

At a regular meeting of the Board of Supervisors, Alleghany County, Virginia held on Tuesday, February 2, 2021 at 7:00 p.m. in the Alleghany County Governmental Complex, Covington, Virginia, thereof:

PRESENT: G. Matt Garten, Chairman  
James M. Griffith, Vice-Chairman  
Stephen A. Bennett  
Shannon P. Cox  
Cletus W. Nicely  
M. Joan Vannorsdall

and Jonathan A. Lanford, County Administrator  
Suzanne T. Adcock, Director of Finance  
Jim Guynn, County Attorney  
Melissa A. Munsey, Deputy Clerk to the Board

CALL TO ORDER:

The Chairman called the regular meeting to order. Mrs. Cox gave the invocation and the audience remained standing for the Pledge of Allegiance.

Mr. Garten stated that another Closed Meeting topic is being added to the agenda to discuss the expansion of an existing business or industry.

MINUTES:

Hearing no corrections or deletions, the Chairman declared the following minutes approved as submitted: (1) a regular meeting held on January 5, 2021.

PUBLIC HEARING AND APPROVAL - ORDINANCE AUTHORIZING THE ADOPTION OF AMENDMENT NO. 2 TO THE WORKFORCE INVESTMENT AREA III CHIEF LOCAL ELECTED OFFICIALS CHARTER AGREEMENT:

Public Hearing was held to consider an ordinance authorizing the adoption of Amendment No. 2 to the Workforce Investment Area III Chief Local Elected Officials Charter Agreement.

The Chairman announced that this public hearing was advertised in the Virginian Review on Tuesday, January 19, 2021 and Tuesday, January 26, 2021 in accordance with the Code of Virginia. He then called the public hearing to order.

Mr. Lanford stated that there is an amendment to the Chief Local Elected Officials (CLEO) charter agreement regarding the Workforce Investment Area III. He commented that the Roanoke Valley-Alleghany Regional Commission has served as the fiscal agent and the amendment would change the fiscal agent to the Workforce Development Board. He mentioned that he serves on CLEO.

There being no one else to speak, the Chairman declared the public hearing closed.

On motion of Mr. Bennett, seconded by Ms. Vannorsdall, that the Board waive its policy of not acting on a public hearing on the same night.

Unanimously adopted by the following roll call vote:

Shannon P. Cox	Yes
Stephen A. Bennett	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

On motion of Mr. Bennett, seconded by Mr. Griffith, that the following ordinance proposed at the Public Hearing held on Tuesday, February 2, 2021 be adopted as follows:

**AN ORDINANCE AUTHORIZING THE ADOPTION OF AMENDMENT NO. 2 TO THE WORKFORCE INVESTMENT AREA III CHIEF LOCAL ELECTED OFFICIALS CHARTER AGREEMENT**

WHEREAS, the Cities of Covington, Roanoke, and Salem, and the Counties of Alleghany, Botetourt, Craig, Franklin,

and Roanoke agreed to create a consortium to work together in accordance with the provisions of the federal Workforce Investment Act within the Western Virginia Workforce Development Area III; and

WHEREAS, the Alleghany County Board of Supervisors approved the Workforce Investment Area III Chief Local Elected Officials Charter Agreement dated July 21, 2003 (Charter Agreement), by Resolution No. R-03-32, adopted April 4, 2003; and

WHEREAS, the Mayors of the Cities of Covington, Roanoke and Salem, and the Chairmen of the Board of Supervisors of the Counties of Alleghany, Botetourt, Craig, Franklin, and Roanoke (collectively, the Member Jurisdictions) executed the Charter Agreement;

WHEREAS, the Board of Supervisors approved the execution of Amendment No. 1 to the Charter Agreement, by Ordinance No. O-15-6, adopted on July 7, 2015, in order to improve the operations and implementation of the Workforce Development Plan, acknowledge, confirm, and agree that the Charter Agreement is an exercise of joint powers as permitted by Section 15.2-1300, et seq., Code of Virginia (1950), as amended, address changes that may be required as the result of the passage of the Workforce Innovation and Opportunity Act of 2014 (29 U.S.C. §§ 3011, et seq.), and change the fiscal agent from the Workforce Development Board (“WDB”) to the Roanoke Valley-Alleghany Regional Commission (“RVARC”), for both the Consortium and the WDB; and

