

VIRGINIA: AT A REGULAR MEETING OF THE BRUNSWICK COUNTY BOARD OF SUPERVISORS HELD ON WEDNESDAY, JUNE 27, 2012, IN THE CAFETERIA OF BRUNSWICK HIGH SCHOOL

PRESENT: WELTON TYLER, CHAIRMAN; BARBARA JARRETT DRUMMOND, VICE-CHAIR; JOHN CATALDO, BERNARD L. JONES, SR., DENISE C. WILLIAMS, BOARD OF SUPERVISOR MEMBERS; CHARLETTE T. WOOLRIDGE, COUNTY ADMINISTRATOR/CLERK; KIMBERLY HITE, RECORDER

Re: Closed Meeting – 6:30 p.m.

Upon motion of Mr. Jones, seconded by Ms. Drummond, and unanimously carried, the Board of Supervisors of Brunswick County, Virginia, convened in Closed Meeting to discuss the following matter:

2.2-3711.A.7

- Discussion regarding a specific legal matter requiring the provision of legal advice.

MOTION TO RECONVENE IN OPEN MEETING

Upon motion of Mr. Jones, seconded by Ms. Drummond, and unanimously carried, the Board of Supervisors of Brunswick County, Virginia, reconvened in Open Meeting.

CERTIFICATION OF CLOSED MEETING DISCUSSION

WHEREAS, the Board of Supervisors of Brunswick County, Virginia (“Board”), convened a Closed Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, Section 2.2-3712 of the Code of Virginia, 1950, as amended, requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby certifies 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 were heard, discussed or considered by the Board.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: Call to Order

Chairman Tyler called the regular meeting to order and welcomed all citizens in attendance.

Re: Invocation and Pledge of Allegiance

Supervisor Drummond gave the Invocation and led the Pledge of Allegiance.

Re: Approval of Agenda

Upon motion of Ms. Drummond, seconded by Mr. Jones, and unanimously carried, the Board approved the agenda with the following changes:

Strike under Public Hearing – 7:30 p.m.

- Proposed Ordinance Relocating Polling Place – Rock Store Precinct

Strike under Department/Agency Presentations

- Mid-Atlantic Advanced Manufacturing Center (MAMaC) Regional Industrial Facility Authority Member Locality Participation Agreement – K. David Whittington

Strike under County Administrator's Report

- TransTech Alliance – Proposed Ordinance and Regional Development Agreement

Add under County Administrator's Report

- Regional Priorities Project List
- Brunswick Byways Visitor & Interpretive Center Exhibit Design – Contract Award
- Resolution – Consent to Sell School Property

Add under Appointments

- Lake Gaston Weed Control Council

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: Approval of Minutes

Upon motion of Ms. Drummond, seconded by Mr. Cataldo, and unanimously carried, the Board approved the minutes of the May 16, 2012, Regular Meeting as recorded.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None

Re: Virginia Department of Transportation (VDOT) Monthly Report

Mr. Tommy Johnson, Maintenance Operations Manager, presented the monthly report as follows:

Maintenance Forces

- Primary mowing complete and cutting secondary routes.
- Closed Route 642 on April 10th from Route 641 to US Business 58, for box culvert repairs. Detour is provided. These repairs are scheduled to be completed on June 30, 2012.
- Patching/leveling various secondary routes to prepare for the surface treatment schedule. Surface treatment is scheduled to start on September 12, 2012, in Brunswick County.
- Machining non-hard surface roadways and adding stone if needed.
- Cleaning out pipes to correct drainage problems.
- Repairing shoulders on various primary and secondary routes.
- Performing ditching in problem areas.
- Reviewing plans for Route 46 bridge aesthetics and canoe launch locations.

Re: Special Presentations

Robert H. Conner – Honorable Roslyn C. Tyler, Virginia House of Delegates

The Honorable Roslyn C. Tyler, Virginia House of Delegates, honored Robert H. Conner for his twenty (20) years of service as a member of the Brunswick County Board of Supervisors.

James Solomon Russell Middle School – Track Team

The Board of Supervisors honored the James Solomon Russell Middle School Track Team as the Southside All Conference District Champions.

