

At a regular meeting of the Board of Supervisors, Alleghany County, Virginia held on Wednesday, November 3, 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  
Gregory A. Dodd  
Cletus W. Nicely

and Peter M. Huber, Interim County Administrator  
Suzanne T. Adcock-Nicely, Director of Finance  
Jim Guynn, County Attorney  
Melissa A. Munsey, Deputy Clerk to the Board

ABSENT: M. Joan Vannorsdall

CALL TO ORDER:

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

MINUTES:

Hearing no corrections or deletions, the Chairman declared the following minutes approved as submitted: (1) a special call meeting held on October 5, 2021; (2) a regular meeting held on October 5, 2021; and (3) a special call meeting held on October 21, 2021.

PUBLIC HEARING AND APPROVAL - REZONING REQUEST FROM JPB VENTURES, LLC:

Public Hearing was held to consider an application from JPB Ventures, LLC to rezone approximately 0.592 acres of land located at the corner of Valley Ridge Road and Smokey Bear Lane from a Business B-1 zone classification to a Business B-2 zone classification to allow a vehicle sales lot. The property is further identified as Tax Map 57, Parcel 70K and is currently owned by Modular Home Units, Inc. The property is located in a Primary Growth Area as contained in the Comprehensive Plan.

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

Ms. Beth Stull, Zoning Administrator, reviewed the staff report which is as follows:

**STAFF REPORT**

**Case Number:** RZ-84  
**Name of Petitioner(s):** JPB Ventures, LLC – Jeff Wetherell  
**Date Request Filed:** September 10, 2021  
**Public Hearing Date:** (PC) October 13, 2021 (BOS) – November 3, 2021  
**Staff Reviewer:** Elizabeth Stull, Zoning Administrator

**SUMMARY OF REQUEST**

*The applicant is requesting to rezone the .592 acre of property, at the corner of Valley Ridge Road and Smokey Bear Lane, from a Business B-1 zone classification to a Business B-2 zone classification to allow a vehicle sales lot. The property is further identified as Tax Map 57 Parcel 70k and is currently owned by Modular Home Units, Inc. (Bill Wilson).*

**LAND USE COMPATIBILITY (Sec. 66-481(f))**

**Present Use:** Vacant.

**Proposed Use:** Business, Vehicle Sales Lot. A new building will be constructed and paving of the lot.

**Current Zoning:** Business B-1

**Proposed Zoning:** Business B-2

**Surrounding Land Use and Zoning:** The Valley Ridge area is a combination of B-1 Business and B-2 Business zone classifications.

**Ingress and Egress:** The property is located on the corner of Valley Ridge Road and Smokey Bear Lane. Proposing to enter lot off of Smokey Bear Lane.

**Comprehensive Plan:** According to the Comprehensive Plan, the property is located in a "Highway Mixed Use" which is similar to residential transition areas, these areas function as a transition between the highway environment and the rural areas.

These areas are designated for various commercial, industrial, or civic uses that rely upon access to a major transportation route.

**Screening and Buffering:** The applicant is not proposing screening and buffering and it is not required by the zoning ordinance.

**Zoning Requirements:**

Development on the property will be required to comply with all setback requirements for a Business B-2 zone district. (Side: none, rear: 10 feet, front: 50 feet from center of right-of-way).

Compliance with Article XXIII-Off Street parking will be met by utilizing the existing parking areas.

**Floodplain:** The property is located within flood zone A – 100 year flood area according to the FEMA maps on FIRM Panel 51005C0214D. The approximated floodplain district shall be that floodplain area for which no detailed flood profiles or elevations are provided, but where a 100-year floodplain boundary has been approximated. Such areas are shown on the flood insurance rate map as zone A. For these areas, the 100-year flood elevations and floodway information from federal, state or other acceptable sources shall be used when available.

**Utilities/Refuse Collection:** The property has capabilities to connect to County water and sewer, as well as other services. Refuse collection will be provided by Alleghany County.