WHEREAS, the Mayors of the Cities of Covington, Roanoke and Salem, and the Chairmen of the Board of Supervisors of the Counties of Alleghany, Botetourt, Craig, Franklin, and Roanoke (collectively, the Member Jurisdictions) executed the Amendment No. 1 to the Charter Agreement;

WHEREAS, on April 14, 2020, the RVARC announced it was discontinuing service as the Fiscal Agent for the Consortium and WDB effective December 31, 2020, thus necessitating another amendment to the Charter Agreement;

WHEREAS, Roanoke City, the Consortium, and the WDB agree that WDB should be designated as the Fiscal Agent for both the Consortium and the WDB; and

WHEREAS, Section 13 of the Charter Agreement allows for amendments to the Charter Agreement with the concurrence of the governing bodies of the Member Jurisdictions.

NOW, THEREFORE, BE IT ORDAINED by the Alleghany County Board of Supervisors as follows:

1. The Board concurs with amending the Charter Agreement by adoption of Amendment No. 2 to designate the WDB as the Fiscal Agent. The form of Amendment No. 2 to the Charter Agreement, a copy of said Amendment No. 2 is attached to this ordinance, is approved, and the Chairman of the Board of Supervisors is hereby authorized to execute Amendment No. 2 to the Charter Agreement, in a form to be approved by the County Attorney.

2. The Chairman and the County Administrator are hereby severally authorized to execute any other requisite documents related to Amendment No. 2 to the Charter Agreement, upon form approved by the County Attorney.

3. The Charter Agreement, as authorized and approved by Resolution No. R-03-32, and as amended by Amendment No. 1, which was authorized and approved by Ordinance No. O-15-6, and as now amended by Amendment No. 2, is ratified, reaffirmed, confirmed, and approved.

Adopted: February 2, 2021

Effective Date: February 3, 2021

Adopted by the following roll call vote:

Mr. Bennett	Yes
Mrs. Cox	Yes
Mr. Garten	Yes
Mr. Griffith	Yes
Mr. Nicely	Yes
Ms. Vannorsdall	Yes

ALLEGHANY COUNTY BOARD OF SUPERVISORS

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Deputy Clerk to the Board

*Note: The attachments mentioned in the above ordinance are a part of the records of this meeting.*

PUBLIC HEARING - SALE AND/OR LEASE OF ALL OR A PORTION OF THE FALLING SPRING ELEMENTARY SCHOOL PROPERTY/BUILDINGS:

Public Hearing was held to consider the sale and/or lease by Alleghany County of all or a portion of the property/buildings and improvements totaling approximately 4.567 acres and 0.831 acres located at 100 Falling Spring Circle (former Falling Spring Elementary School). The property is further identified on the Real Property Identification Maps of Alleghany County as 01200-00-000-0590 and 059A.

The Chairman announced that this public hearing was advertised in the Virginian Review on Tuesday, January 26, 2021 in accordance with the Code of Virginia. He then called the public hearing to order.

Mr. Lanford stated that a party is interested in leasing (with an option to purchase) all or a portion of the former Falling Spring Elementary School property. He commented that the first step is holding this public hearing prior to entering into an agreement or to sell/lease the property in the future. He mentioned that a lease agreement will be reviewed in the Closed Meeting tonight with potential action afterwards.

There being no one else to speak, the Chairman declared the public hearing closed.

PUBLIC COMMENT (5 MINUTE TIME LIMIT):

No one spoke at this time.

MS. SUSAN HAMMOND, VDOT RESIDENT ENGINEER - VIRGINIA DEPARTMENT OF TRANSPORTATION UPDATE:

Mr. Lanford read a report from Ms. Susan Hammond, VDOT Resident Engineer, on the following VDOT activities:

Maintenance

- Boom axed Rt. 18 and intersection routes.
- Filled potholes on dirt roads and raked Castile, Rumsey, and Hickory Hill.
- Cleared woody debris along Rt. 159.
- Cleared shale slide area on Rt. 42.
- Addressed shoulder areas at mailboxes County-wide.
- Repaired shoulders and ditches along Rt. 637 (Sycamore Bend).
- Cleared debris from Rt. 687 and Morris Hill.
- Responded to several winter weather events.

Construction

- Rt. 696 bridge replacement - The concrete deck overlay was placed last week and is curing. The railing will be done next, then installation of the barrier, and then switching traffic to the new bridge.

