

**BOARD OF SUPERVISORS MEETING
MONDAY, MARCH 21, 2022
6:00 P.M.**

The Appomattox County Board of Supervisors held its scheduled meeting on Monday, March 21, 2022 at 6:00 p.m. in the Board of Supervisors meeting room located at 171 Price Lane, Appomattox, Virginia.

Appomattox County Board of Supervisors

Present:

Samuel E. Carter	Courthouse District
William H. Hogan	Appomattox River District
John F. Hinkle	Falling River District
Trevor L. Hipps	Wreck Island District

Remotely via telephone from 2049 Avinity Loop, Charlottesville, Virginia

Alfred L. Jones, III	Piney Mountain District
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Also, Present:

Susan M. Adams, County Administrator
Tom Lacheney, County Attorney
Johnnie Roark, Community Development Director
Wanda McCormick, Administrative Assistant/Accounts Payable Clerk
Kayla Marshall, Finance Officer Administrator
Ace Bailey, IT Manager

CALL TO ORDER – Chairman Carter called the meeting to order at 6:00 p.m.

Pledge of Allegiance

Invocation – Mr. Hinkle

SETTING OF AGENDA

Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all other members present, voting yes to approve the Agenda, as presented.

WORK SESSION

Mrs. Susan Adams, County Administrator presented the Board with updates to the proposed FY 2023 budget and discussed rate deduction options for 2022 personal property taxes.

Motion made by Mr. Hipps, seconded with Mr. Hogan to approve the reduction of the 2022 personal property tax rate, effective January 1, 2022 from \$3.35 to \$3.00 per \$100 for the vehicles class to include Class 1 Ton, Class 2 Ton, and Class Road Tractors. Chairman Carter

called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

APPEARANCES

Mr. Robert Brown, VDOT Appomattox Residency Administrator appeared before the Board and presented a Rural Rustic Resolution and requested consideration to approve Route 721, Stone Ridge Road to be paved in accordance with the VDOT Rural Rustic standards.

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the hard surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Appomattox County, Virginia desires to consider whether Route 721, Stone Ridge Road, From: Route 605 To: Dead End, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the Residency Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Residency Administrator.

Motion made by Mr. Hipps, seconded by Mr. Hinkle and carried with all other members present and remotely via telephone, voting yes to approve the Rural Rustic Resolution for Route 721, Stone Ridge Road.

Mr. David Rowe with Bankers Insurance appeared before the Board and discussed the 5.2% increase in the cost of the County's health insurance plan with Local Choice.

Motion made by Mr. Hinkle, seconded by Mr. Hogan to continue the County's health insurance plan with Local Choice. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

Mr. John Spencer, Purchasing Agent for Appomattox County appeared before the Board to discuss the Courthouse facility assessment proposal from Architectural Partners.

Motion made by Mr. Hinkle, seconded by Mr. Hogan to approve the proposed services and fees to perform the Courthouse facility assessment and analysis by Architectural Partners. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

PUBLIC HEARING (7:00 PM)

Public Hearing-Amendment to Chapter 3.7-12, Exemptions for Elderly and Disabled Persons

At 7:03 p.m. after due notice was given, Chairman Carter called the Public Hearing to order to hear public comments on the proposed amendment to the Appomattox County Code Chapter 3-Administration Article 7-Taxation and Fees, Division 5-Exemption for Elderly and Disabled Persons. After receiving no comments, the Public Hearing was closed at 7:04 p.m.

ORDINANCE PROVIDING FOR THE AMENDMENT TO CHAPTER 3.7-12, EXEMPTIONS FOR ELDERLY AND DISABLED PERSONS

WHEREAS, pursuant to Va. Code §58.1-3506.3, as amended, the Appomattox County Board of Supervisors deems those elderly persons or permanently and totally disabled persons who fall within the provisions of this article to be bearing an extraordinary tax burden on the real estate defined within this chapter in relation to their income and net worth; and

WHEREAS, at its meeting on February 22, 2022 the Board of Supervisors heard from the Commissioner of Revenue regarding the income threshold and net worth limits; and

WHEREAS, the Board of Supervisors did vote to hold a public hearing at its March 21, 2022 meeting to receive comments on amending the income threshold as presented by the Commissioner of Revenue; and

WHEREAS, it was determined that the income threshold should be increased from \$20,000 to \$35,000 as a way to assist more elderly and disabled persons in qualifying for tax relief, and;

WHEREAS, the Board of Supervisors advertised this Ordinance to be heard at its March 21, 2022 regular meeting.

