



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 14th day of December 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
APPROVING SUBMISSION OF A 2021 ITEM PRESERVATION GRANT AND
ACCEPTING AND APPROPRIATING FUNDS AWARDED**

WHEREAS, the Clerk of the Circuit Court submitted an application to the Library of Virginia for the 2021 Item Preservation Grant; and

WHEREAS, the grant will provide up to \$23,179.00 for the preservation of four (4) record books; and

WHEREAS, no local match is required for the grant.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby authorize the submission of a grant application in the amount of \$23,179.00 for a 2021 Item Preservation Grant provided by the Library of Virginia. If awarded, the Board authorizes acceptance and appropriation of the funds awarded.

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 14th day of December 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
AUTHORIZATION TO AWARD CONTRACTS
FOR EQUIPMENT REPAIR AND MAINTENANCE SERVICES**

WHEREAS, the Bedford County Waste Management Facility utilizes a variety of equipment to manage delivered materials and maintain the facility; and

WHEREAS, on October 26, 2020, the Bedford County Board of Supervisors authorized the advertisement of a Request for Proposals for Equipment Repair and Maintenance Services; and

WHEREAS, the award of multiple contracts was specified to ensure availability of specialized contractors to provide on-call maintenance and repair services for a variety of equipment; and

WHEREAS, proposals were received from THC Enterprises Inc dba Mid-Atlantic Waste Systems, Western Branch Diesel, and Virginia Truck Center; and

WHEREAS, there were insufficient number of submitted proposals to provide reliable on-call repair and maintenance service for heavy equipment necessitating re-advertisement; and

NOW, THEREFORE, BE IT RESOLVED that the Bedford County Board of Supervisors does hereby authorize the County Administrator to execute contracts with THC Enterprises Inc dba Mid-Atlantic Waste Systems, Western Branch Diesel, and Virginia Truck Center dba Excel Truck Group to provide the requested services.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Bedford County Board of Supervisors does hereby authorize the County Administrator to re-advertise for heavy equipment repair and maintenance services.

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

**A RESOLUTION
AUTHORIZING THE EXECUTION OF CONTRACTS FOR
SCRAP METAL PURCHASE AND HAULING SERVICES**

WHEREAS, the Bedford County Waste Management Facility receives a significant quantity of scrap metal and appliances that offers sales revenue from metal processors; and

WHEREAS, on October 26, 2020, the Bedford County Board of Supervisors authorized the advertisement of an Invitation for Bid for Scrap Metal Purchase and Hauling Services; and

WHEREAS, the award of multiple contracts was specified to ensure contractor availability to manage stockpile size in the available storage area; and

WHEREAS, bids were received from Foss Industrial Recycling, Gerdau Metals Recycling, and OmniSource, LLC to provide the requested services; and

NOW, THEREFORE, BE IT RESOLVED that the Bedford County Board of Supervisors does hereby authorize the County Administrator to execute a contract with Foss Industrial Recycling, Gerdau Metals Recycling, and OmniSource, LLC to provide the requested services.

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 14th day of December 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
AUTHORIZING THE EXECUTION OF AN ON-CALL CONTRACT FOR
WOOD WASTE GRINDING SERVICES**

WHEREAS, the Bedford County Waste Management Facility receives significant quantities of wood waste each year;

WHEREAS, on October 26, 2020, the Bedford County Board of Supervisors authorized the advertisement of a Request for Proposals for Wood Waste Grinding Services; and

WHEREAS, a single proposal was received from Royal Oak Farm, L.L.C. to provide the requested services; and

WHEREAS, the Royal Oak Farm, L.L.C. quoted price of \$28.63 per outbound ton of mulch and wood waste is less expensive than landfill hauling and disposal rates; and

WHEREAS, Royal Oak Farm, L.L.C. has previously provided timely and professional services for Bedford County and other localities; and

NOW, THEREFORE, BE IT RESOLVED that the Bedford County Board of Supervisors does hereby authorize the County Administrator to execute a contract with Royal Oak Farm, L.L.C. to provide on-call wood waste grinding and hauling services.