Coach	Morris McCarthy
Assistant Coach	Kori Gilliam

Players

Ciera Alexander	Jonaya Lewis
Tiera Alexander	Kori Nole-Cosby
Shakiya Bowser	Naej Rowe
Javana Boyd	Acacia Seward
Amaria Brown	Ayana Seward
Mercedes Bunch	Whitney Smith
Danielle Davis	Brooke Stith
Jessica Gillis	Mya Stith
Demetria Jones	Jaderia Walker

Re: Citizen Comments

The Chairman opened the citizen comment period and advised that each citizen will be allotted three (3) minutes to speak. The following citizens spoke.

- Robert Abernathy Jr. discussed his concerns regarding the cost of the scaffolding at the entrance of the historic Brunswick County Courthouse.
- Bill Hudson inquired about the location of the two computers purchased for the Board of Supervisors in 2007.
- Anna Price commended the Board of Supervisors for their dedication to the citizens of Brunswick County.
- Hab Baker expressed his opinion regarding the legality of a bonus given to the County Administrator by the Board of Supervisors. He further questioned why the County is represented by a law firm from Richmond and not a local law firm.
- Jerry Marston spoke regarding the amount of money that Brunswick County and Industrial Development Authority has received for the landfill.

After giving all citizens an opportunity to express their views, the Chairman closed the Citizen Comment period.

Re: Consent Calendar of Reports

Upon motion of Ms. Drummond, seconded by Mr. Cataldo, and unanimously carried, the Board approved the Consent Calendar of Reports as presented for the following organizations:

- A. Lawrenceville-Brunswick Airport Monthly Report – May 2012
- B. Sheriff's Office Monthly Report – May 2012
- C. Roanoke River Service Authority Meeting Minutes
- D. Economic Development Coordinating Council Minutes
- E. Industrial Development Authority Meeting Minutes

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: Brunswick County Public School Monthly Report

Mr. Richard Rush, Director of Business Operations, stated that the projected Average Daily Membership (ADM) figures are lower than originally estimated for FY12. As a result, additional local funding may be requested by the School Board for the FY12 Brunswick County Public School budget.

Virginia Retirement System Resolution – Local Governing Body Concurrence with School Division Electing to Pay the Virginia Retirement System Board-Certified Rate

Upon motion of Ms. Drummond, seconded by Mr. Jones, and carried, the Board adopted the following resolution:

BE IT RESOLVED that the County of Brunswick 55112 does hereby acknowledge that the Brunswick County Public Schools has made the election for its contribution rate to be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code §51.1-145(I) resulting from the June 30, 2011, actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED, that the County of Brunswick 55112 does hereby certify to the Virginia Retirement System Board of Trustees that it concurs with the election of the Brunswick County Public Schools to pay the Certified Rate, as required by Item 468(H) of the 2012 Appropriation Act; and

NOW, THEREFORE, the officers of the County of Brunswick 55112 are hereby authorized and directed in the name of the County of Brunswick to execute any required contract to carry out the provisions of this resolution. In execution of any such contract which may be required, the seal of the County of Brunswick, as appropriate, shall be affixed and attested by the Clerk.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: Finance Director's Report

Approval of Disbursements

Mrs. Keli Reekes, Director of Finance, presented disbursements as follows:

- System checks dated June 7 , 2012, in the amount of \$4,540.17
- System checks dated June 13, 2012, in the amount of \$60,871.14
- System checks dated June 20, 2012, in the amount of \$325,307.62
- System checks dated June 21, 2012, in the amount of \$72,212.89

Upon motion of Mrs. Williams, seconded by Mr. Cataldo, and unanimously carried, the Board approved disbursements in the amount of \$462,931.82 as presented.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Virginia Retirement System – Employer Contribution Rate and Member Contribution Resolutions

Upon motion of Mr. Cataldo, seconded by Mr. Jones, and unanimously carried, the Board adopted the following resolution:

BE IT RESOLVED, that Brunswick County 55112 does hereby acknowledge that its contribution rates effective July 1, 2012, shall be based on the higher of a) the contribution rate in effect for FY2012, or b) seventy percent of the results of the June 30, 2011 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2012-14 biennium (the "Alternate Rate")

provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(l) resulting from the June 30, 2011, actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED, that Brunswick County 55112 does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2012:

- The Certified Rate of 13.91%

BE IT ALSO RESOLVED, that Brunswick County 55112 does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, the officers of Brunswick County 55112 are hereby authorized and directed in the name of Brunswick County to carry out the provisions of this resolution, and said officers of Brunswick County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by Brunswick County for this purpose.

