

BOOK 32**VIRGINIA:**

At a regular meeting of the Board of Supervisors of Amherst County held at the Administration Building thereof on Monday, the 8th day of September, 2008 at 10:00 p.m. at which the following members were present and absent:

BOARD OF SUPERVISORS:

PRESENT: Mr. V. Wood
Mr. D. Kidd
Mr. R. Vandall

ABSENT: Mr. L. Parrish
Mr. C. Adams

Mr. Wood called the meeting to order.

IN RE: APPROVAL OF AGENDA

On motion of Mr. Vandall and with the following vote, the Board of Supervisors approved the agenda.

AYE: Mr. V. Wood, Mr. D. Kidd and Mr. R. Vandall

NAY: None

ABSENT: Mr. L. Parrish and Mr. C. Adams

IN RE: MAINTENANCE REQUEST

Bill Cash, Maintenance Director, met with the Board and presented a request that the Board appropriate \$8,000 from the bond proceeds for the purchase of a used tractor from Outback Motorsports.

Mr. Cash answered specific questions about the tractor's condition and its suitability for the use needed. Safety concerns were also discussed and the need for operator training.

On motion of Mr. Kidd and with the following vote, the Board of Supervisors approved the purchase of the tractor and the appropriation \$8,000 as requested from the deferred maintenance bond proceeds.

AYE: Mr. V. Wood, Mr. D. Kidd and Mr. R. Vandall

NAY: None

ABSENT: Mr. L. Parrish and Mr. C. Adams

IN RE: SPACE NEEDS

The County Administrator presented a chart including all options being considered by the County's Space Needs Study. Each option was reviewed and discussed including a newly introduced option that involves purchase of the "old Amherst Motors property".

IN RE: CLOSED SESSION

Mr. Vandall moved to go to closed session to discuss matters under the Virginia Code section (3) discussion relating to the acquisition or disposition of real property and (7) consultation and briefings by legal counsel, consultants, or staff members pertaining to actual or probable litigation or other legal matters.

§2.2-3711.A.3 – Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

§2.2-3711.A.7 – Briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and, consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

This was seconded by Mr. Kidd and approved with the following vote:

AYE: Mr. V. Wood, Mr. D. Kidd and Mr. R. Vandall

NAY: None

ABSENT: Mr. L. Parrish and Mr. C. Adams

Mr. Wood moved to come out of closed session, seconded by Mr. Vandall and approved with the following vote:

AYE: Mr. V. Wood, Mr. D. Kidd, and Mr. R. Vandall

NAY: None

ABSENT: Mr. L. Parrish and Mr. C. Adams

Mr. Wood moved the closed session resolution and was approved with the following roll call vote:

Mr. V. Wood	AYE
Mr. L. Parrish	ABSENT
Mr. D. Kidd	AYE
Mr. C. Adams	ABSENT
Mr. R. Vandall	AYE

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Amherst County Board of Supervisors has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Amherst County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Amherst County Board of Supervisors 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 session were heard, discussed or considered by the Amherst County Board of Supervisors.

Any member who believes that there was a departure from the requirements of clauses (i) and (ii) shall state the substance of the departure that, in his judgment, has taken place. (If any member cites a departure, his statement shall be recorded in the minutes.)

IN RE: ADJOURN

On motion of Mr. Vandall, seconded by Mr. Kidd and with the following vote, the Board of Supervisors adjourned until 4:00 p.m., Tuesday, September 16, 2008 at Monelison Middle School.

AYE: Mr. V. Wood, Mr. D. Kidd and Mr. R. Vandall

NAY: None

ABSENT: Mr. L. Parrish and Mr. C. Adams

Vernon L. Wood, Chairman
Amherst County Board of Supervisors

Rodney E. Taylor, County Administrator