

VIRGINIA:

A Special Meeting of the Lancaster County Board of Supervisors was held in the courthouse of said county on Thursday, July 10, 2008.

Present: Peter N. Geilich, Chair
B. Wally Beauchamp, Board Member
F.W. Jenkins, Jr., Board Member
Ernest W. Palin, Jr., Board Member
Staff Present: William H. Pennell, Jr., County Administrator
Jack D. Larson, Assistant County Administrator

Mr. Geilich called the meeting to order at 4:00 p.m.

Additional Capital Improvement Program Funding

Ms. Susan Sciabbarrasi, Superintendent of Schools, made a request for additional Capital Improvement Program funding for window replacement and HVAC replacement.

The bids for the installation of the new windows and HVAC replacement have been returned in excess of the amount estimated, and previously budgeted, for these projects. Ms. Sciabbarrasi asked the Board of Supervisors to consider a supplemental capital improvements appropriation of \$51,500 to enable the schools to complete this work during the summer recess. Ms. Sciabbarrasi was also pleased to report that preliminary final numbers seem to show that the schools will be operating in the “black” for closing FY08.

Mr. Beauchamp made a motion to approve an additional \$51,500 from the Capital Improvement Project balance to be appropriated to these two projects.

VOTE:	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye
	Ernest W. Palin, Jr.	Aye

CLOSED SESSION

Motion was made by Mr. Geilich to enter into closed meeting to discuss matters exempt from the open meeting requirements of the Virginia Freedom of Information Act. The subject matters to be discussed in the closed meeting are the acquisition of real property and the recovery of county funds from the former Superintendent of Schools' final payout. The purpose of the closed meeting is to discuss the acquisition of real property where public discussion would jeopardize the County's bargaining or negotiating power and on the current status of the litigation to recover county funds from the school board, Ms. Salg and the former superintendent. The subject and purpose falls within the following exemption(s) under §2.2-3711.A of the Code of Virginia, Real Property, § 2.2-3711.A.3 of the Code of Virginia, (acquisition of real property for public purpose where public discussion would jeopardize the County's bargaining or negotiating position) and Consultation with legal counsel or reports from staff regarding to actual litigation, § 2.2-3711.A.7 of the Code of Virginia, (consultation with county staff about actual litigation where public discussion would adversely affect the negotiating or litigating posture of the County).

VOTE:	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye
	Ernest W. Palin, Jr.	Aye

RECONVENE

Motion was made by Mr. Palin reconvene open meeting and certification of closed meeting.

VOTE:	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye
	Ernest W. Palin, Jr.	Aye

CERTIFICATION

WHEREAS, the Lancaster County Board of Supervisors convened in a closed meeting on July 10, 2008 pursuant to an affirmative recorded vote on the motion to close the meeting to discuss Real Property, § 2.2-3711.A.3 of the Code of Virginia, (acquisition of real property for public purpose where public discussion would jeopardize the County's bargaining or negotiating position) and Consultation with legal counsel or county staff, § 2.2-3711.A.7 of the Code of Virginia, (consultation with county staff about actual litigation where public discussion would adversely affect the negotiating or litigating posture of the County) of the Virginia Freedom of Information Act;

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the board of supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE BE IT RESOLVED that the Lancaster County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies and (2) 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 meeting to which this certification applies.

Motion was made by Mr. Jenkins to certify the closed meeting.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number 1 and number 2 above? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure. There was no comment.

Hearing no further statement, Mr. Geilich called the question. A roll call vote was taken:

ROLL CALL

VOTE:	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye
	Ernest W. Palin, Jr.	Aye

This certification resolution is adopted.

ADJOURNMENT

Motion was made by Mr. Jenkins to adjourn.

VOTE:	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye
	Ernest W. Palin, Jr.	Aye