Adopted this 27th day of June, 2012.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Upon motion of Mr. Cataldo, seconded by Mr. Jones, and unanimously carried, the Board adopted the following resolution:

MEMBER CONTRIBUTIONS BY SALARY REDUCTION FOR COUNTIES, CITIES, TOWNS AND OTHER POLITICAL SUBDIVISIONS

WHEREAS, Brunswick County 55112 employees who are Virginia Retirement System members who commence or recommence employment on or after July 1, 2012, ("FY2013 Employees" for purposes of this resolution), shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis upon commencing or recommencing employment; and

WHEREAS, Brunswick County 55112 employees who are Virginia Retirement System members and in service on June 30, 2012, shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis no later than July 1, 2016; and

WHEREAS, such employees in service on June 30, 2012, shall contribute a minimum of an additional one percent of their creditable compensation beginning on each July 1, of 2012, 2013, 2014, 2015 and 2016, or until the employees' contributions equal five percent of creditable compensation; and

WHEREAS, Brunswick County 55112 may elect to require such employees in service on June 30, 2012, to contribute more than an additional one percent each year, in whole percentages, until the employees' contributions equal five percent of creditable compensation; and

WHEREAS, the second enactment clause of Chapter 822 of the 2012 Acts of Assembly (SB497) requires an increase in total creditable compensation, effective July 1, 2012, to each such employee in service on June 30, 2012, to offset the cost of member contributions, such increase in total creditable compensation to be equal to difference between five percent of the employee's total creditable compensation and the percentage of the member contribution paid by such employee on January 1, 2012.

BE IT FURTHER RESOLVED, that Brunswick County 55112 does hereby certify to the Virginia Retirement System Board of Trustees that it shall effect the implementation of the member contribution requirements of Chapter 822 of the 2012 Acts of Assembly (SB497) according to the following schedule for the fiscal year beginning July 1, 2012 (i.e., FY2013):

Type of Employee	Employer Paid Member Contribution	Employee Paid Member Contribution
Plan 1	0%	5%
Plan 2	0%	5%
FY2013 Employees	0%	5%

(Note: Each row must add up to 5 percent); and

BE IT FURTHER RESOLVED, that such contributions, although designated as member contributions, are to be made by Brunswick County in lieu of member contributions; and

BE IT FURTHER RESOLVED, that pick up member contributions shall be paid from the same source of funds as used in paying the wages to affected employees; and

BE IT FURTHER RESOLVED, that member contributions made by Brunswick County under the pick up arrangement shall be treated for all purposes other than income taxation, including but not limited to VRS benefits, in the same manner and to the same extent as member contributions made prior to the pick up arrangement; and

BE IT FURTHER RESOLVED, that nothing herein shall be construed so as to permit or extend an option to VRS members to receive the pick up contributions made by Brunswick County directly instead of having them paid to VRS; and

BE IT FURTHER RESOLVED, that notwithstanding any contractual or other provisions, the wages of each member of VRS who is an employee of Brunswick County shall be reduced by the amount of member contributions picked up by Brunswick County on behalf of such employees pursuant to the foregoing resolutions.

NOW, THEREFORE, the officers of Brunswick County are hereby authorized and directed in the name of Brunswick County to carry out the provisions of this resolution, and said officers of Brunswick County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by Brunswick County for this.

Adopted this 27th day of June, 2012.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

DMV Select – Supplemental Appropriation

Mrs. Keli Reekes, Director of Finance, stated that the Board of Supervisors adopted a budget \$15,500 in FY12 for revenue and expenditures related to the DMV Select Fund. Based on the current policy, any balance in excess of \$10,000 at the end of each fiscal year will be distributed in equal payments to the six deputies of the Commissioner of Revenue and Treasurer. No local funds are used in these payments.

Upon motion of Ms. Drummond, seconded by Mr. Jones, and unanimously carried, the Board approved the appropriation in the amount of \$5,006 to the revenue and expenditures line items in the DMV Select Fund to distribute equally among the six deputies of the Commissioner of Revenue and Treasurer.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Sheriff's Office – Appropriation of Grant Award

Mrs. Keli Reekes, Director of Finance, stated that the Brunswick County Sheriff's Office has received a grant from the Virginia Department of Criminal Justice Services in the amount of \$3,340 to support the expansion and enhancement of the statewide crime records information sharing network and the maintenance of previously purchased equipment and services. No local funding is required.

