



BOOK 37
Pages 530-538



**AMHERST COUNTY
BOARD OF SUPERVISORS**

Board of Supervisors

Jennifer R. Moore, Chair
District 5
David W. Pugh, Jr., Vice-Chair
District 4
Tom Martin, Supervisor
District 1
L. J. Ayers III, Supervisor
District 3
Claudia D. Tucker, Supervisor
District 2

MINUTES

November 16, 2021
Administration Building - 153 Washington
Street - Public Meeting Room
Amherst, Virginia 24521
Meeting Convened - 7:00 PM

County Administrator
Dean C. Rodgers

County Attorney
Mark Popovich

I. Call to Order

At a regular meeting of the Amherst County Board of Supervisors held on November 16, 2021 at 7:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

Jennifer R. Moore, Chair
David W. Pugh, Jr., Vice-Chair
L. J. Ayers III, Supervisor
Claudia D. Tucker, Supervisor

ABSENT: Tom Martin, Supervisor

STAFF:

Dean C. Rodgers, County Administrator
David R. Proffitt, Deputy County Administrator
Mark Popovich, County Attorney
Regina M. Rice, Clerk

Chair Moore called the meeting to order at 7:03p.m.

NOTE: All Board of Supervisors' meetings are now being streamed live on Facebook and on YouTube.

II. Approval of Agenda

Chair Moore amended the agenda for November 16, 2021 by striking V. Call to Order – ACSA, and under VI. Public Hearing, Item A. Ordinance 2021-0012, 2022 ACSA Water/Sewer Rate Adjustments and Item B. ACSA Recommendation and Adjournment.

AYE: Ms. Moore, Mr. Pugh, Mr. Ayers and Mrs. Tucker

NAY: None

ABSENT: Mr. Martin

III. Invocation and Pledge of Allegiance

County Administrator Rodgers led the Invocation and Pledge of Allegiance.

IV. Citizen Comment

Chair Moore opened the Citizen Comment Session.

Ms. Dawn Justice of Amherst, Virginia, addressed the Board and commented on the November 2nd vote against pari-mutuel wagering coming to the county. She heard there may be a revote and hoped that was not correct. Ms. Justice said she believed a First Amendment sanctuary would benefit the county because, as a local community, "we have to strengthen our borders and local ordinances to support individual freedom".

Ms. Grace Lynn Justice of Amherst, Virginia addressed the Board regarding pari-mutuel gambling. As a former resident of Oregon, she said that gambling was legal and saw many other things come such as bars, strip joints and increased drug use, which caused her family to be very fearful. She said gambling hurts the community and asked the Board not to bring this back for a revote.

Chair Moore advised that there would not be a revote and the referendum could not be legally brought back for at least three years.

Ms. Tobey Thurston of Amherst, Virginia, addressed the Board regarding the post-election debate about Rosie's. She explained how she got involved with a petition that addressed the concerns of County citizens against Rosie's locating in Madison Heights. Ms. Thurston asked the Board to show leadership in bringing the county together in unity and dispel the hate and anger that has surfaced on this issue.

Ms. Patricia Emmert of Amherst, Virginia addressed the Board and explained that, as a teacher of theater, there was a great need for a larger stage and stadium at the High School. She said the auditorium is so small that many students cannot fit on the stage for theater productions. She said there is no wheelchair access to assist disabled folks, which is greatly needed.

Ms. Kelsie Saunders of Monroe, Virginia addressed the Board and said the number one issue is a need for more space at Amherst County High School.

Chair Moore closed the Citizen Comment session.

V. Call to Order- ACSA

Item stricken from the Agenda.

VI. Public Hearings

- A. Ordinance 2021-0012, 2022 ACSA Water/Sewer Rate
Adjustments

Item stricken from the Agenda.

- B. ACSA Recommendation and Adjournment

Item stricken from the Agenda.

- C. Ordinance 2021-0011, Prohibiting Activities on Public Roadways
and Medians.

County Attorney Popovich presented the proposed ordinance that addresses prohibiting certain activities on public roadways and medians, including panhandling in Amherst County.

Chair Moore opened the Public Hearing.

Proponents:None

Opponents:None

The Public Hearing was closed.

By motion of Supervisor Ayers and with the following vote, the Board adopted Ordinance 2021-0011.

AYE: Ms. Moore, Mr. Pugh, Mr. Ayers and Mrs. Tucker

NAY: None

ABSENT: Mr. Martin

VII. Special Presentation

A. Legacy Education Center

Mr. Randy Dunton, Executive Director of the Legacy Education Center, addressed the Board and presented information regarding the program that serves the community and focuses on life skills, academics and careers for youths.