Mr. Nicely stated that there is a pine tree hanging over both lanes of Rt. 42 just north of the former VDOT headquarters.

Mr. Bennett commented he has been contacted regarding the Rt. 159 bridge weight limit (steel bridge before the intersection at Crows) and Ms. Hammond has told him that it is the #2 ranked bridge to replace in our area. He mentioned that WestRock has no alternative route for their trucks.

Mr. Garten commented regarding rocks and hanging trees on Rt. 220 near Honda Nissan potentially falling and requested VDOT look at fencing or some form of material capture (rip-rap) at toe of slope.

APPROVE RESOLUTION OF RESPECT FOR MR. DAVID WICKLINE:

Ms. Vannorsdall read the draft resolution included in the agenda packet.

On motion of Mr. Nicely, seconded by Mr. Griffith, that the following resolution be adopted:

WHEREAS, Mr. David B. Wickline, Operator II, passed away on January 22, 2021; and

WHEREAS, Mr. Wickline gave unselfishly of his time to the County, setting an example of citizenship throughout his life; and

WHEREAS, Mr. Wickline had worked in the Public Works Department since October 28, 1985 with over 35 years of service; and

NOW, THEREFORE, BE IT RESOLVED that the Allegheny County Board of Supervisors, in honor and respect, does hereby recognize the life of Mr. David B. Wickline for his loyalty, dedication, and service to Allegheny County;

BE IT FURTHER RESOLVED that the Board extend its sincere condolences and sympathy to the family of Mr. Wickline.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

APPOINTMENT OF MR. GREGORY DODD TO THE BOARD OF SUPERVISORS FOR THE CLIFTON FORGE WEST DISTRICT:

On motion of Mr. Bennett, seconded by Mr. Nicely, that the Board have a policy for the vote for the Clifton Forge West District, as there were three applicants, to have the Deputy Clerk call the roll and each Board member state the name of the individual they wish to appoint. As a majority of four is needed, if there is a 3-2-1 vote, then the individual with the least amount of votes will be dropped and another roll call done with the other two names.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

Mr. Garten asked Mrs. Munsey to call the roll and for each Board member to state the name of the individual they wish to be appointed effective immediately until the next ensuing general election in November 2021.

**Roll Call**

Stephen A. Bennett	Gregory A. Dodd
Shannon P. Cox	Gregory A. Dodd
Cletus W. Nicely	Gregory A. Dodd
Joan M. Vannorsdall	Diana K. Smith
James M. Griffith	Gregory A. Dodd
G. Matt Garten	Gregory A. Dodd

As Mr. Gregory A. Dodd had the most votes, he was appointed to the Allegheny County Board of Supervisors as the member from the Clifton Forge West District effective immediately until the next ensuing general election in November 2021.

Mr. Garten thanked the candidates for their interest and commented that it was a tough choice for the Board to make.

APPROVE EXTENSION OF THE PERFORMANCE CONTRACT BETWEEN AHCSB AND THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES:

Mrs. Ingrid Barber, AHCSB Executive Director (presenting by Zoom), stated that she is requesting an extension of the FY19-20 contract between the AHCSB and the Virginia Department of Behavioral Health and Developmental Services until June 30, 2021. She commented that the extension is being allowed due to COVID-19 and the Board previously approved an extension until December 31, 2020.

On motion of Ms. Vannorsdall, seconded by Mrs. Cox, that the following resolution be adopted:

BE IT RESOLVED that the Allegheny County Board of Supervisors approve the extension of the FY 19-20 performance

contract between the Alleghany Highlands Community Services Board and the Virginia Department of Behavioral Health and Developmental Services until June 30, 2021.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

APPROVE SUPPLEMENTAL APPROPRIATIONS IN FY21 (SOCIAL SERVICES AND PARKS AND RECREATION):

Ms. Adcock stated that a supplemental appropriation is needed for the Parks and Recreation Department due to the receipt of a grant and the sale of a vehicle. She commented that a supplemental appropriation is also needed for a computer system for Social Services. She mentioned that they currently have a system that has limited support and is aging. She stated that the system would be paid for from some funding from the State, CARES funds, and Covington's share of the cost.

