

**BOARD OF SUPERVISORS
WORK SESSION & REGULAR MEETING
MONDAY, SEPTEMBER 19, 2022
6:00 P.M.**

The Appomattox County Board of Supervisors held its work session and regular meeting on Monday, September 19, 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
Alfred L. Jones, III	Piney Mountain District

Also, Present:

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

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

Pledge of Allegiance

Invocation – Mr. Hogan

SETTING OF AGENDA

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

ITEMS FOR DISCUSSION

Sheriff Donald Simpson appeared before the Board and discussed the County's need for an inmate receiving facility at the Appomattox County Jail. Deputies are being tied up holding inmates until the Amherst Detention Center is ready for them, as well as, ties up deputy transporting to Amherst and back.

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):

- 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 landfill lawsuits.
- Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel concerning Transfer Station.

WHEREAS, pursuant to: §2.2-3711 (A)(7) and (A)(8) 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 aforesated matters in Closed Meeting.

Motion made by Mr. Hipps, seconded by Mr. Hinkle and carried with all other members present, voting yes to enter into closed session at 6:13 p.m.

Mrs. Wanda McCormick read the following closed session certification at 6:30 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-absent.

NOTE: Mr. Alfred L. Jones, Piney Mountain District Supervisor left the Work Session after the Closed Session due to a scheduling conflict.

Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all other members present (Mr. Jones-absent), voting yes to resume regular scheduled meeting.

CITIZEN PUBLIC COMMENT PERIOD

Mrs. Eleanor Johnson who resides at 125 Hawk Lane in Pamplin, Virginia appeared before the Board and spoke in opposition of the Special Event Permit application "Croptober."

Mr. Scott Hargus who resides at 422 Hawk Lane in Pamplin, Virginia appeared before the Board and spoke in opposition of the Special Event Permit application "Croptober."

ACTION ITEM

Special Event Permit Application Request – Croptober

Ms. Amy Ward, event organizer appeared before the Board and discussed her upcoming event and her compliance with the state laws involving Hemp, Cannabis and CBD.

Motion made by Mr. Hogan, seconded by Mr. Carter to deny approval of the Special Event Permit Application for the Croptober event. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Carter-yes; Mr. Jones-absent.

APPEARANCES

Mr. Watkins Abbitt, Mr. Bill Jamerson and Mr. Winfred Nash appeared before the Board and requested additional funding for The American Civil War Museum to help expand their programs. Motion made by Mr. Carter, seconded by Mr. Hogan to fund The American Civil War Museum \$15,000 for the next 5 years. Chairman Carter called for a roll call vote: Mr. Hinkle-abstain; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Carter-yes; Mr. Jones-absent.

Mr. Brad Burdette, Director of the Appomattox Department of Social Services appeared before the Board and discussed his department's progress and challenges related to the programs that are being administered.

PUBLIC HEARINGS (7:00 P.M.)

Public Hearing – Appomattox Volunteer Fire Department – Fire Training Facility Lease Agreement

At 7:32 p.m. after due notice was given, Chairman Carter called the Public Hearing to order to hear public comments on the Appomattox Volunteer Fire Department's training facility lease agreement. After receiving no comments, Chairman Carter read letters of support for the fire training facility from Sergeant John A. Williamson and Major Robby Richardson. The Public Hearing was closed at 7:34 p.m. Motion made by Mr. Hinkle, seconded Mr. Hogan and carried with all other members present (Mr. Jones-absent), voting yes to approve the Fire Training Facility Lease Agreement with the Appomattox Volunteer Fire Department.

APPEARANCES

Ms. Ora McCoy, President of the Carver-Price Legacy Museum Executive Board appeared before the Board and requested the Board's consideration to "re-new and modify the current lease with a 'lifetime' auto-renewal, at the option of the tenant, provided that the tenant continues its non-profit status and objectives for the space occupied by Carver-Price Legacy Museum." Additionally, the Carver-Price Legacy Museum would like to be granted the first right of refusal to purchase the leased property, if the property should ever be up for public auction. No action was taken by the Board on this matter.

