

VIRGINIA: At an adjourned meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Administration Building thereof on Wednesday, April 14, 2004 at 7:00 p.m.

PRESENT: Crystal P. Harris, Chairperson; H. Danny Foley, Sr., Vice Chairman; Darrell Cockerham, Roger L. Martin, and David G. Young, Board Members; Regena H. Handy, Interim County Administrator; Michael Burnette, Assistant County Administrator; Eric Helms Monday, County Attorney; and Mary Beth Roberson, Assistant to the Interim County Administrator.

The Chairperson called the meeting to order.

Regena H. Handy, Interim County Administrator, gave the invocation.

The Board recited the Pledge of Allegiance to the Flag, followed by a Moment of Silence in honor of U. S. military personnel serving abroad.

On motion by Darrell Cockerham, seconded by H. Danny Foley, Sr. and carried, the agenda for the meeting was approved.

Voting Aye: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board convened into Executive Session to discuss land acquisition [Section 2.2-3711 (A)(3), 1950 Code of Virginia as amended]; and Prospective Business [Section 2.2-3711 (A)(5), 1950 Code of Virginia as amended].

Voting Aye: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board reconvened into regular session, based upon the following:

WHEREAS, the Patrick County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with provisions of the Virginia Freedom of Information Act, and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such executive meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the Patrick County Board of Supervisors does hereby certify that, to the best of each member's knowledge, only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board,

BE IT FURTHER RESOLVED that the Patrick County Board of Supervisors does hereby certify that, to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies.

Voting Aye: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

Michael Burnette, Assistant County Administrator, approached the Board of Supervisors and stated that Patrick County has been working with a prospective business, which has requested that the County purchase an Option to Buy the former Fulflex Plant on Highway 58 in Stuart from Dorn V. Williams. He stated that the option purchase price is Five Thousand Dollars (\$5,000) for three (3) months with three (3) renewals available at an additional Five Thousand Dollars (\$5,000) per renewal. Mr. Burnette stated that the purchase price of the plant is One Million Two Hundred Thousand Dollars (\$1,200,000) and that this

option is assignable to the prospective business if desired. Mr. Burnette then thanked Dorn V. Williams, Victor Williams, Buddy Williams, Jim Litten, and Denise Litten Stirewalt and stated that they have been great to work with on this project and that he greatly appreciated their willingness to work with his office on this deal. He also expressed his appreciation to the Board of Supervisors for their support on this endeavor. He said that he hopes to have a deal closing within the next few months and asked that the Board of Supervisors approve the purchasing of an option to buy the former Fulflex Building.

On motion by David G. Young, seconded by H. Danny Foley, Sr. and carried, the Board does hereby agree to purchase a three (3) month Option to Buy the former Fulflex Building in Stuart at an option purchase price of Five Thousand Dollars (\$5,000) from Dorn V. Williams.

Voting Aye: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

Mr. Young stated that the Board of Supervisors should go on record thanking Dorn V. Williams, Victor Williams, and Buddy Williams for their part in these negotiations. He also thanked Jim Litten and Denise Litten Stirewalt, of Jim Litten Real Estate, for their work on this project.

Delinquent Tax Penalty: Eric Helms Monday, County Attorney, discussed the proposed changes to the current delinquent tax penalty. Mr. Monday stated that he had spoken with Carolyn I. Tatum, Patrick County Treasurer, earlier in the day and he was informed of the programming difficulties and the expense that her office would incur if the Board of Supervisors adopt the proposed penalty of five (5%) percent interest penalty for the first ninety days and then boosting it to a ten (10%) percent penalty on all unpaid Real Estate

and Personal Property Taxes. He then presented the Board with three options concerning this issue: (1) Five (5%) to ten percent (10%) increase across the board on all delinquent taxes; (2) Ten percent (10%) interest after Ninety (90) days for only Real Estate and Personal Property Taxes; (3) Ten percent (10%) penalty as soon as the taxes become delinquent and apply the ten percent (10) interest penalty after Ninety (90) days. He said that the Treasurer recommended adopting the third option. He stated that these options will be advertised for the public's review and that he will present these three options again at the May board meeting.

Ordered that the Board be adjourned.

, Chairperson