Upon motion of Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board accepted and appropriated the amount of \$3,340 to the applicable revenue and expenditure line items.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

FY12 Appropriation of Hurricane Irene Expenses

Mrs. Keli Reekes, Director of Finance, stated that Brunswick County incurred \$64,997.27 in expenses related to Hurricane Irene that occurred in August 2011. Additionally, there is an estimated \$6,000 in damages at the Fort Christanna site that have yet to be repaired. The Federal Emergency Management Agency (FEMA) will reimburse Hurricane Irene expenses once all projects have been completed.

Upon motion of Mr. Jones, seconded by Ms. Drummond, and unanimously carried, the Board appropriated the amount of \$64,997.27 to the applicable expenditure lines of the Board of Supervisors and Sheriff-Law Enforcement and Traffic Control department budgets from the FY12 Undesignated General Fund Balance.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: County Administrator's Report

Local Vehicle License Fee – Ordinance Amendment Adoption

Ms. Woolridge, County Administrator, presented the ordinance amending Section 58-34 of the Code of Brunswick County relative to local vehicle license fee. A public hearing was held on this ordinance amendment at the May 16, 2012, meeting.

Upon motion of Ms. Drummond, seconded by Mr. Jones, and carried, the Board adopted the ordinance amending Section 58-34 of the Code of Brunswick County, effective January 1, 2013, as follows:

WHEREAS, Article II of Chapter 58 of the Code of Brunswick County imposes a license fee on all operable motor vehicles, trailers, and semi-trailers which are garaged in the County; and

WHEREAS, §58-34 of the *Code of Brunswick County* sets forth a license fee in the amount of \$25.00 per vehicle and the provisions for payment thereof; and

WHEREAS, §46.2-752 of the *Code of Virginia* permits such license fee to be established within certain limits.

BE IT ORDAINED, by the Board of Supervisors under the authority granted to it under §46.2-752 et. Seq. of the Code of Virginia that §58-34 be repealed in its entirety and replaced with the following:

Section 58-34. Amount and Payment of Fee

- (1) The license fee for motor vehicles, trailers, and semi-trailers authorized in this Article shall be set annually and adopted as part of the annual budget ordinance.
- (2) The license fees shall be shown as separate line items in the budget and advertised to the public for a hearing prior to adoption.
- (3) The amount of such license fee shall not be greater than the annual or one year fee imposed by the Commonwealth on motor vehicles, trailers, or semi-trailers. The license fee shall be imposed in such manner, on such basis, for such periods, and subject to such proration for fractional periods of years as the Board of Supervisors may determine in the budget.
- (4) All license fees shall be paid on or before the last of February of each year or for motor vehicles, trailers, or semi-trailers acquired during the year, such license fee must be paid within thirty (30) days of acquisition.

(5) If the license fee is not paid within the time periods set forth in this section, the late charge set forth in the budget shall be set at an amount sufficient to cover collection and processing costs.

Ayes: Cataldo, Drummond, Jones, Tyler; Nays: Williams.

FY13 Brunswick County General Fund and Capital Improvement Project Budgets – Adoption and Appropriation

Ms. Woolridge, County Administrator, stated that an appropriation in the amount of \$49,408,563 is required to fund the FY13 Brunswick County Consolidated Budget. This includes General Fund, Capital Improvement Projects and Public School budgets.

Upon motion of Ms. Drummond, seconded by Mr. Jones, and carried, the Board adopted and appropriated the FY13 Brunswick County Consolidated Budget in the amount of \$49,408,563 and adopted the language “The Board of Supervisors may provide monetary bonuses to its officers and employees”.

BE IT RESOLVED: That the Brunswick County Board of Supervisors does appropriate the total amount of \$49,408,563 (inclusive of interfund transfer in the amount of \$7,441,494) for the consolidated Brunswick County budget for the year beginning July 1, 2012, and ending June 30, 2013, as budgeted by fund and function for general governmental activities, and as budgeted by fund and category for public school activities. Further, this total appropriation includes \$4,592,674 in local funding for school operations. Additional local funding for schools includes \$322,023 for the School Construction Debt Service Fund; \$438,771 for School Debt Service Fund; and \$76,000 for the School Capital Projects Fund.

BE IT FURTHER RESOLVED that the Board of Supervisors may provide monetary bonuses to its officers and employees.

Ayes: Drummond, Jones, Tyler; Nays: Cataldo, Williams.

