

BOARD OF  
SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHA  
North District



CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**AGENDA**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**JANUARY 28, 2026**  
**THE CONTINUED MEETING CONVENES AT 5:00 P.M. IN THE**  
**THOMAS D. HARVEY MEETING ROOM AT THE COURTHOUSE IN LOVINGSTON**  
**(The meeting is a continued session from 01/13/26)**

- I. CALL TO ORDER**
- II. CONFIRMATION AND END OF LOCAL EMERGENCY DECLARATION (R2026-04)**
- III. OTHER BUSINESS (AS PRESENTED)**
- IV. ADJOURNMENT**

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**RESOLUTION R2026-04  
NELSON COUNTY, VIRGINIA BOARD OF SUPERVISORS  
DECLARING A LOCAL EMERGENCY TO EXIST IN  
NELSON COUNTY, VIRGINIA**

**PREAMBLE**

Pursuant to the provisions of §44-146.21 of the Code of Virginia, Nelson County's Director of Emergency Services declared on January 25, 2026, the existence of a local emergency due to the extremely hazardous winter weather conditions that were impacting Nelson County and the inability of the Board of Supervisors, due to the extreme weather conditions, to convene in public session to formally declare the local emergency. Subsequent to the emergency declaration on January 25, 2026 and pursuant to §44-146.21 of the Code of Virginia and Nelson County Code Article III, Section 2-74, the Board of Supervisors has convened in a continued meeting to formally declare the local emergency and, to take similar action to end the declared emergency, as set forth hereinafter, as follows:

**AT A CONTINUED MEETING OF THE BOARD OF SUPERVISORS OF NELSON COUNTY,  
VIRGINIA, HELD AT THE NELSON COUNTY COURTHOUSE IN LOVINGSTON, VIRGINIA, ON  
JANUARY 28, 2026 AT 5:00 P.M...**

**RESOLUTION R2026-04 DECLARING A LOCAL EMERGENCY TO EXIST IN NELSON COUNTY,  
VIRGINIA**

**WHEREAS**, the Board of Supervisors of Nelson County, Virginia, does hereby find as follows:

1. That due to the occurrence on January 25, 2026 of extreme and severe winter weather conditions, Nelson County is facing a condition of extreme peril to the lives, safety and property of the residents of Nelson County;
2. That as a result of this extreme peril, the proclamation of the existence of an emergency is necessary to permit the full powers of government to deal effectively with this condition of peril.

**NOW, THEREFORE, BE IT HEREBY PROCLAIMED** by the Board of Supervisors of Nelson County, Virginia, that a local emergency now exists throughout Nelson County; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of this emergency the powers, functions, and duties of the Director of Emergency Services and the Emergency Services organization and functions of Nelson County shall be those prescribed by the Laws of the Commonwealth of Virginia and the Ordinances, Resolutions, and approved plans of Nelson County in order to mitigate the effects of said emergency.

**AND, IT IS LASTLY PROCLAIMED** by said Board of Supervisors, meeting in public session this 28<sup>th</sup> day of January, 2026 to formally declare a local emergency that began on January 25, 2026, that this Board now acts in accordance with §44-146.21 of the Code of Virginia and Nelson County Code Article III, Section 2-74 to formally establish that the herein declared emergency has now ended.

Approved: January 28, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

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## **DECLARATION OF LOCAL EMERGENCY**

On this **25<sup>th</sup> day of January, 2026** and pursuant to §44-146.21 of the Code of Virginia, The Nelson County Director of Emergency Services subject to confirmation by the Board of Supervisors, does hereby issue this Declaration of Local Emergency due to the following related to Winter Storm Fern:

1. The County of Nelson is facing dangerous weather conditions; and
2. A local emergency is imminent and/or exists throughout Nelson County; and
3. A condition of extreme peril to life and property necessitates the declaration of a local emergency; and
4. The Governor of Virginia has also declared a State of Emergency throughout the Commonwealth

During the existence of said emergency, the powers, functions, and duties of the Director of Emergency Services or their designee shall be those prescribed by State Law and the Ordinances, Resolutions, and approved plans of Nelson County in order to mitigate the effects of said emergency.

Pursuant to §44-146.21 of the Code of Virginia and Nelson County Code Article III, Section 2-74, this Declaration is subject to confirmation by the governing body at its next regularly scheduled meeting or at a special meeting with five days of the declaration, whichever occurs first. The governing body, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.

The Nelson County Director of Emergency Services or their designee shall notify the Virginia Department of Emergency Management (VDEM) that all local resources have been committed in the disaster and that assistance may be requested from the state.