NOW, THEREFORE, BE IT ORDAINED that the Appomattox County Board of Supervisors hereby approves amending the Appomattox County Code, Section 3.7-12, Exemption for certain real estate, subsection (A) 1, combined income, increasing from \$20,000 to \$35,000.

Motion made by Mr. Hinkle, seconded by Mr. Hipps to adopt the Ordinance providing for the amendment to Chapter 3.7-12, Exemptions for Elderly and Disabled Persons for certain real estate, subsection (A) 1, combined income, increasing from \$20,000 to \$35,000.

Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

Motion amended by Mr. Hinkle, seconded by Mr. Hipps for above Ordinance to be effective January 1, 2022. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

Public Hearing-Employee Bonus

At 7:07 p.m. after due notice was given, Chairman Carter called the Public Hearing to order to hear public comments on the proposed ordinance regarding \$1,000 bonuses, to include all county employees in the IRS definition. Mr. Les Fleet, Commonwealth's Attorney who resides at 383 Sunset Ridge Drive, Appomattox, Virginia and Mrs. Janet Hix, Circuit Court Clerk who resides at 6344 Hollywood Road, Appomattox, Virginia addressed the Board concerning bonuses for their departments. After receiving no further comments, the Public Hearing was closed at 7:27 p.m.

ORDINANCE PROVIDING FOR THE PAYMENT OF BONUSES TO CERTAIN COUNTY EMPLOYEES

WHEREAS, pursuant to Va. Code §15.2-1508 the County is authorized to pay bonuses to County employees; and

WHEREAS, at its meeting on February 22, 2022 the Board of Supervisors did vote to extend bonuses to County employees who are under the direction of the Board of Supervisors or constitutional offices engaged through a Memorandum of Understanding.

WHEREAS, it was determined that a bonus of \$1000.00 would be paid to full-time employees, \$500.00 would be paid to part-time workers working greater than 60 hours per month, and \$250.00 would be paid to part-time workers working less than 60 hours per month and;

WHEREAS, after receiving a request from the Departments who do not operate under the direction of the Board of Supervisors and the County Handbook, consideration was granted to extend the \$1000.00 bonus to full-time employees under the County's IRS definition.

WHEREAS, the Board of Supervisors advertised this Ordinance that includes the referenced departments to be heard at its March 21, 2022 regular meeting.

NOW, THEREFORE, BE IT ORDAINED that the Appomattox County Board of Supervisors hereby approves the above referenced bonuses to be paid to the employees in the Commonwealth's Attorney Office, Circuit Court Clerk's office and the Department of Social Services.

Motion made by Mr. Hipps, seconded by Mr. Hinkle to adopt the Ordinance providing bonuses to the Commonwealth's Attorney Office, the Circuit Court Clerk's Office and the Department of Social Services. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-no; Mr. Jones-yes (remotely via telephone); Mr. Carter-no.

Motion made by Mr. Hipps, seconded by Mr. Hinkle to appropriate the sufficient amount of funds to provide bonuses to the Commonwealth's Attorney Office, the Circuit Court Clerk's Office and the Department of Social Services. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-no; Mr. Jones-yes (remotely via telephone); Mr. Carter-no.

ACTION ITEMS

School Appropriation Request

The Appomattox County Public Schools requested funds in the amount of \$286,408.84 to be reimbursed for non-CARES expenditures paid that were not part of the HVAC project at the High School.