On motion of Mrs. Cox, seconded by Mr. Griffith, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors budget and approve the following supplemental appropriation in FY21 for the Parks and Recreation Department due to the receipt of additional funds (Arbor Day grant and sale of van):

<u>Revenue Accounts</u>	
Miscellaneous Grants (110-4240499)	\$2,798.24
Sale of Vehicles (110-4150205)	\$1,800.01
<u>Expenditure Accounts</u>	
Landscape Planting (711023-55418)	\$2,798.24
Capital Improvements (711023-57009)	\$1,800.01

BE IT FURTHER RESOLVED that the Board budget approve the following supplemental appropriation in FY21 for Social Services for new software:

<u>Fund Equity</u>	
Fund 190 - CARES (190-1100)	\$125,104.00
<u>Revenue Accounts</u>	
Welfare-Federal (110-4331301)	\$71,811.00
Welfare Covington (110-4190105)	\$8,260.00
<u>Expenditure Account</u>	
Computer Equipment/Software (5301-57007)	\$205,175.00

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

APPROVE TRANSFERS FROM OPERATING CONTINGENCY FOR MID-YEAR ADJUSTMENTS:

Ms. Adcock stated that departments were level funded for this fiscal year and were told staff would revisit the budget when there was a better idea of revenues, etc. She commented that she asked departments in December what they had to have from what was cut. She stated that there is a list in the packet of line items that a transfer from Operating Contingency is being requested. She reviewed the list:

- **Jail** - They had requested \$600,000 for purchase of services/housing prisoners and were level funded \$200,000. She commented that with the additional amount split with Covington, the County's portion would be \$230,454. She mentioned that Covington will be meeting to discuss their portion of the request.
- **Treasurer's Office** - The office had personnel changes and individuals receiving certifications. The total transfer would be \$7,107.
- **Registrar** - The State is requiring new polling books and equipment. Half of the funds are to be paid in FY21 and the other half in FY22. The amount to be transferred for FY21 is \$21,647.

- **Fire/Rescue** - Electrical costs secondary to the radio system. Only \$600 was budgeted versus the \$15,000 requested. The total transfer would be \$10,000.
- **Magistrate** - For the purchase of legal reference books. \$3,500 was requested and only \$260 was budgeted. The total transfer would be \$3,240.

Mr. Griffith asked if the State will be paying for any of the cost of the voting machines. Ms. Adcock replied that the new equipment is being mandated from the State, but she is unsure if they will be funding any of it. She will check into this.

Mr. Griffith asked if any CARES funds can be used for the jail. Ms. Adcock replied that the County received CARES funding, but it was not specifically for the jail.

Sheriff Hall commented that they were able to use CARES funds for PPE, cleaning supplies, and a scanner at the entrance to the Courthouse and possibly one at the rear of the jail. He discussed the growing population of the jail (112 inmates in January with an addition 78 housed at other jails) and that this is a growing problem across the State. He mentioned that a meeting is planned for February 22<sup>nd</sup> with Rockbridge County in regards to a possible facility to house inmates for both localities. He stated that both localities have regional jails that are filled to capacity and the cost of housing inmates at other jails is getting more expensive. He also mentioned that no one wants to take female inmates.

There was then some discussion on prisoners no longer in the State system, but kept in local jails without funding from them; issues with inmates testing positive for COVID-19; discussions in the past regarding expansion of the current jail (i.e., Credit Union property, etc.); possibly needing to do a study to address overcrowding issues; etc.

On motion of Ms. Vannorsdall, seconded by Mrs. Cox, that the following resolution be adopted:

BE IT RESOLVED that the Alleghany County Board of Supervisors approve and appropriate the following transfers from Operating Contingency in FY21 due to a mid-year review of budgets:

<u>Transfer From:</u>		
	Operating Contingency (9100-54001)	\$ 272,448.00
<u>Transfer To:</u>		
<u>Treasurer</u>	Salaries (1213-51001)	\$ 4,726.00
	FICA (1213-52001)	\$ 365.00
	VRS (1213-52002)	\$ 606.00
	Group Ins. VSRS (1213-52006)	\$ 64.00
	Disability Ins. (1213-52008)	\$ 40.00
	HSA Cont'b. (1213-52010)	\$ 1,300.00
	Workers' Comp. (1213-52011)	\$ 6.00
<u>Registrar</u>	Machinery/Equipmt. (1302-57001)	\$ 21,647.00
<u>Fire/Rescue:</u>	Electrical Serv. (3204-55101)	\$ 10,000.00
<u>Magistrate:</u>	Legal References (2103-55430)	\$ 3,240.00
<u>Correction/Detention:</u>		
	Purchase Serv.-Housing Prisoners (310211-5300905)	\$ 230,454.00

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

REAPPOINTMENT OF MR. DONALD EARWOOD AND MR. DAVID HALSEY TO THE PLANNING COMMISSION:

Mr. Garten stated that the terms of Mr. Donald Earwood (Boiling Springs District) and Mr. David Halsey (Clifton Forge West District) on the Planning Commission expire March 1, 2021. Terms are for four years and both are eligible for reappointment.