**Traffic Impact Analysis (TIA) Compliance:** A copy of the rezoning request was submitted to VDOT for their review for compliance with TIA requirements. Received response from Alvin Trout with VDOT on September 17, 2021 and forwarded information to Mr. Wetherell on September 27, 2021.

**Effects on Adjoining Properties:** Adjoining properties have been utilized as various types of commercial uses for many years.

**Additional Notes:**

Order of the Circuit Court of Alleghany County, entered December 17, 2019, ruling that the easement and buffer zone on the above lot have been abandoned by Alleghany County. The Order was not appealed.

Dr. Krishna Sankar, 410 Woodland Road, spoke regarding an easement that he has across the land and that he was not notified that it was abandoned. He asked for the County to investigate what happened with the easement. He commented that he does not have a problem with the rezoning of the property.

There was further discussion regarding the easement and Dr. Sankar was given a copy of the order signed by a Judge in 2019 regarding a suit between Modular Home Units, Inc. and H. Sankar Family Limited Partnership/P. Sankar Family Limited Partnership where the abandonment was upheld. The order was also signed by the attorney for each party. Dr. Sankar commented that his attorney did not share the order with him.

Mr. Guynn commented that the abandoned easement has no bearing on the rezoning.

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

On motion of Mr. Nicely, seconded by Mr. Griffith, 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:

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

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

WHEREAS, an application was received from JPB Ventures, LLC to rezone approximately 0.592 acres of land located at the corner of Valley Ridge Road and Smokey Bear Lane from a Business B-1 zone classification to a Business B-2 zone classification to allow a vehicle sales lot. The property is further identified on the Real Property Identification Maps as Map 57, Parcel 70K; and

WHEREAS, a Notice to the Public advertising a public hearing on this rezoning application was advertised once a week for two successive weeks in the Virginian Review on October 19, 2021 and October 26, 2021, and adjoining property owners were notified in writing by certified mail on October 14, 2021; and

WHEREAS, a public hearing was held by the Alleghany County Planning Commission on October 13, 2021 at which time they took action to recommend approval of the rezoning to the Board of Supervisors; and

WHEREAS, a public hearing was held by the Alleghany County Board of Supervisors on November 3, 2021; and

WHEREAS, the Zoning Administrator prepared a staff report that was presented to the Board of Supervisors at the public hearing. A copy of the report is part of the official minutes of that meeting; and

WHEREAS, the Board did consider the items addressed in The Code of the County of Alleghany, Virginia, Chapter 66-Zoning, Article XV-Administration and Enforcement, Section 66-481-Rezoning Procedures in reviewing this request. The items were also addressed in the staff report prepared for the Board; and

WHEREAS, the property is located in a Primary Growth Area as contained in the Alleghany County Comprehensive Plan; and

WHEREAS, any future development on the property will require compliance with all applicable local, state, and federal regulations;

NOW, THEREFORE, BE IT RESOLVED by the Alleghany County Board of Supervisors that the rezoning request submitted by JPB Ventures, LLC be approved as requested.

Unanimously adopted by the following roll call vote:

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

PUBLIC COMMENT (5 MINUTE TIME LIMIT):

No one spoke at this time.

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

Ms. Susan Hammond, VDOT Resident Engineer, gave a report on the following VDOT activities:

Maintenance

- *Cleaned trees and debris from Business 220 and Rt. 220 towards Iron Gate.*
- *Rebuilt shoulders along Business 220.*
- *Repaired shoulders along Rt. 220 north.*
- *Repaired deep ditches on Roaring Run.*
- *Repaired shoulders on Big Field Hill off Rt. 18.*
- *Mowed medians at Exit 24, 27 and 29 interchanges of I-64.*
- *Patched Rt. 600, Indian Draft, and Morris Hill Rd.*
- *Paving on I-64 complete except for markers and rumble strips.*
- *Will be repairing pipe crossings on Rt. 615 and Rt. 18 this week.*
- *Still signing up snow contractors.*

Mr. Garten commented regarding repairs needed to the Rt. 220 highwall.