Motion made by Mr. Hinkle, seconded by Mr. Hogan to approve the reimbursement to the School in the amount of \$286,408.84, and approving the transfer of these funds from the SNAP School Construction Fund to be supplemented into 8103-8003 School Renovation Project. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

School Appropriation Request

The Appomattox County Public Schools requested an appropriation of Federal and State grant funds in the amount of \$862,894.62.

Motion made by Mr. Hinkle, seconded by Mr. Hogan to approve the appropriation of Federal and State grant funds in the amount of \$862,894.62. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

COMMITTEE APPOINTMENTS

Courtland Park Board of Directors Appointment

The Courtland Festival Park Board of Directors submitted a recommendation to the Board to appoint Ms. Kia Scott to the Courtland Festival Park Board of Directors.

Motion made by Mr. Carter, seconded by Mr. Hinkle and carried with all other members present and remotely via telephone, voting yes to appoint Ms. Kia Scott to the Courtland Festival Park Board of Directors.

CONSENT AGENDA

Invoices Submitted for Payment

Please review the attached invoices and approve for payment:

March 3, 2022

\$35,004.80

March 17, 2022 - ACHS Renovation	\$546,608.85
March 18, 2022 - CSA	\$154,311.75
March 21, 2022	\$481,598.36
TOTAL:	\$1,217,524.36

STAFF RECOMMENDATION: Please review and consider approval of the attached invoices for payment.

Minutes

Please review the following DRAFT minutes for approval:

February 9, 2022 BOS Work Session Meeting Minutes

February 15, 2022 BOS Work Session Meeting Minutes

February 22, 2022 BOS Regular Scheduled Meeting Minutes

Economic Development Incentive Payment

Please supplement by consent and appropriate the following:

8105-6007 Special Projects **\$80,364.34**

RE: Incentive Grant agreement with CVEC & Central Virginia Services, Inc. for broadband expansion project.

STAFF RECOMMENDATION: No new local funds are required. Note: On March 8, 2018, the Board entered into a 5-year agreement with CVEC to provide a real estate incentive grant on the newly constructed infrastructure, providing expanded broadband services.

Commissioner of the Revenue Refund Request

Mrs. Sara Henderson, Commissioner of the Revenue is requesting the following to be paid from line item **1209-5803 Refunds**.

1) Refund Rachel Leigh Hoyle \$88.56 and a separate check to Rachel Leigh Hoyle & Nicole Ann Petty (co-owner of vehicle) \$112.87. They are residents of Albemarle County.

2) Refund Mark E. & Jennifer Letterman \$258.64. Mr. Letterman qualifies for the Veteran's Exemption on Real Estate from 9/15/21 to 12/31/21.

STAFF RECOMMENDATION: Consider the above refund and supplement \$460.07 to 1209-5803 Refunds. No new local funds are required.

Courthouse Security Fund

Please transfer by consent **\$24,153.31** from the Courthouse Security Fund and supplement to **3102-1006** Courthouse Security Position.

STAFF RECOMMENDATION: No new local funds are required.

County SNAP Fund

Please transfer by consent **\$546,608.85** from the County SNAP Fund (High School Renovation Bonds) to the General Fund and appropriate to the following:

8103-8003 ACHS Renovation 2022 **\$546,608.85**

RE: Invoices paid to Jamerson-Lewis Construction Company for the ACHS Renovation (\$533,485.30); Invoices paid to Boxley (\$13,123.55)

STAFF RECOMMENDATION: Approve recommendation. The fund was established from the County's \$10,000,000 debt service for the High School Renovation project.

Animal Control - Shelter

Please supplement by consent and appropriate the following:

3501-5804	Donations	\$1,408.19
3501-5413	Spay/Neuter Program	\$1,289.09
TOTAL:		\$2,697.28

STAFF RECOMMENDATION: No new local funds are required.

Waterline Expenses

Please supplement by consent and appropriate the following:

082-1800-3004	Repairs/Maintenance	\$19,100.00
082-1800-5101	Electrical Services	\$1,082.31
082-1800-5203	Telecommunications	\$111.12
TOTAL:		\$20,293.43

RE: Reimbursement from the Town of Appomattox for waterline expenses.

STAFF RECOMMENDATION: No new local funds are required.