Mr. Dunton asked the Board to consider providing a partnership with the Legacy Education Center.

Chair Moore asked the County Administrator to connect with Mr. Dunton regarding non-profits and the County's application process.

VIII. Consent Agenda

By motion of Supervisor Tucker and with the following vote, the Board approved the Consent Agenda for November 16, 2021.

AYE: Ms. Moore, Mr. Pugh, Mr. Ayers and Mrs. Tucker

NAY: None

ABSENT: Mr. Martin

A. Minutes - October 19, 2021

It was moved that the Board adopt the minutes for October 19, 2021.

B. Carryforward Appropriation - CSA

It was moved that the Board approve to carry forward funding from FY 2021 to FY 2022 for CSA operating expenses.

IX. Old Business

A. High School Renovation Update

Amherst County School Superintendent Dr. Rob Arnold provided the Board with an update to the auditorium project. He advised Crabtree, Rohrbaugh & Associates was hired to work on the master planning phase of the auditorium project. He said that two community meetings were held for public input and

several Facilities Committee meetings were held for the finalization of the project.

Dr. Arnold provided a slide presentation and explained Phase 1A and B that addressed the auditorium addition and kitchen renovations at Amherst County High School. He explained the cost of those two projects would total \$13,835,404. By using ACPS funds of \$8,000,000, Dr. Arnold said that additional funds of \$5,835,404 would be needed to complete the project. (See Attachment 1)

Board members discussed two possible options to pay for the school debt; a referendum for a proposed 1% consumption tax for school renovations and a special local government real estate tax imposed that would not exceed \$2.50 per \$100 value.

The Board directed the County Administrator to produce multiple revenue options to pay for the debt service for the high school renovation project.

X. New Business

A. Regulation of Internal Boards, Commissions, Councils & Committees

County Administrator Rodgers addressed the Board regarding a recent meeting where Mrs. Leslie Gamble expressed concerns about youth participation on the Planning Commission. Several of those concerns were how youth were selected, whether or not they voted, their length of service and the role the School Superintendent had in the selection process. He said he sent the Board an email outlining the regulations; however, he did not receive any feedback. He understood that the Planning Commission was reviewing their charter and would provide any revisions if needed.

Supervisor Tucker requested that this information be shared with Mrs. Gamble.

The Board directed the County Administrator to share the regulation with members of the Planning Commission.

B. Lynchburg Road Extension

County Administrator Rodgers explained that Lynchburg Road in the Town of Amherst runs from Depot Street and crosses private and county-owned property where the Visitors Center is located. He proposed that Lynchburg Road be extended to connect to Route 60 East, allowing access to Camp Trapezium located on Depot Street and those parcels located on both sides.

Mr. Rodgers advised the Town would contribute half of the cost of the

property survey, allowing the County to donate a 40 ft. easement to the Town. The Town would then donate an easement to VDOT to build the 400 ft. road extension. By doing this, it would create open access to Camp Trapezium on Depot Street and to those parcels on both sides of the road, as well as increasing traffic to the Visitors Center.

By motion of Supervisor Tucker and with the following vote, the Board directed staff to have the survey work for Lynchburg Road accomplished and that \$1,550 be drawn from the Board's Professional Services account to pay for it.

AYE: Ms. Moore, Mr. Pugh, Mr. Ayers and Mrs. Tucker

NAY: None

ABSENT: Mr. Martin

XI. County Administrator's Report

County Administrator Rodgers provided the Board information about the annual VACO conference he attended in November. He reported on the Central Virginia Training Center matter and said additional language was added by the Alliance to its local regional legislative agenda supporting the transition of this property.

Mr. Rodgers said everyone involved was working on a redevelopment plan but it was necessary to get our delegates involved and to secure funding for the demolition portions of the redevelopment.

XII. County Attorney's Report

A. OSHA Vaccine Mandate Update

County Attorney Mark Popovich presented the OSHA Vaccination Mandate Update that came out on November 5.

Mr. Popovich said the overall intent of the mandate is to oppose vaccination mandates throughout the United States requiring employers with over 100 employees to be 100% vaccinated or require COVID testing.

He said there is a lot of concern from the states and that lawsuits have been filed against this particular regulation. He advised the mandate has been stayed nationwide as of November 16 and we are in a "wait and see" mode.

In conclusion, Mr. Popovich said if the regulation is deemed to be lawful, he

and Mr. Rodgers would come up with a HR policy including input from the HR Director to comply as required, if and when this becomes a federally mandated regulation.