Mrs. Janet Hix, Circuit Court Clerk appeared before the Board and discussed the General Assembly approved legislation that provides an increase of \$1,250, effective August 1, 2022 to increase the salaries of all Circuit Court Clerks and their Compensation Board funded staff positions. Motion made by Mr. Hogan, seconded by Mr. Hinkle to approve and appropriate \$5,000 to the Circuit Court Clerk's salary line 2106-1001. Chairman Carter called for a roll call vote: Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes; Mr. Carter-yes; Mr. Jones-absent.

ACTION ITEMS

Special Event Permit Application Request – Chippy Hippie Vintage Market

Mrs. Monica Evans, event organizer appeared before the Board and responded to questions that the Board had concerning her special event permit application. Motion made by Mr. Hinkle, seconded by Mr. Hipps and carried with all other members present (Mr. Jones-

absent), voting yes to approve the special event permit application request for the Chippy Hippie Vintage Market.

Schedule Public Hearing-RZ220634 – Douglas J. Faulkner, Jr.

Motion made by Mr. Hipps, seconded by Mr. Hinkle and carried with all other members present (Mr. Jones-absent), voting yes to authorize staff to schedule and advertise a Public Hearing for Monday, October 17, 2022 at 7:00 p.m. to receive public comments on the rezoning of 1.05 acres near the intersection of Hundley Springs Rd. and Double Bridges Rd. from R-1 to A-1.

Schedule Public Hearing – Zoning Ordinance Amendments

Motion made by Mr. Hinkle, seconded by Mr. Hipps and carried with all other members present (Mr. Jones-absent), voting yes to authorize staff to schedule and advertise a Public Hearing for Monday, October 17, 2022 at 7:00 p.m. to receive public comments on the zoning ordinance amendments.

Schedule Public Hearing – Comprehensive Plan Text Amendment – Renewable Energy Policy

Motion made by Mr. Hipps, seconded by Mr. Hinkle and carried with all other members present (Mr. Jones-absent), voting yes to authorize staff to schedule and advertise a Public Hearing for Monday, October 17, 2022 at 7:00 p.m. to receive public comments on the Comprehensive Plan text amendment concerning the renewable energy policy.

CONSENT AGENDA

Invoices Submitted for Payment

Please review the attached invoices and approve for payment:

September 14, 2022 - Post Year FY 2022	\$7,025.00
September 15, 2022 - CSA - Post Year FY 2022	\$3,075.00
TOTAL - POST YEAR FY 2022	\$10,100.00
September 2, 2022	\$70,750.29
September 12, 2022 - School Renovation Project	\$653,457.94
September 16, 2022 - CSA	\$175,991.77
September 19, 2022	\$241,774.24
TOTAL - FY 2023	\$1,141,974.24

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

Minutes

Please review the following DRAFT minutes for approval:
August 15, 2022 Work Session & Regular Scheduled Meeting

Carry Forward Funds Request to FY 2023 Budget

Please re-appropriate the following carry forward funds from the FY 2022 operating budget to the FY 2023 operating budget:

DARE

3106-5401 Office Supplies \$4,240.47

ANIMAL CONTROL

3501-5804 Donations Only \$1,663.24

RE: A correction to the July 2022 carry forward fund balances submitted for these department lines.

STAFF RECOMMENDATION: No new local funds are required.

Building Official Refund Request

Attached for the Board's consideration is a letter from Mr. Lonny Hamlett, Building Official requesting that Wooldridge Heating & Air, Inc. be refunded for Permit #220606 due to the homeowner's decision not to install a home generator. The cost of the permit was \$51.00. The minimum administrative fee to process the refund is \$30.00, therefore, the requested amount to be refunded is \$21.00.

STAFF RECOMMENDATION: Consider the refund request for \$21.00 to Wooldridge Heating & Air. Transfer by consent from the General Fund and supplement \$21.00 to 1101-5804 Operating Reserve. No new local funds are required.

Commissioner of the Revenue Refund Requests

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

- 1) Refund CoreLogic **\$520.06** on behalf of Mark C. Grzegorewski for 1st half 2022 Real Estate taxes. He qualifies for the Veteran's exemption.
- 2) Refund Deborah S. Barksdale and Jonathan Trey Barksdale **\$84.24** for 2021 Personal Property taxes. Vehicle was moved to Lynchburg jurisdiction in 2020.
- 3) Refund Deborah S. Barksdale and Jonathan Trey Barksdale **\$65.74** for 1st half 2022 Personal Property taxes. Vehicle was moved to Lynchburg jurisdiction on May 28, 2021.
- 4) Refund Keith Mason Rigglesman, Jr. **\$47.62** for 1st half 2022 Personal Property taxes paid. He resides in Bedford County.