Mr. Bennett asked if anything had been done regarding the hump at the end of the DSLCC bridge on the interstate. Ms. Hammond replied that two are being repaired at this time, the one at exit 24 at DSLCC and the bridge past the Triangle exit heading west.

APPROVE AWARD OF CONTRACT FOR SOLID WASTE HAULING (THOMPSON TRUCKING):

Mr. Huber stated that there is a memo in the agenda packet from Public Works regarding the hauling of solid waste from the transfer station to the Maplewood Landfill or Charles City Landfill which he reviewed. The memo is as follows:

*On October 7, 2021, Public Works received proposals for Solid Waste Hauling services. We only received one proposal from Thompson Trucking, Inc.*

*Public Works evaluated this proposal and recommends that the Solid Waste Hauling service contract be awarded to Thompson Trucking, Inc. We have had a good working relationship with Thompson Trucking since 2002.*

*All information regarding the RFP is available in our office. Please do not hesitate to call with any questions or concerns you may have.*

Mr. Huber mentioned that there is a surcharge for fuel and an annual price increase equal to CPI.

Mr. Garten asked if the fuel surcharge is the market price plus \$1.40. Mr. Huber replied that it is \$1.40 per gallon and then refers to the fuel surcharge chart which is the current chart that is in effect.

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

BE IT RESOLVED that the Allegheny County Board of Supervisors approve the contract with Thompson Trucking to provide solid waste hauling services for the County;

BE IT FURTHER RESOLVED that the Board authorizes the Interim County Administrator/County Administrator to sign the abovementioned contract on behalf of the County in form approved by the County Attorney.

Unanimously adopted by the following roll call vote:

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

APPROVE RESOLUTION REGARDING THE COUNTY'S PARTICIPATION IN THE PROPOSED SETTLEMENT OF OPIOID-RELATED CLAIMS AGAINST VARIOUS COMPANIES:

Mr. Guynn stated that there is not much new to report other than there has been progress in the opioid suits against different manufacturers and some have been mediated. He commented that the draft resolution in the agenda packet is for different parties in the suit.

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

**A RESOLUTION OF THE ALLEGHANY BOARD OF SUPERVISORS APPROVING OF THE COUNTY'S PARTICIPATION IN THE PROPOSED SETTLEMENT OF OPIOID-RELATED CLAIMS AGAINST MCKESSON, CARDINAL HEALTH, AMERISOURCEBERGEN, JANSSEN, AND THEIR RELATED CORPORATE ENTITIES, AND DIRECTING THE COUNTY ATTORNEY AND/OR THE COUNTY'S OUTSIDE COUNSEL TO EXECUTE THE DOCUMENTS NECESSARY TO EFFECTUATE THE COUNTY'S PARTICIPATION IN THE SETTLEMENTS**

WHEREAS, the opioid epidemic that has cost thousands of human lives across the country also impacts Allegheny County by adversely impacting the delivery of emergency medical, law enforcement, criminal justice, mental health and substance abuse services, and other services by Allegheny County's various departments and agencies; and

WHEREAS, Allegheny County has been required and will continue to be required to allocate substantial taxpayer dollars, resources, staff energy and time to address the damage the opioid epidemic has caused and continues to cause the citizens of Allegheny County; and

WHEREAS, Alleghany County has filed suit against McKesson, Cardinal Health, AmerisourceBergen, and Janssen Pharmaceuticals, along with certain of their related corporate entities for their role in the distribution, manufacture, and sale of the pharmaceutical opioid products that have fueled the opioid epidemic that has harmed Alleghany County; and

WHEREAS, the County's suit seeks recovery of the public funds previously expended and to be expended in the future to abate the consequences and harms of the opioid epidemic; and

WHEREAS, settlement proposals have been negotiated that will cause McKesson, Cardinal Health, AmerisourceBergen, and Janssen to pay up to \$26 billion nationwide to resolve opioid-related claims against them; and