XIII. Liaison and Committee Reports

A. Parks, Recreation & Cultural Development Board- Tom Martin
Parks & Recreation Director Patrick Nalley presented an oral report on current activities:

Soccer season has now ended.

The basketball program has signed up over 200 kids.

Bingo started on December 3 for seniors and youth and adult programs.

The Halloween drive-thru was held on October 29.

Parks & Rec worked with the Library and provided games at the County Fair. A senior drive-thru was held today to pick up food instead of the regular senior social.

The Falls Farm event had approximately 6,000-7,000 in attendance. This attendance number was unexpected. However, Parks & Rec will be making plans next year to run this event more efficiently.

A grant was received for Seminole Park and will be moving forward along with plans to open a green space.

Recreation Specialist Randal Nixon was hired on October 1.

B. Agriculture Committee - Claudia Tucker

Supervisor Tucker remarked that the County Fair was great and thanked the Ag Committee, Eric Bowen and all of the volunteers.

She said an Ag Committee meeting would be held on November 29 at 6:00 p.m. to receive feedback and to discuss ideas for next year's fair.

C. Lynchburg Regional Business Alliance, Government Relations Committee, November 2, 2021

For information only.

D. Central Virginia Planning District Commission Meeting, November 3, 2021

For information only.

- E. Blue Ridge Regional Jail Board of Directors Meeting, November 4, 2021.

For information only.

XIV. Departmental Reports

A. Agriculture Committee-Annual Report

Chairman Jeff Floyd and Vice-Chairman Jay Phaup presented to the Board the Agricultural Committee's annual report. In closing, Chair Floyd thanked the Board for their support of the County Fair.

B. Quarterly Treasurer's Report

For information only.

XV. Citizen Comment

There was no public comment.

XVI. Matters from Members of the Board of Supervisors

Chair Moore had no matter to discuss.
Vice-Chair Pugh had no matter to discuss.
Supervisor Ayers had no matter to discuss.
Supervisor Tucker had no matter to discuss.

XVII Adjournment

By motion of Vice-Chair Pugh and with the following vote, the Board adjourned at 8:17 p.m.

AYE: Ms. Moore, Mr. Pugh, Mr. Ayers and Mrs. Tucker

NAY: None

ABSENT: Mr. Martin



Jennifer R. Moore, Chair
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk



ATTACHMENT 1

AMHERST COUNTY PUBLIC SCHOOLS

School Administration Office
153 Washington Street
Amherst, VA 24521.

Business Office
Mrs. Teresa Crouch

(434) 946-9340, Ext. 1-9546

tcrouch@amherst.k12.va.us

TO: Members of the Amherst County Board of Supervisors
Mr. Dean Rodgers, County Administrator

INFO: Dr. Rob Arnold, Superintendent

DATE: November 16, 2021

SUBJECT: Capital Improvement Project – Amherst County High School Auditorium

Mr. Josh Bower, Director of Architecture with Crabtree, Rohrbaugh & Associates Architects, was charged with developing and presenting the Master Design for the construction projects and renovations at Amherst County High School. He was also asked to prepare and present estimated cost for the projects.

Representatives of Amherst County Public Schools, Amherst County School Board, Amherst County Board of Supervisors, community members and stakeholders met to review the Master Design. Meetings were set up for public input on the following dates:

October 18th - Kickoff Meeting – Amherst County High School
November 3rd – Community Input Meeting – Amherst County High School
November 4th – Community Input Meeting – Monelison Middle School

Based on feedback from the meeting above, members of the Facilities Committee met to finalize the document.
November 9th – Facilities Committee Meeting