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 14th day of December 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
<u>Tammy Parker</u>	Yes

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

A RESOLUTION

WHEREAS, Section 58.1-3252 of the Code of Virginia requires that general reassessment of the real estate in the County be performed every four years, and

WHEREAS, a Request for Proposal must be issued in order to procure appraisal services.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the County Administrator is authorized to issue a Request for Proposal for real estate appraisal services for values to be effective 1 January 2023.

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 14th day of December 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

**APPROPRIATION OF STATE FUNDING FOR THE SOUTHERN VIRGINIA
INTERNET CRIMES AGAINST CHILDREN TASK FORCE – AFFILIATE AGENCIES**

WHEREAS, the Bedford County Sheriff’s Office has been the lead agency of the Southern Virginia Internet Crimes Against Children task Force since 1998; and

WHEREAS the Southern Virginia Internet Crimes Against Children Task Force is part of the federal ICAC Task Force program administered through the Office of Juvenile Justice and Delinquency Prevention, and receives federal funds to support its mission; and

WHEREAS the Southern Virginia Internet Crimes Against Children Task Force also receives state funding, as authorized under COV 17.1-275.12; and

WHEREAS this funding comes in two blocks, one to support the main headquarter’s office of the Southern Virginia Internet Crimes Against Children Task Force, and one to support the affiliate member’s of the task force; and

WHEREAS funds made available to the Southern Virginia Internet Crimes Against Children Task Force for the support of affiliate member agencies of the Task Force, was set at \$604,210 for the period of July 1, 2019 through June 30, 2020, but with an extension to December 31, 2020; and

WHEREAS, this extension was granted due to the challenges of spending down previous years’

funding, due to vacancy savings; and

WHEREAS, this funding from the state does not require a local match by Bedford County,

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that acceptance of this funding for continued operation of the Southern Virginia Internet Crimes Against Children Task Force is hereby approved and a FY 2019-2020 supplemental appropriation of the funds awarded is authorized.

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 14th day of December 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

APPROPRIATION OF STATE FUNDING FOR THE SOUTHERN VIRGINIA INTERNET CRIMES AGAINST CHILDREN TASK FORCE – BEDFORD COUNTY

WHEREAS, the Bedford County Sheriff’s Office has been the lead agency of the Southern Virginia Internet Crimes Against Children task Force since 1998; and

WHEREAS the Southern Virginia Internet Crimes Against Children Task Force is part of the federal ICAC Task Force program administered through the Office of Juvenile Justice and Delinquency Prevention, and receives federal funds to support its mission; and

WHEREAS the Southern Virginia Internet Crimes Against Children Task Force also receives state funding, as authorized under COV 17.1-275.12; and

WHEREAS this funding comes in two blocks, one to support the main headquarter’s office of the Southern Virginia Internet Crimes Against Children Task Force, and one to support the affiliate member’s of the task force; and

WHEREAS funds made available to the Southern Virginia Internet Crimes Against Children Task Force for its main headquarter’s support was set at \$1,450,000 for the period of July 1, 2019 through June 30, 2020, but with an extension to December 31, 2020; and

WHEREAS, this extension was granted due to the challenges of spending down previous years’

funding, due to vacancy savings; and

WHEREAS, this funding from the state does not require a local match by Bedford County,

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that acceptance of this funding for continued operation of the Southern Virginia Internet Crimes Against Children Task Force is hereby approved and a FY 2019-2020 supplemental appropriation of the funds awarded is authorized.

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 Vice-Chair Bansley, which carried by a vote of 7-0, the following was adopted:

AN ORDINANCE

TO AMEND CHAPTER 17 "TAXATION", ARTICLE II "PERSONAL PROPERTY TAX";
SPECIFICALLY TO AMEND DIVISION III "MISCELLANEOUS EXEMPTIONS" SECTIONS 17-21 AND 17-22

WHEREAS, the General Assembly enacted Virginia Code §§58.1-3505-58.1-3506, which authorizes the Board of Supervisors to exempt all personal property and tools & machinery tax on forest harvesting and silvicultural activities in the same statute which exempts agricultural equipment; and

WHEREAS, the ordinance text amendments have been duly advertised.