WHEREAS, Alleghany County's outside opioid litigation counsel has recommended that the County participate in the settlements in order to recover its share of the funds that the settlement would provide; and

WHEREAS, the County Attorney has reviewed the available information about the proposed settlements and concurs with the recommendation of outside counsel;

NOW THEREFORE BE IT RESOLVED that the Alleghany County Board of Supervisors, this 3<sup>rd</sup> day of November, 2021, approves of the County's participation in the proposed settlement of opioid-related claims against McKesson, Cardinal Health, AmerisourceBergen, Janssen, and their related corporate entities, and directs the County Attorney and/or the County's outside counsel to execute the documents necessary to effectuate the County's participation in the settlements, including the required release of claims against settling entities.

Unanimously adopted by the following roll call vote:

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

APPROVE VARIOUS SUPPLEMENTAL APPROPRIATIONS FOR FY22:

Ms. Adcock-Nicely stated that there are four supplemental appropriations needed for FY22 for which there are offsetting expenditures and revenues for each. They are:

- Fire and Rescue Association - \$26,249.99 for insurance received for fire truck damage.
- General Properties - \$42,195.00 for rental revenue for Falling Spring Elementary School and accompanying expenses.
- Commonwealth Attorney Forfeiture Fund - \$18,288.81 in fund equity to purchase furniture/built-ins for renovated office space.
- Circuit Court Clerk - \$19,124.00 in a Technology Fund grant that has been awarded.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors budget and approve the following supplemental appropriation in FY22 for the United Fire & Rescue Association due to insurance received for fire truck damage:

<u>Revenue Account</u>	
Insurance Recoveries (110-4150212)	\$26,249.99
<u>Expenditure Account</u>	
Vehicle/Power Supplies (3204-55408)	\$26,249.99

BE IT FURTHER RESOLVED that the Board budget and approve the following supplemental appropriation in FY22 for General Properties for rental revenue from Falling Spring Elementary School:

<u>Revenue Account</u>	
Rent-General (110-4150201)	\$42,195.00
<u>Expenditure Account</u>	
Repairs & Maintenance (4302-53004)	\$42,195.00

BE IT FURTHER RESOLVED that the Board budget and approve the following supplemental appropriation in FY22 for the Commonwealth Attorney-Asset Forfeiture Fund to purchase furniture/built-ins for renovated office space:

Fund Equity

Fund 249-Fund Equity (249-33001) \$18,288.81

Expenditure Account

Fund 249-Furniture & Fixtures (3119-57002) \$18,288.81

BE IT FINALLY RESOLVED that the Board budget and approve the following supplemental appropriation in FY22 for the Circuit Court Clerk due to the award of a Technology Fund grant:

Revenue Account

Circuit Court Grants Revenue (1100-4230825) \$19,124.00

Expenditure Account

Circuit Court Grants (210611-54025) \$19,124.00

Unanimously adopted by the following roll call vote:

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

APPROVE SUPPLEMENTAL APPROPRIATIONS AND TRANSFERS IN FY22 FOR BONUSES FOR SHERIFF'S OFFICE EMPLOYEES:

Mr. Huber stated that the Compensation Board has approved a \$3,000 bonus for law enforcement sworn staff members. He commented that there are 11 individuals not paid by the Compensation Board that the Board is also being asked to approve the \$3,000 bonus. He mentioned that those funds would come out of ARPA money and Covington has approved their share of this cost. He noted that numbers have slightly changed (decreased) from the draft resolution in the agenda packet.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors budget and approve the following supplemental appropriations in FY22 for Alleghany County Sheriff's Office Sworn Staff members. The Commonwealth of Virginia voted to award a \$3,000.00 bonus to all Compensation Board reimbursed sworn officers. This resolution accounts for bonuses and FICA for 40 Compensation Board-funded staff and 11 locally funded staff:

Revenue Accounts

General Government (110-4190101)	\$ 3,900.00
Sheriff-Salaries (1100-4230201)	\$120,000.00

Transfer Accounts

Fund 190-ARPA Salary Bonus (1910-510014)	\$ 29,100.00
Fund 190-ARPA FICA (1910-52001)	<u>\$ 11,704.50</u>

**\$164,704.50**

Expenditure Accounts

DARE Salary Bonus (3107-510014)	\$ 3,000.00
DARE FICA (3107-52001)	\$ 229.50
School Officer Salary Bonus (3110-510014)	\$ 15,000.00
School Officer FICA (3110-52001)	\$ 1,147.50
CIT Salary Bonus (3115-510014)	\$ 9,000.00
CIT FICA (3115-52001)	\$ 688.50
Animal Control Salary Bonus (35013-510014)	\$ 3,000.00
Animal Control FICA (35013-52001)	\$ 229.50
Courthouse Sec. Salary Bonus (248-210911-510014)	\$ 3,000.00
Courthouse Sec. FICA (248-210911-52001)	\$ 229.50
Sheriff Corr./Det. Salary Bonus (252-320111-510014)	\$ 60,000.00
Sheriff Corr./Det. FICA (252-320111-52001)	\$ 4,590.00
Sheriff Law Enf. Salary Bonus (252-320211-510014)	\$ 45,000.00
Sheriff Law Enf. FICA (252-320211-52001)	\$ 3,442.50
Sheriff Courts Salary Bonus (252-320611-510014)	\$ 15,000.00
Sheriff Courts FICA (252-320611-52001)	<u>\$ 1,147.50</u>

**\$164,704.50**

Unanimously adopted by the following roll call vote:

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

APPROVE SUPPLEMENTAL APPROPRIATIONS IN FY21 IN RELATION TO SHERIFF'S OFFICE BUDGETS (JAIL CORRECTION/DETENTION AND COURTHOUSE SECURITY):

Ms. Adcock-Nicely stated that in FY21 additional revenue came in that was not appropriated and a supplemental appropriation is needed on the revenue and expenditure side to assist with cleanup of the Jail Correction/Detention budget and the Courthouse Security budget.

Mr. Griffith asked what the Bath County share of the revenue would be. Ms. Adcock-Nicely replied that it is their share of jail costs and more funds were received than budgeted.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors budget and approve the following supplemental appropriations in FY21 to assist with budget cleanups for the Sheriff's Office due to additional revenue received:

<u>Revenue Accounts</u>	
Bath County Share (1100-4190807)	\$47,024.25
Courthouse Security Fine (248-4140105)	\$ 9,236.73
Interest on Bank Deposit (248-4150101)	\$ 277.49
<u>Expenditure Accounts</u>	
Purch. Svcs. Housing Prisoners (252-320111-5300905)	\$47,024.25
Part-time Salaries & Wages (248-210911-51003)	\$ 9,514.22

Unanimously adopted by the following roll call vote:

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

COUNTY ADMINISTRATOR'S REPORT:

Mr. Huber handed out a memo which is a part of the records of this meeting and gave a report on the following items:

**Approve City/Town Recycling Memorandum of Understanding**

*The Board of Supervisors approved sharing the cost of operating existing recycling centers run by the City of Covington and the Town of Clifton Forge. The attached memorandum of understanding documents the sharing of costs as previously approved by the Board. While the cost sharing was already approved by the Board, approval of the attached memorandum enters the agreement into the record of Board actions. This memorandum has been signed by both towns and the City.*

Mr. Nicely asked where the recycling centers are located. Mr. Huber replied that the one in Covington is across from Covington High School and the one in Clifton Forge is behind Hardee's. He mentioned that County residents can utilize both centers.

Mr. Garten mentioned that a plus is the County would not have to manage the centers. Mr. Griffith added that the amount agreed upon is less than the County paid to Jackson River Enterprises.