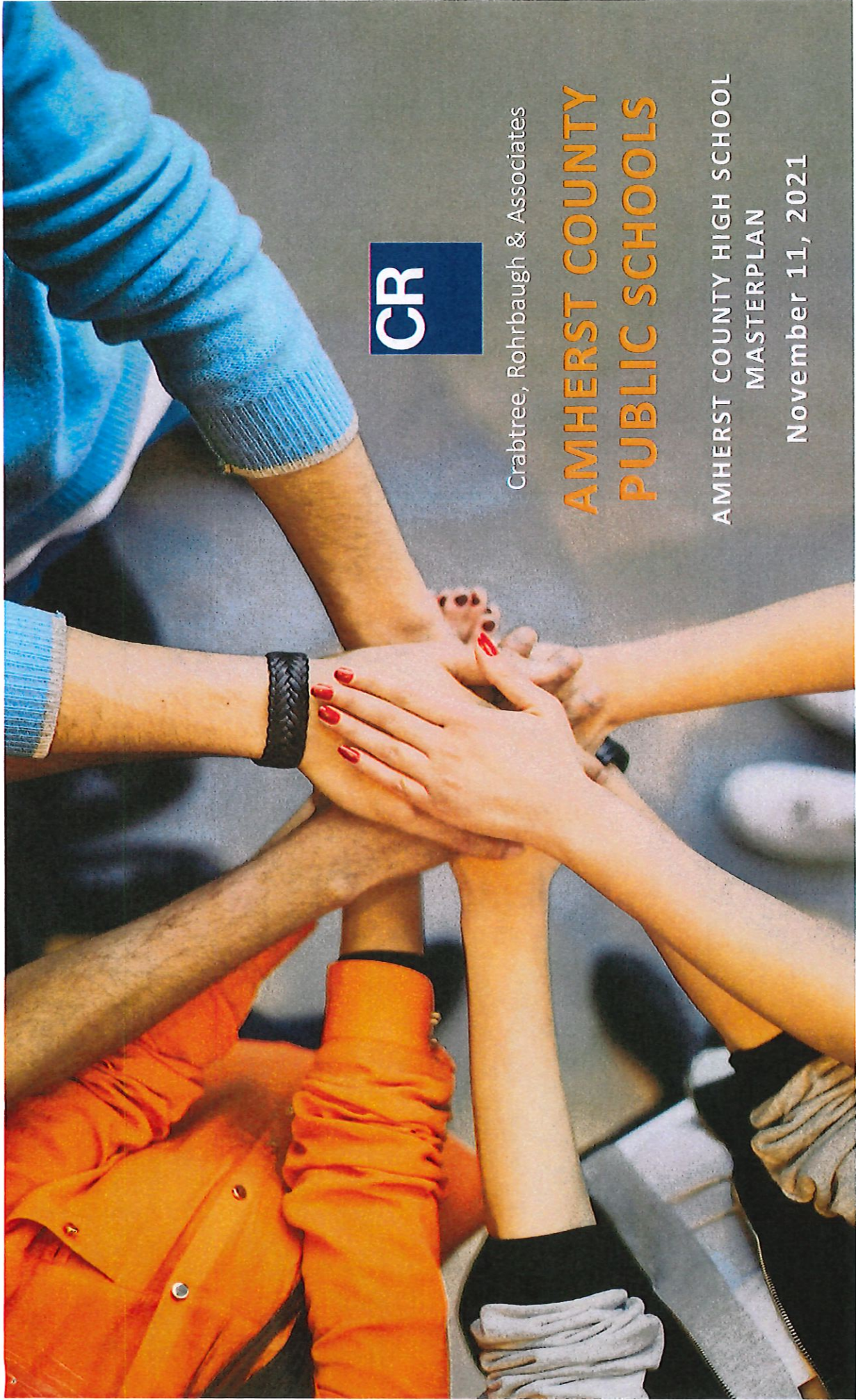
Mr. Josh Bower, presented information to the members of the Amherst County School Board.
November 11th – Regular School Board Meeting

The following information was presented to the members of the Amherst County School Board at the November 11, 2021, regular School Board meeting. Based on the projected cost, the members of the Amherst County School Board directed Dr. Arnold to present the following to the members of the Amherst County Board of Supervisors concerning the Auditorium addition and kitchen renovations at Amherst County High School.

Phase 1(A)	Auditorium	\$11,576,241
Phase 1(B)	Kitchen Renovations	\$ 2,259,163
Total Projects		\$13,835,404
ACPS Funds (CARES & Carry Over Funds)		\$ 8,000,000
Additional Funds Needed for Project		\$ 5,835,404

At this time, the Amherst County Public Schools cannot move forward with the project, unless there is a funding commitment from the Amherst County Board of Supervisors.

We will be glad to answer any questions concerning this matter.