Department of Social Services

Please supplement by consent and appropriate the following:

5301-2002	VRS	\$13,265.49
5301-2006	Group Life	\$975.66
5301-2002	ICMA-RC	\$1,516.97
TOTAL:		\$15,758.12

RE: Reimbursement from DSS for February, 2022 payroll deductions.

Children's Services Act (CSA)

Please supplement by consent and appropriate the following:

5310-3001	Professional Services	62.00
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RE: Reimbursement from Virginia Home for Boys and Girls for overpayment of services.

STAFF RECOMMENDATION: No new local funds are required.

Sheriff's Department

Please supplement by consent and appropriate the following:

3102-1002	Overtime	\$2,343.14
3102-5401	Office Supplies	\$4.00
3102-5408	Vehicle Equip/Gasoline Supplies	\$50.00
TOTAL:		\$2,397.14

RE: Reimbursement from the School Board for security performed by deputies at High School sporting events (\$2,343.14); Reimbursement from Liberty University for incinerator usage (\$50.00); Reimbursement from Robin Skates for FOIA materials (\$4.00).

Treasurer's Office

Please supplement by consent and appropriate the following:

1213-5808 DMV Stops	\$2,400.00
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RE: DMV stops performed by the Treasurer's Office.

STAFF RECOMMENDATION: No new local funds are required.

J. Robert Jamerson Memorial Library

Please supplement by consent and appropriate the following:

7301-5411 Books	\$137.44
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7301-5401 Office Supplies	\$446.25
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7301-4001 Software/Support	\$1,500.00
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7301-7001 Equipment	\$52.84
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TOTAL:	\$2,136.53
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RE: Funds received from an ARPA sub-grant through the Library of Virginia (\$1,552.84)

STAFF RECOMMENDATION: No new local funds are required.

Motion made by Mr. Hinkle, seconded by Mr. Hipps to approve the Consent Agenda, as presented. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

REPORTS AND INFORMATIONAL ITEMS

VDOT - Annual Public Hearing for Six-Year Plan

Appomattox County Chamber of Commerce

School Financial Report

Robert E. Lee Soil & Water Conservation District Board of Directors Meeting Minutes

SUPERVISOR CONCERNS

Mr. Hinkle commented about the Chamber of Commerce's letter regarding a one government. He doesn't think we are ready for this yet.

Mr. Carter apologized for making an incorrect statement about Mr. Garrett running for Town Manager.

CLOSED SESSION

Mr. Lacheney, County Attorney read the following Resolution to authorize a Closed Meeting:

WHEREAS, the Board of Supervisors of Appomattox County desires to discuss in Closed Meeting the following matter(s):

Discussion, consideration, or interviews of prospective candidates for employment;

assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body specifically the Sheriff's Office.

- Consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body concerning Region 2000 suit.

WHEREAS, pursuant to: §2.2-3711(A)(1) and (A)(7) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Appomattox County does hereby authorize discussion of the aforestated matters in Closed Meeting.

Motion made by Mr. Hogan, seconded by Mr. Hinkle and carried with all other members present and remotely via telephone, voting yes to enter into closed session at 7:46 p.m.

Mrs. Wanda McCormick read the following closed session certification at 8:25 p.m.:
To the best of your knowledge, were the only matters discussed in the closed meeting public business matters lawfully exempted from open meeting requirements, and that 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 closed meeting. Mrs. McCormick called for a roll call vote: Mr. Hipps-yes; Mr. Carter-yes; Mr. Hogan-yes, Mr. Hinkle-yes; Mr. Jones-yes (remotely via telephone)

Motion made by Mr. Hogan, seconded by Mr. Hinkle to appropriate \$25,000.00 to the Sheriff's part-time salary line 3102-1003. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Jones-yes (remotely via telephone); Mr. Carter-yes.

ADJOURNMENT

Motion made by Mr. Hinkle, seconded by Mr. Carter and carried with all other members present and remotely via telephone, voting yes to adjourn the meeting at 8:26 p.m.

Samuel E. Carter, Chairman