STAFF RECOMMENDATION: Consider the above refunds. Transfer by consent from the General Fund and supplement \$717.66 to 1209-5803. No new local funds are required.

County SNAP Fund

Please transfer by consent **\$653,457.94** from the **County SNAP Fund** (High School Renovation Bonds) to the General Fund and appropriate the following:

8103-8003 ACHS Renovation 2022 **\$653,457.94**

RE: Invoices paid to Boxley (\$25,063.80); Invoice paid to Capital Electric (\$720.00); Invoice paid to Jamerson-Lewis Construction (\$544,286.01); Invoices paid to Precision Doors & Hardware (\$83,388.13)

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

Animal Shelter Operations

Please supplement by consent and appropriate the following:

3501-5413	Spay/Neuter Program	\$921.67
3501-5804	Donations	\$125.00
TOTAL:		\$1,046.67

RE: Funds received through adoptions (\$696.67); Funds received from Appomattox General District Court for pay out restitution from Phyllis Cash Winfrey case (\$225.00); Donations received for Animal Shelter (\$125.00)

STAFF RECOMMENDATION: No new local funds are required.

Children's Services Act (CSA)

Please supplement by consent and appropriate the following to the FY 2022 operating budget:

5310-3001	Professional Services	\$5,343.64
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RE: Reimbursement from the Department of Social Services for professional services paid by CSA.

STAFF RECOMMENDATION: No new local funds are required.

Sheriff's Department

Please supplement by consent and appropriate the following:

3102-1003	Part-Time Salaries	\$299.84
3102-5401	Office Supplies	\$24.69
3102-5409	Police Supplies/Guns/Ammo	\$2,125.35
3102-5503	Travel (Susistance/Lodging)	\$1,483.91
3102-5408	Vehicle Equipment/Gas Supplies	\$155.00
TOTAL:		\$4,088.79

RE: Reimbursement from School Board for school security performed by part-time deputies (\$299.84); Reimbursement for FOIA supplies (\$24.69); Reimbursement from Atlantic Tactical for police supplies (\$2,125.35); Reimbursement from the Commonwealth of Virginia for lodging and susistance for deputies attending Intoxilizer Breath certification training (\$1,483.91); Reimbursement from Thomas E. Davidson for storage fee for a 1994 Chevrolet Cavalier (\$155.00).

STAFF RECOMMENDATION: No new local funds are required.

J. Robert Jamerson Memorial Library

Please supplement by consent and appropriate the following:

7301-5411	Books	\$129.19
7301-5401	Office Supplies	\$433.50
7301-5415	Summer Reading	\$17.00
TOTAL:		\$579.69

STAFF RECOMMENDATION: No new local funds are required. Collections from fines, books, etc.

Waterline Expenses

Please supplement by consent and appropriate the following:

082-1800-5101	Electrical Services	\$340.47
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082-1800-5203	Telecommunications	\$60.19
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TOTAL:		\$400.66
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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:

015-5301-2002	VRS	\$16,898.01
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015-5301-2006	Group Life	\$1,115.37
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015-5301-2002	ICMA-RC	\$1,612.66
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TOTAL:		\$19,626.04
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RE: Reimbursement from DSS for August, 2022 payroll deductions.

STAFF RECOMMENDATION: No new local funds are required.

Motion made by Mr. Hogan, 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. Carter-yes; Mr. Jones-absent.

ADMINISTRATOR'S REPORT

- County Department Reports

REPORTS AND INFORMATIONAL ITEMS

- School Financial Report

SUPERVISOR CONCERNS

Mr. Hogan expressed concerns about the need for an advance warning sign at the end of Confederate Blvd on the exit ramp due to the paving operation.

Mr. Carter congratulated the Town of Appomattox for cutting the grass and trimming the rubbish back between the two shopping centers.

ADJOURNMENT

Motion made by Mr. Hinkle, seconded by Mr. Carter and carried with all other members present, voting yes to adjourn at 8:08 p.m.

Samuel E. Carter, Chairman