FY13 Real Property Tax Levies – Adoption

Ms. Woolridge, County Administrator, presented the FY13 Real Property Tax Levies

as follows:

Real Estate	\$0.47 per \$100 assessed value
Personal Property	\$3.60 per \$100 assessed value
Mobile Homes	\$0.47 per \$100 assessed value
Machinery & Tools	\$3.40 per \$100 assessed value
Merchant's Capital	\$1.20 per \$100 assessed value
Public Service Corp-Real Estate	\$0.47 per \$100 assessed value
Public Service Corp-Personal Property	\$3.60 per \$100 assessed value

Upon motion of Mr. Jones, seconded by Ms. Drummond, and carried, the Board adopted the FY13 Real Property Tax Levies as advertised.

Ayes: Drummond, Jones, Tyler; Nays: Cataldo, Williams.

Department of Buildings and Grounds – FY13 HVAC Maintenance Bid Award

Ms. Woolridge, County Administrator, stated that the County solicited sealed bids to enter into a one (1) year service contract for FY13 to perform routine and on-call maintenance on the heating and air conditioning units in the County's Government Building, Clerk's Office, old courthouse, Library, Airport, Health Department, Solid Waste Office, Animal Shelter and Convenience Centers.

The following bids were received:

- Comfort Systems USA \$4,268.00 Annually
- Jones Electric Contractor, Inc. \$4,400.00 Annually

Supervisor Williams questioned why the bid from Jones Electric Contractor, Inc., a local contractor, could not be accepted based on the \$132.00 difference.

The County Administrator advised that through the invitation to bid process, you must accept the lowest bid.

Ms. Katz, County Attorney, explained the difference between the invitation to bid

and request for proposal process.

Upon motion of Ms. Drummond, seconded by Mr. Cataldo, and unanimously carried, the Board rejected all bids and authorized a re-bid of the project.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Department of Solid Waste – FY13 Diesel Fuel Bid Award

Ms. Woolridge, County Administrator, stated that bids were solicited to provide differential prices for fuel oil for the Brunswick County Solid Waste Fleet System. The following bid was received:

	Rack	Differential	Net price
• Sadler Brother's Oil Company	\$3.0079	\$0.06	\$3.0679

Upon motion of Ms. Drummond, seconded by Mr. Cataldo, and unanimously carried, the Board accepted the bid from Sadler Brothers Oil Company, Inc. at the net price amount of \$3.0679 per gallon for fuel oil for the Brunswick County Solid Waste Fleet System effective July 1, 2012, and ending June 30, 2013.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Department of Solid Waste – Purchase of Eight Yard Containers

Ms. Woolridge, County Administrator, stated that the Solid Waste Committee recommends the purchase of eight 8-yard solid waste containers. Bids were solicited from three (3) vendors as follows:

Eight 8-yard Containers with Lid and Lock Device

• Cavalier Equipment Corporation	\$7,224.00
• Rudco Products, Inc.	\$7,650.00
• Northeast Industrial Manufacturing, Inc.	\$8,671.00

Note: Price includes freight/delivery

Upon motion of Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board accepted the bid from Cavalier Equipment Corporation at a total of \$7,224.00 for purchase of eight 8-yard solid waste containers utilizing funds from the FY12 Board of Supervisors Contingency Fund to be transferred to the FY12 Department of Solid Waste budget.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Regional Priorities List

Upon motion of Mrs. Williams, seconded by Ms. Drummond, and unanimously carried, the Board approved the Brunswick County Regional Priorities List as follows:

- Priority 1 – Brunswick County Water and Wasterwater System
- Priority 2 – Brunswick County Industrial Sites Inventory
- Priority 3 – Simmons Drive Neighborhood Project
- Priority 4 – Brunswick County/ SCORE Housing Production Project

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Brunswick Byways Visitor and Interpretive Center – Exhibit Design Contract Award

Ms. Woolridge, County Administrator, stated that Request for Proposals were solicited from firms to provide design and interpretive services for the Brunswick Byways Visitor and Interpretive Center. The following firms were interviewed on June 6, 2012:

- Studio Ammons
- The 1717 Design Group
- Museum Concepts
- Design Dimension

The Committee recommends accepting the proposal from Museum Concepts at an

estimated cost of \$138,000. Funds are available in the Virginia Department of Transportation-National Scenic Byways Grant and the Virginia Tobacco Indemnification and Community Revitalization Commission Grant to cover costs associated with this phase of the project.

