Yes
Edgar Tuck	Yes
Tommy W. Scott	Yes
Bob Davis	Yes
Tammy Parker	Yes

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

A RESOLUTION

REQUESTING A SUPPLEMENTAL APPROPRIATION FOR THE CHILDREN SERVICES ACT (CSA)

WHEREAS, CSA anticipates expending \$6,594,500 during FY 20; and

WHEREAS the current appropriation is \$4,170,000 and \$5,294,000 has been expended to date; and

WHEREAS staff is requesting a supplemental appropriation of \$2,424,500 to cover anticipated expenditures for the year; and

WHEREAS the state is expected to reimburse approximately 70%, or \$1,697,150, of the supplemental and the County is responsible for the balance.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby authorize a supplemental appropriation in the amount of \$2,424,500 to the FY20 CSA budget, Department 5331.

BE IT FURTHER RESOLVED, that the Bedford County Board of Supervisors does hereby authorize a Transfer from the Contingency Fund in the amount of \$500,000 and an appropriation of FY20 rebates and refunds received in excess of budget in the amount of \$227,350 to fund the local portion of the supplemental.

A Copy-Teste:

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

Robert Hiss
County Administrator



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<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chair	Yes
Charla Bansley, Vice-Chair	Yes
Mickey Johnson	Yes
Edgar Tuck	Yes
Tommy W. Scott	Yes
Bob Davis	Yes
Tammy Parker	Yes

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

A RESOLUTION

SUPPLEMENTALLY APPROPRIATING FUNDS FOR THE BEDFORD COUNTY SCHOOL BOARD

WHEREAS, the Bedford County School Board has received or anticipates receiving revenues in excess of budget for the year ended June 30, 2020; and

WHEREAS, the excess revenues are due to numerous factors including unbudgeted grant awards, unbudgeted refunds, and higher than anticipated revenues from student dual enrollment, non-resident tuition, and property rentals; and

WHEREAS, the Bedford County School Board is projected to come in under budget in the Instruction category; and

WHEREAS, County staff has reviewed the requests noting agreement of the amounts.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby authorize a supplemental appropriation to the School Operating Fund for the following categories and amounts:

Instruction	\$(70,000)
Administration	166,666
Maintenance	<u>171,621</u>
Total	<u>\$268,287</u>

A Copy-Teste:

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

Robert Hiss
County Administrator