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

BE IT RESOLVED that the Alleghany County Board of Supervisors approve the "Recycling Cost Sharing Memorandum of Understanding" between the County, City of Covington, Town of Clifton Forge, and Town of Iron Gate;

BE IT FURTHER RESOLVED that the Board authorizes the Interim County Administrator/County Administrator to sign the abovementioned Memorandum of Understanding on behalf of the County in form approved by the County Attorney.

Unanimously adopted by the following roll call vote:

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

**Meeting with Bath County**

*Ashton Harrison and I have talked about getting together at the VACo meeting and/or in an individual meeting in the Highlands. I hope to be able to provide the Board an update at the meeting.*

**Redistricting**

*The informal redistricting group has developed a plan for rebalancing district lines such that residents from various parts of the County are equally represented on the Board of Supervisors. We will now need to wait until the state Senate and House district boundaries are decided in case Alleghany County is split by either House or Senate district boundaries since the County district lines have to follow any state redistricting lines splitting the County. If neither of the state redistricting boundaries split the County, the recommended plan would be ready for public hearing and adoption by the Board.*

**Wrightsville Project Update**

*Work on the renovation of one house was inspected this week and there are punch list items to be addressed for final completion. Bids for drainage, paving and other infrastructure work are due on November 18<sup>th</sup>.*

**Forest Service Potts Creek Vegetation Project**

*There is an email at each seat from Ms. Theresa Tanner, District Ranger, regarding the Potts Creek Vegetation Project which includes information on the 30-day comment period for the project.*

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

**Miscellaneous**

The Board thanked everyone for coming to the meeting.

Mr. Dodd thanked everyone for their votes in the election and congratulated those that won.

Mr. Nicely congratulated the winners of the election and congratulated Ms. Adcock-Nicely on her recent wedding.

Mr. Bennett stated that he read an article regarding obtaining grant funding from the Alleghany Foundation for the upgrade of fields. He asked why astro-turf would not be utilized as they could then play in wet conditions and be used for regional/State events. He commented that it would have a great economic impact to have a facility that could be used year round and would be good for all.

Mr. Griffith commented that Covington does not want astro-turf and are afraid there would be accidents. He mentioned that the football field is where the tannery was located. The area is not pressurized and is constantly sinking due to unstable soil. He stated that they are trying to make facilities Title IX compliant.

Mr. Garten commented that the biggest items at this time are upgrades to the field house and locker rooms as they are archaic and the rest can be done later in other phases. He mentioned that the Jackson River Sports Complex is also part of the equation with the need for restrooms, locker rooms, and shower facilities.

Mrs. Cox congratulated those that were elected. She commented that this is a wonderful Board and if all agreed all the time we would have a problem, but individuals disagree in a professional way. She wished everyone a Happy Thanksgiving.

Mr. Griffith thanked everyone for the support in the elections yesterday and congratulated those re-elected and the new member (Dr. Ronald Goings).

Mr. Garten congratulated all on a successful election and welcomed Dr. Goings to the Board. He commented that the Board has done great things over the last 10 years. He wished everyone a safe holiday season.

CLOSED MEETING:

On motion of Mr. Nicely, seconded by Mrs. Cox, that the Board go into a Closed Meeting under Code of Virginia Sections 2.2-3711(A)(1), (3) and (5) for the purpose of: (1) personnel matters; (2) property acquisition; and (3) prospective business or industry. Unanimously adopted.

On motion of Mr. Nicely, seconded by Mr. Griffith, 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/Shannon P. Cox	Yes
/s/G. Matt Garten	Yes
/s/James M. Griffith	Yes
/s/Stephen A. Bennett	Yes
/s/Cletus W. Nicely	Yes
/s/Gregory A. Dodd	Yes
M. Joan Vannorsdall	Absent

ADJOURNMENT:

On motion of Mr. Nicely, seconded by Mrs. Cox, that the meeting be adjourned at 8:55 p.m. Motion carried.

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G. Matt Garten  
Chairman