Upon motion of Mr. Cataldo, seconded by Mr. Jones, and unanimously carried, the Board accepted the proposal from Museum Concepts at an estimated cost of \$138,000 utilizing funds from the Capital Improvement Project – Brunswick Byways Visitor & Interpretive Center budgets. Further, the Board authorized the County Administrator to sign all documents on behalf of Brunswick County relative to this project.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Resolution – Consent to Sell School Property

Upon motion of Ms. Drummond, seconded by Mr. Jones, and unanimously carried, the Board adopted the following resolution:

**RESOLUTION OF THE BRUNSWICK COUNTY BOARD OF SUPERVISORS
APPROVING CONVEYANCE OF REAL PROPERTY BY THE BRUNSWICK COUNTY
SCHOOL BOARD TO THE TOWN OF LAWRENCEVILLE**

WHEREAS, the County School Board of Brunswick County, Virginia (the “School Board”) is the owner of that certain real property and improvements thereto known as the “Peebles Furniture Store” or the “Peebles Building” situated in the Town of Lawrenceville, Virginia (the “Town”), and more particularly described in that certain deed from Brunswick County, Virginia (the “County”) to the School Board dated June 15, 2005, recorded in the Clerk’s Office of Brunswick County, Virginia, as Instrument Number 050002821 (the “Property”); and

WHEREAS, the School Board has declared the Property to be surplus property and has no further use for it; and

WHEREAS, the School Board desires to sell and convey the Property to the Town, and the Town desires to purchase the Property from the School Board, all for the sum of One Hundred Twenty-Five Thousand and No/100 Dollars (\$125,000), more or less; and

WHEREAS, Section 22.1-129, A of the *Code of Virginia*, 1950, as amended (the "Code"), authorizes such sales of surplus real property by the School Board with the consent of the governing body; and

WHEREAS, the Board of Supervisors of Brunswick County believes it to be in the best interests of Brunswick County and its citizens to provide its consent to such sale and conveyance of the Property provided the proceeds from such sale are deposited into the School Board's Capital Improvement Fund and used only for the purpose provided for under Section 22.1-129, A of the Code and as permitted thereby;

NOW, THEREFORE, BE IT RESOLVED, that the Brunswick County Board of Supervisors hereby approves and adopts the following:

1. The Brunswick County Board of Supervisors declares it to be in the best interests of the citizens of Brunswick County for it to consent to the sale and conveyance of the Property as described hereafter.
2. The Brunswick County Board of Supervisors does hereby consent to the sale and conveyance of the Property by the School Board to the Town, provided the proceeds from such sale are deposited into the School Board's Capital Improvement Fund and used only for the purposes provided for under Section 22.1-129, A of the Code and as permitted thereby.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Supervisor Williams read the following statement: "For the record, I have previously disclosed a possible conflict of interest between me and the Town of Lawrenceville based on my firm having a business relationship with them, however I believe I am within the regulations and I am able to participate in the transaction at hand regarding conveyance of real property and can vote fairly, objectively and in the interest of the public."

Re: Appointments

Brunswick County Litter Control Council

This matter was continued.

Economic Development Coordinating Council

Upon motion of Mr. Cataldo, seconded by Mrs. Williams, and unanimously carried, the Board appointed Mr. Paul Drewry Piluso to serve on the Economic Development Coordinating Council representing the Meherrin Election District.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Brunswick County Board of Zoning Appeals

This matter was continued.

Southside Planning District Commission

This matter was continued.

Workforce Investment Board

Industrial Development Authority

Upon motion of Mr. Jones, seconded by Ms. Drummond, and carried, the Board appointed Debra Layton to a four year term on the Industrial Development Authority as an at-large representative.

Ayes: Drummond, Jones, Tyler; Nays: Cataldo, Williams.

Lake Gaston Weed Control Council

Upon motion of Mr. Cataldo, seconded by Mrs. Williams, and unanimously carried, the Board appointed Mr. Robert Ferguson and Mr. Jay Warfel to serve as alternate members on the Lake Gaston Weed Control Council.

Ayes: Cataldo, Drummond, Jones, Williams, Tyler; Nays: None.

Re: Adjourn

Upon motion of Ms. Drummond, seconded by Mr. Jones, and unanimously carried, the Board adjourned until 6:00 p.m. on Tuesday, July 10, 2012, at the Industrial Development Authority Office.

Welton Tyler, Chairman

Charlette T. Woolridge, Clerk