NOW THEREFORE, be it ordained by the Bedford County Board of Supervisors as follows:

DIVISION 3. - MISCELLANEOUS EXEMPTIONS

Sec. 17-21. - Exemption of farm animals, **certain grains, agricultural products, farm machinery, farm implements and equipment**

- (a) ~~All farm animals situated in the county and returnable and reportable for the purpose of county personal property taxation, as of January 1 of each year, shall be exempt from such taxation.~~
- (b) ~~As used in this section, the term "farm animals" shall mean cattle, sheep, goats, hogs, poultry and horses, mules and other kindred animals.~~

(Ord. No. O1210-164, 12-10-2012)

~~Cross reference~~ — Animals, Ch. 4.

~~State Law reference—Authority for above section, Code of Virginia, § 58.1-3505.~~

~~Sec. 17-22. Exemption of farm machinery and farm implements.~~

- ~~(a) *Short title.* This section shall be known as the exemption of farm machinery and farm implements from taxation.~~
- ~~(b) *Purpose.* The purpose of this section is to establish in the county, in accordance with the authority contained in Code of Virginia, § 58.1-3505, an exemption from personal property taxation for farm machinery and farm implements.~~
- ~~(c) *Definitions.* Under the provisions of this section the following definitions of terms, words and phrases shall apply:~~
- ~~(1) *County* shall mean Bedford County, Virginia.~~
 - ~~(2) *Exemption* shall mean exemption from county personal property tax according to the provisions of this section.~~
 - ~~(3) *Tax year* shall mean the annual period from January 1 through the following December 31, inclusive, for which the exemption is claimed.~~
 - ~~(4) *Owner* shall mean that person or persons, firm, corporation or other entity liable for personal property taxation having legal title to the farm machinery or farm implements.~~
 - ~~(5) *Commissioner of revenue* shall mean the Commissioner of Revenue of Bedford County, Virginia, or any of his authorized deputies or agents.~~
- ~~(d) *Tax exemption.* All farm machinery and farm implements situated in the county and returnable and reportable for the purpose of county personal property taxation as of January 1 of each year shall be exempt from such taxation.~~
- ~~(e) *Effective date.* This section shall be effective for the tax year commencing the first day of January 1984 and for each tax year thereafter.~~

~~(Ord. No. O1210-164, 12-10-2012)~~

A. Farm animals, grains and other feeds used for the nurture of farm animals, agricultural products as defined in § [3.2-6400](#), Code of Virginia, 1950 as amended, farm machinery and farm implements are hereby defined as separate items of taxation and classified as follows:

- 1. Horses, mules and other kindred animals.**
- 2. Cattle.**
- 3. Sheep and goats.**
- 4. Hogs.**
- 5. Poultry.**
- 6. Grains and other feeds used for the nurture of farm animals.**

7. Grain; tobacco; wine produced by farm wineries as defined in § [4.1-100](#), Code of Virginia, 1950 as amended, and other agricultural products, as defined in § [3.2-6400](#), Code of Virginia, 1950 as amended in the hands of a producer.
8. Farm machinery other than the farm machinery described in subdivision 10, and farm implements, which shall include (i) equipment and machinery used by farm wineries as defined in § [4.1-100](#), Code of Virginia, 1950 as amended, in the production of wine; (ii) equipment and machinery used by a nursery as defined in § [3.2-3800](#), Code of Virginia, 1950 as amended, for the production of horticultural products; and (iii) any farm tractor as defined in § [46.100](#), Code of Virginia, 1950 as amended, regardless of whether such farm tractor is used exclusively for agricultural purposes.
9. Equipment used by farmers or farm cooperatives qualifying under § 521 of the Internal Revenue Code to manufacture industrial ethanol, provided that the materials from which the ethanol is derived consist primarily of farm products.
10. Farm machinery designed solely for the planting, production or harvesting of a single product or commodity.
11. Farm machinery and farm implements, other than the farm machinery and farm implements described in subdivisions 8 and 10, which shall include equipment and machinery used for forest harvesting and silvicultural activities.