Mrs. Cox commented that Mr. Earwood would like to be reappointed.

Mrs. Munsey stated that Mr. Halsey would also like to be reappointed.

On motion of Mrs. Cox, seconded by Mr. Griffith, that the following resolution be adopted:

BE IT RESOLVED by the Alleghany County Board of Supervisors that Rev. James Donald Earwood, Jr. (Boiling Springs District), 100 Parsonage Lane, Covington, VA 24426 be reappointed to the Planning Commission for a term of four years beginning March 2, 2021 and ending March 1, 2025.

BE IT FURTHER RESOLVED by the Board that Mr. David M. Halsey (Clifton Forge West District), 739 Verge Street, Clifton Forge, VA 24422 be reappointed to the Planning Commission for a term of four years beginning March 2, 2021 and ending March 1, 2025.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

REAPPOINTMENT OF MR. CALVIN FRIDLEY AND MR. KENNETH YEAGLEY TO THE WATER AND SEWER COMMISSION:

Mr. Garten stated that the terms of Mr. Calvin Fridley (Boiling Springs District) and Mr. Kenneth Yeagley (Clifton Forge West District) on the Water and Sewer Commission expire March 1, 2021. Terms are for four years and both are eligible for reappointment.

Mrs. Cox commented that Mr. Fridley would like to be reappointed.

Mrs. Munsey stated that Mr. Yeagley would also like to be reappointed.

On motion of Mr. Griffith, seconded by Mrs. Cox, that the following resolution be adopted:

BE IT RESOLVED by the Alleghany County Board of Supervisors that Mr. Richard Calvin Fridley (Boiling Springs District), 2316 Kanawha Trail, Covington, VA 24426 be reappointed to the Water and Sewer Commission for a term of four years beginning March 2, 2021 and ending March 1, 2025.

BE IT FURTHER RESOLVED by the Board that Mr. Kenneth Yeagley (Clifton Forge West District), 517 Roxbury Street, Clifton Forge, VA 24422 be reappointed to the Water and Sewer Commission for a term of four years beginning March 2, 2021 and ending March 1, 2025.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

COUNTY ADMINISTRATOR'S REPORT:

Mr. Lanford gave a report on the following items:

DHCD Small Business Grant Program

To date \$518,000 has been awarded to small businesses which gives them access to CARES Act funding to revamp their processes due to COVID-19. Another round kicked off on February 1<sup>st</sup>. Funding is for the County, Covington, Clifton Forge, and Iron Gate.

### Commerce Center Updates

- The County, Covington, and AHEDC are working hard on the development of a pad-ready site in the Commerce Center. A call will be held tomorrow with Timmons Group to review plans and preliminary cost estimates. It is hopeful that something will be put together for the upcoming construction season. Once we make that significant investment we need to be patient and make sure that we select the right company to locate there.
- The closing occurred on the 2.2 acre site in the Commerce Center to a small Fortune 500 company.

### Regional Jail

There was supposed to have been a meeting last year with Rockbridge County on options for respective jails due to overcrowding, but the meeting was called off due to COVID-19. Another meeting has been scheduled for February 22<sup>nd</sup>. Overcrowding of jails is a State-wide issue as the State is closing prisons and not reimbursing local facilities for the cost of housing prisoners. This reimbursement when requested generally dies in the Senate Finance Committee.

### USFS Maintenance of Facilities

There is a letter at each seat from Mr. William Uzzell in relation to the maintenance of Forest Service facilities (specifically Lake Moomaw) and the County also sent a letter to its Congressional delegation last week. The letter from Mr. Uzzell is a part of the records of this meeting. A meeting was held with the Forest Service recently on the dissatisfaction on their maintenance of facilities (Green Pastures, Coles Point, etc.). The Royal Elks concessionaire contract was cancelled and they asked us and Bath County to assist with maintenance. Meetings have been or being scheduled with representatives from the offices of Senator Kaine, Senator Warner, and Congressman Griffith.