(B) *Effective date.* This section shall be effective for the tax year commencing the first day of January 2021 and for each tax year thereafter.

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	No
Bob Davis	No
Tammy Parker	No

On motion of Chairman Sharp, which carried by a vote of 4-3, the following was adopted:

A RESOLUTION

TO AWARD A CONTRACT FOR BOARD ROOM TECHNOLOGY IMPROVEMENTS AND RENOVATIONS

WHEREAS, in the interest of open government and transparency, there is a need to replace outdated technology in the Board room; and

WHEREAS, the CARES Act provides funds to create a more robust virtual viewing experience so there is less reasons for citizens to physically attend Board meetings; and


WHEREAS, the Board authorized the issuance of bids on September 28, 2020 and low bid was submitted by Owen Building and Remodeling; and

WHEREAS, after three worksession discussions and further review of the project, it is recommended to approve Option #2 which calls for keeping the dais in the same location, building an accessibility ramp, and installing two cameras and one viewing area, and

WHEREAS, this project also includes replacing furniture and the old carpet.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that a contract be awarded to Owen Building and Remodeling totaling \$340,192 to renovate the Board room and authorizes the County Administrator to execute an agreement.

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

A RESOLUTION

APPROPRIATING CARES ACT FUNDS FOR PRIORITY DISPATCH SYSTEM

WHEREAS, the Bedford County Emergency Communications Center continues to see an increase in call volume requesting law enforcement, animal control or fire/EMS response; and

WHEREAS, the current Emergency Medical Dispatch system is outdated and the center currently has no structured law enforcement or fire call taking system; and

WHEREAS, COVID-19 continues to put first responders at great risk and the Emergency Communications Center needs a call taking system that allows screening for COVID-19 for all calls requiring first responding response; and

WHEREAS, CARES Act Funds are available to meet this need to deploy a new structured calling taking system that assists in screening for COVID-19 symptoms.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, to appropriate \$347,253.80 from CARES Act funds for the purchase of the Priority Dispatch System effective December 2020 and authorizes the County Administrator to execute an agreement.

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 14th day of December 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 Johnson, which carried by a vote of 7-0, the following was adopted:

A RESOLUTION

APPROPRIATING FUNDS FOR FISCAL YEAR 2019-2020 BUDGET ADJUSTMENTS


WHEREAS, Staff reviewed year end balances for departments within the General Fund and made recommendations concerning budget deficits; and

WHEREAS, departments absorb line-item deficits within their departmental budgets whenever possible.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby authorize the supplemental appropriations and transfer of funds for year-end budget adjustments as follows:

From Department	To Department	Amount
00-5311 Social Services	00-1221 County Attorney	\$ 8,591.00
00-2210 Commonwealth's Attorney	00-2211 V-Stop Paralegal	2,522.00
00-3550 Fire & Rescue	00-3240 F&R Ancillary Services	7,413.00
00-5331 CSA	00-4230 Refuse Collection	49,023.00
00-1245 Finance	00-6901 Community College	1,891.00
Supplemental Appropriation	00-2160 Clerk of the Circuit Court	15,786.00
Contingency Fund Transfer	00-1241 Treasurer	15,727.00

A Copy-Teste:

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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
<u>Tammy Parker</u>	Yes

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

A RESOLUTION

REAPPROPRIATING UNEXPENDED FY 20 GRANT FUNDS


WHEREAS, various grants have been awarded to Bedford County and were not fully expended as of June 30, 2020; and

WHEREAS, these amounts were not included in the FY 2021 budget and need to be appropriated.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does hereby appropriate the following amounts:

Description	Dept	Amount
Circuit Court Item Preservation Grant	00-2164	13,736.00
ICAC Hero Forensic Examiner Grant	00-3126	200,000.00
ICAC OJJDP Task Force Grant	00-3126	335,897.43
ICAC Affiliate Grant	00-3126	413,059.10
ICAC State Grant	00-3126	1,194,912.83
DMV Selective Enforcement - Speed Grant	00-3129	8,251.37
DMV Selective Enforcement - Alcohol Grant	00-3129	8,019.93
SHSP Swift Water Grant	00-3550	76,000.00
Drive Tourism Micro Grant	00-8172	9,406.03

A Copy-Teste:

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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
<u>Tammy Parker</u>	Yes

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

A RESOLUTION IN OPPOSITION TO ANY LEGISLATIVE EFFORT TO REPEAL OR REVISE THE JUDICIAL DOCTRINE OF QUALIFIED IMMUNITY FOR LAW ENFORCEMENT OFFICIALS

WHEREAS, the General Assembly of Virginia is considering possible repeal or revision of the judicial doctrine of qualified immunity, and

WHEREAS, qualified immunity protects law enforcement officials from frivolous, vengeful, and harassing lawsuits while allowing full trial of any case with merit; and

WHEREAS, any legislative repeal or revision of qualified immunity would manifestly harm law enforcement by putting law enforcement officers at constant risk of unjustified lawsuits for almost every action they take; and

WHEREAS, any legislative repeal or revision of qualified immunity would require the taxpayers of Bedford County to pay for the defense of any and every claim against law enforcement officials, no matter how frivolous or unjustified; and

WHEREAS, repeal or revision would contribute to making law enforcement officials hesitate or refrain from becoming involved in some high-conflict situations because of the fear of liability, even for actions taken in good faith, and such hesitation or restraint will jeopardize public safety; and

WHEREAS, repeal or revision would make it harder to recruit and to retain the most highly qualified candidates for deputy positions because of the fear of repeated unjustified lawsuits; and

WHEREAS, efforts at repeal or revision represent ill-advised prejudice against the men and women of law enforcement who put their lives on the line every day to protect public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that Bedford County opposes any legislative repeal or revision of the judicial doctrine of qualified immunity and urges the County's delegation to the General Assembly to oppose any such effort.

BE IT FURTHER RESOLVED, that the County Administrator shall provide an attested copy of this resolution to all members of the County's delegation to the General Assembly.

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 14th day of December 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 APPROVING A MAINTENANCE AND INSPECTIONS SERVICES AGREEMENT
WITH APEX TOWERS, LLC. FOR 11 COUNTY-OWNED BROADBAND SITES**

WHEREAS, the Board of Supervisors established internet access as a priority and committed to funding infrastructure projects in unserved and underserved areas; and

WHEREAS, the Blue Ridge Towers broadband infrastructure project is nearing full completion; and

WHEREAS, following full completion, the Broadband Authority will accept the project, take ownership of the sites, and be responsible for maintenance, inspections, and management of these sites; and

WHEREAS, a Request for Proposals was open between June 16, 2020 and July 21, 2020 and Apex Towers, LLC submitted a qualified proposal.

NOW, THEREFORE, BE IT RESOLVED, that the Broadband Authority does authorize the award of a maintenance and inspections services agreement to Apex Towers, LLC and authorizes the County Administrator to execute the contract.

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

A RESOLUTION

APPROVING CERTAIN CHANGE ORDERS AND RESOLVING CERTAIN OTHER ADMINISTRATIVE MATTERS FOR THE BROADBAND PROJECT WITH BLUE RIDGE TOWERS

WHEREAS, on or about February 6, 2019, the Board of Directors (“Board”) approved and entered into that certain Comprehensive Agreement with Blue Ridge Towers, Inc. (“BRT”), and Briscnet, LLC (“Briscnet”; collectively the “private entity”) to construct and operate that certain project known as the *Turn Key Broadband Proposal*, dated August 30, 2018 (the “Proposal”), as amended (the “Qualifying Project”); and

WHEREAS, BRT, which is the lead private entity for the Construction Phase of the Qualifying Project, has submitted certain change orders, as contemplated in the Comprehensive Agreement, for certain items not set forth or which required, for practical reasons, changes to the Qualifying Project as set forth in the Proposal and the Comprehensive Agreement; and

WHEREAS, the Board has received the recommendations of staff, legal counsel, and the project design and financial professionals as to approval of those certain change orders generally known as Change Order #7, Change Order #8, Change Order #9, and Change Order #10; and

WHEREAS, the Board also wishes to resolve certain other outstanding administrative matters.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Bedford County Broadband Authority that:

1. Change Order #7, relating to additional costs for additional runs of fiber-optic backhaul to the Big Island site in the amount of \$50,850, is approved as recommended by the Project Inspector subject to the offsets set forth in the Project Inspector's recommendation. Once paid, this will close out all sums due under Financial Milestone 11 (Fiber Start) and Financial Milestone 12 (Fiber Complete) for the Big Island site.
2. Change Order #8, relating to backhaul for the Huddleston tower, is approved as follows, rather than as requested:
 - a. The Board approves the temporary but acceptable solution to the immediate need for backhaul of using microwave backhaul. For the Huddleston site, Financial Milestone 11 (Fiber Start) of the project schedule of values (Financial Milestone Tracker) is set to \$0, and Financial Milestone 13 and Financial Milestone 14 are added. BRT will accept the \$26,442 paid for Financial Milestone 11 (Fiber Start) of the project schedule of values for the Construction Phase as payment in full for Financial Milestones 13 and 14. Financial Milestone 12 is set to \$0 and will not be billed to the Authority.
 - b. The private entity must provide for necessary fiber backhaul not later than February 15, 2021. It is expected that this will take a form of a connection to the nearby 96-strand fiber optic cable expected to be completed by ZiTEL, LLC, in December 2020, and leasing of a 12/24 pair count circuit of the fiber optic cable. If ZiTEL does not complete its fiber build on Toller's Ferry Road by December 30, 2020, the private entity's performance date under this paragraph will be extended by the same number of days that ZiTEL's completion is extended.
 - c. All parties, both the Authority and the private entity, collectively release liability one to another relating to the fiber backhaul on these terms.

Approval of this change order should not require any further budgeting or appropriations for the Project.

3. Change Order #9, in the amount of \$88,000 for additional costs relating to site work for the Wheat's Valley site pursuant to §5.2(b) of the Development Agreement portion of the Comprehensive Agreement, is approved as recommended by the Project Inspector.
4. Change Order #10, in the amount of \$77,045 for additional costs relating to laying fiber optic backhaul for the Moneta Volunteer Fire Department site is approved as recommended by the Project Inspector. Once paid, this will close out all sums due under Financial Milestone 11 (Fiber Start) and Financial Milestone 12 (Fiber Complete) for the Moneta VFD site.
5. The Board gives final completion to all sites, with the exception of Big Island, and authorizes the release of the final completion retainage for those sites.
6. And this Resolution shall be effective upon endorsement by lawful representatives of BRT and Briscnet.

For the Private Entity:

Blue Ridge Tower, Inc.:

By: _____

Name: _____

Date: _____

Brisnet, LLC:

By: _____

Name: _____

Date: _____

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 Bedford County Board of Supervisors, held at the Bedford County Administration Building, Bedford, Virginia, on the 14th day of December 2020, beginning at 7:00 p.m.