### BOARD MEMBER COMMENTS (INQUIRIES/REPORTS):

#### Miscellaneous

Mr. Nicely thanked everyone for their interest on serving on the Board of Supervisors and congratulated Mr. Dodd on his appointment.

Mrs. Cox thanked Ms. Smith and Ms. Howard for their interest in the appointment. She mentioned that the election is in November and they should start getting signatures if they want to run. She also suggested that they contact Mrs. Munsey if they are interested in serving on any other committees.

Ms. Vannorsdall congratulated Mr. Dodd on his appointment and stated that she is looking forward to working with him. She thanked Ms. Smith and Ms. Howard for their impressive presentations. She commented that there is a "Virginians for the Arts" flyer at each Board member seat that shows statistics on the loss of revenue in the arts industry and asked that all consider making a contribution. The flyer is a part of the records of this meeting. She thanked Mr. Lanford for advocating the County with the Forest Service situation.

Mr. Bennett commented regarding the Dope Sick movie being filmed in the area and that Rich Patch Road looked like a small city when they were filming there and there has been as much activity in Clifton Forge. He congratulated Mr. Dodd on his appointment and also suggested that the others contact Mrs. Munsey to get on a list to volunteer for committees.

Mr. Griffith thanked everyone that applied and congratulated Mr. Dodd. He thanked Mr. Lanford for contacting our Congressional delegation on the Forest Service issues and mentioned that he has been in contact with NACo and VACo in order to join forces with other counties.

Mr. Garten agreed with all said and wished everyone a safe rest of the month. He urged all to wear masks and stay healthy.

### CLOSED MEETING:

On motion of Mrs. Cox, seconded by Mr. Nicely, that the Board go into a Closed Meeting under Code of Virginia Sections 2.2-3711(A)(3), (5), and (8) for the purpose of: (1) disposition of publicly held real property; (2) consultation with legal counsel pertaining to actual litigation; and (3) discussion on expansion of an existing business or industry. Unanimously adopted.



On motion of Ms. Vannorsdall, seconded by Mrs. Cox, that the Board come out of the Closed Meeting with the following certification:

CERTIFICATION  
SECTION 2.2-3712

To the best of our knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter, and (ii) only such public business matters as were identified in the motion by which the Closed Meeting was convened were heard, discussed or considered in the session.

/s/G. Matt Garten	Yes
/s/James M. Griffith	Yes
/s/Cletus W. Nicely	Yes
/s/Shannon P. Cox	Yes
/s/M. Joan Vannorsdall	Yes
/s/Stephen A. Bennett	Yes

After the Closed Meeting, the following action was taken:

APPROVE SALE AND/OR LEASE OF ALL OR A PORTION OF THE FALLING SPRING ELEMENTARY SCHOOL PROPERTY/BUILDINGS TO SH VARSITY ACQUISITION SUB, LLC (DBA RIVERMONT SCHOOLS):

On motion of Ms. Vannorsdall, seconded by Mr. Nicely, that the following resolution be adopted:

WHEREAS, the Allegheny County Board of Supervisors held a public hearing on February 2, 2021 regarding the sale and/or lease by Allegheny County of all or a portion of the property/buildings and improvements totaling approximately 4.567 and 0.831 acres located at 100 Falling Spring Circle (former Falling Spring Elementary School). The property is further identified on the Real Property Identification Maps of Allegheny County as 01200-00-000-0590 and 059A.

BE IT RESOLVED that the Allegheny County Board of Supervisors approve the sale and/or lease of the abovementioned property and authorize Mr. Jonathan A. Lanford, County Administrator, to sign any pertinent documents in relation to the lease of a portion of the abovementioned property between Allegheny County and SH Varsity Acquisition Sub, LLC dba Rivermont Schools.

Unanimously adopted by the following roll call vote:

Stephen A. Bennett	Yes
Shannon P. Cox	Yes
Cletus W. Nicely	Yes
M. Joan Vannorsdall	Yes
James M. Griffith	Yes
G. Matt Garten	Yes

ADJOURNMENT:

On motion of Mr. Nicely, seconded by Mr. Griffith, that the meeting be adjourned at 9:15 p.m. Motion carried.

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G. Matt Garten  
Chairman