AGRICULTURAL ECONOMIC DEVELOPMENT ADVISORY BOARD

Supervisor Johnson made a motion to re-appoint Lindsay Tomlinson as an At-Large member to the Agricultural Economic Development Advisory Board; the term will begin on February 1, 2021 and end on January 31, 2025.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

BEDFORD REGIONAL WATER AUTHORITY

Vice-Chair Bansley made a motion to appoint Anthony Gray as an “At-Large” member of the Bedford Regional Water Authority for a term beginning January 1, 2021 and ending on December 31, 2025.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

Supervisor Tuck made a motion to appoint Kevin Mele as an “At-Large” member of the Bedford Regional Water Authority for a term beginning January 1, 2021 and ending on December 31, 2025.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

BOARD OF ZONING APPEALS

Supervisor Scott made a motion to recommend re-appointing Ricky Wilkerson to represent District 5 on the Board of Zoning Appeals for a term beginning January 1, 2021 and ending on December 31, 2026.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

HORIZON BEHAVIORAL HEALTH BOARD OF DIRECTORS:

Vice-Chair Bansley made a motion to reappoint Andy Crawford, Director of Social Services, to the Horizon Behavioral Health Board of Directors for 2021.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

Supervisor Tuck made a motion to reappoint Jim Sikkema for a third term as the Citizen Representative to the Horizon Behavioral Health Board of Directors for 2021.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

LOCAL BOARD OF BUILDING CODE APPEALS *(all serve At-Large)*

Supervisor Johnson made a motion to re-appoint Robert Flynn, John Roller, Thomas Scott, and Jeff Witt to serve as At-Large members of the Board of Zoning Appeals for terms beginning January 1, 2021 and ending on December 31, 2026.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

TRI-COUNTY LAKES ADMINISTRATIVE COMMISSION APPOINTMENTS:

Supervisor Parker made a motion to appoint Supervisor Tuck as the Supervisor Representative, and Supervisor Johnson as the Alternate Supervisor Representative to the Tri-County Lakes Administrative Commission for one-year terms beginning February 1, 2021 and ending on January 31, 2022.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

Supervisor Johnson made a motion to re-appoint Dennis Novitske as the Citizen At-Large Representative to the Tri-County Lakes Administrative Commission for a one-year term beginning February 1, 2021 and ending on January 31, 2022.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

Supervisor Parker made a motion to appoint County Administrator Robert Hiss as the County Representative to the Tri-County Lakes Administrative Commission for a one-year term beginning February 1, 2021 and ending on January 31, 2022.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

ROANOKE VALLEY AREA METROPOLITAN PLANNING ORGANIZATION:

Supervisor Parker made a motion to appoint Supervisor Johnson as the Supervisor Representative from Bedford County to the Roanoke Valley Area Metropolitan Planning Organization for 2021.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

BEDFORD COUNTY SOCIAL SERVICES BOARD:

Supervisor Johnson made a motion to appoint Supervisor Parker as the Supervisor Representative to the Bedford County Social Services Board for 2021.

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

A Copy-Teste:

A handwritten signature in blue ink that reads "Robert Hiss". The signature is written in a cursive style with a horizontal line extending from the end of the name.

Robert Hiss
County Administrator



At a worksession of the Broadband Authority of the County of Bedford, Virginia held at the Bedford County Administration Building on the 14th day of December 2020:

Supervisor Davis called for a vote to enter into Closed Session pursuant to Section 2.2-3711 (A) (8) Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter (specifically, pertaining to the broadband project).

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Motion passed.

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

Voting yes: Mr. Johnson, Mr. Tuck, Mrs. Bansley, Mr. Scott, Mr. Davis, and Mrs. Parker

Voting no: None

Absent: Mr. Sharp (*attended by phone; left the meeting at 10:18 pm*)

Motion passed.

WHEREAS, the Bedford County Board of Supervisors has convened a Closed Meeting, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Bedford County Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law.

NOW, THEREFORE BE IT RESOLVED, that the Bedford County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Bedford County Board of Supervisors.

MEMBERS:

John Sharp, Chair
Charla Bansley, Vice-Chair
Mickey Johnson
Edgar Tuck
Tommy Scott
Bob Davis
Tammy Parker

VOTE:

Absent
Yes
Yes
Yes
Yes
Yes
Yes

A Copy-Teste:

Robert Hiss
County Administrator