Crabtree, Rohrbach & Associates

AMHERST COUNTY PUBLIC SCHOOLS

AMHERST COUNTY HIGH SCHOOL
MASTERPLAN

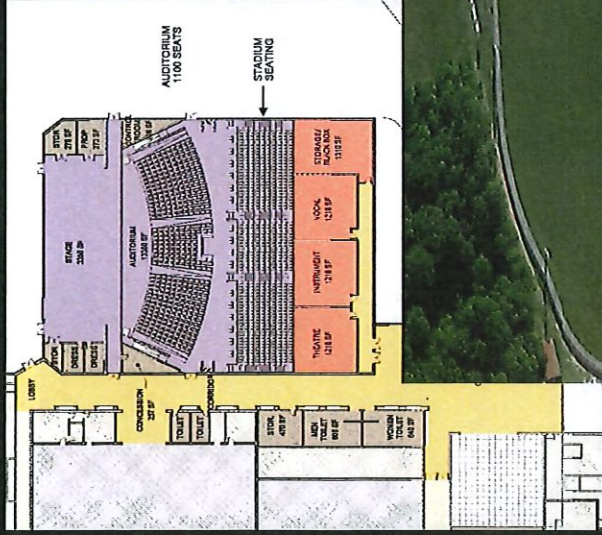
November 11, 2021

AGENDA

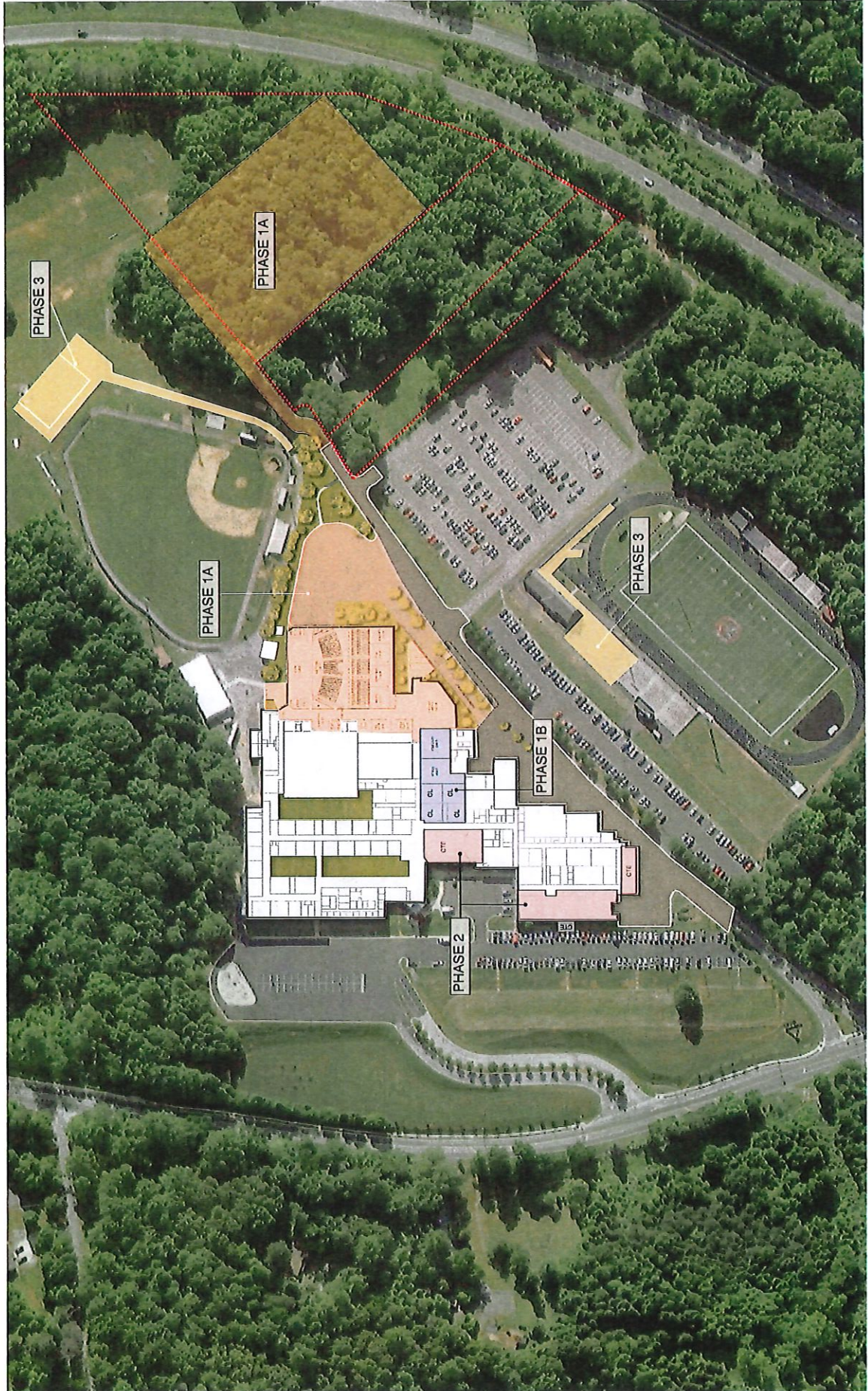
- Discussion of Phase 1a – 3
- Probable Project(s) Cost
- Discuss Proposed Masterplan Schedule

PROJECT UNDERSTANDING

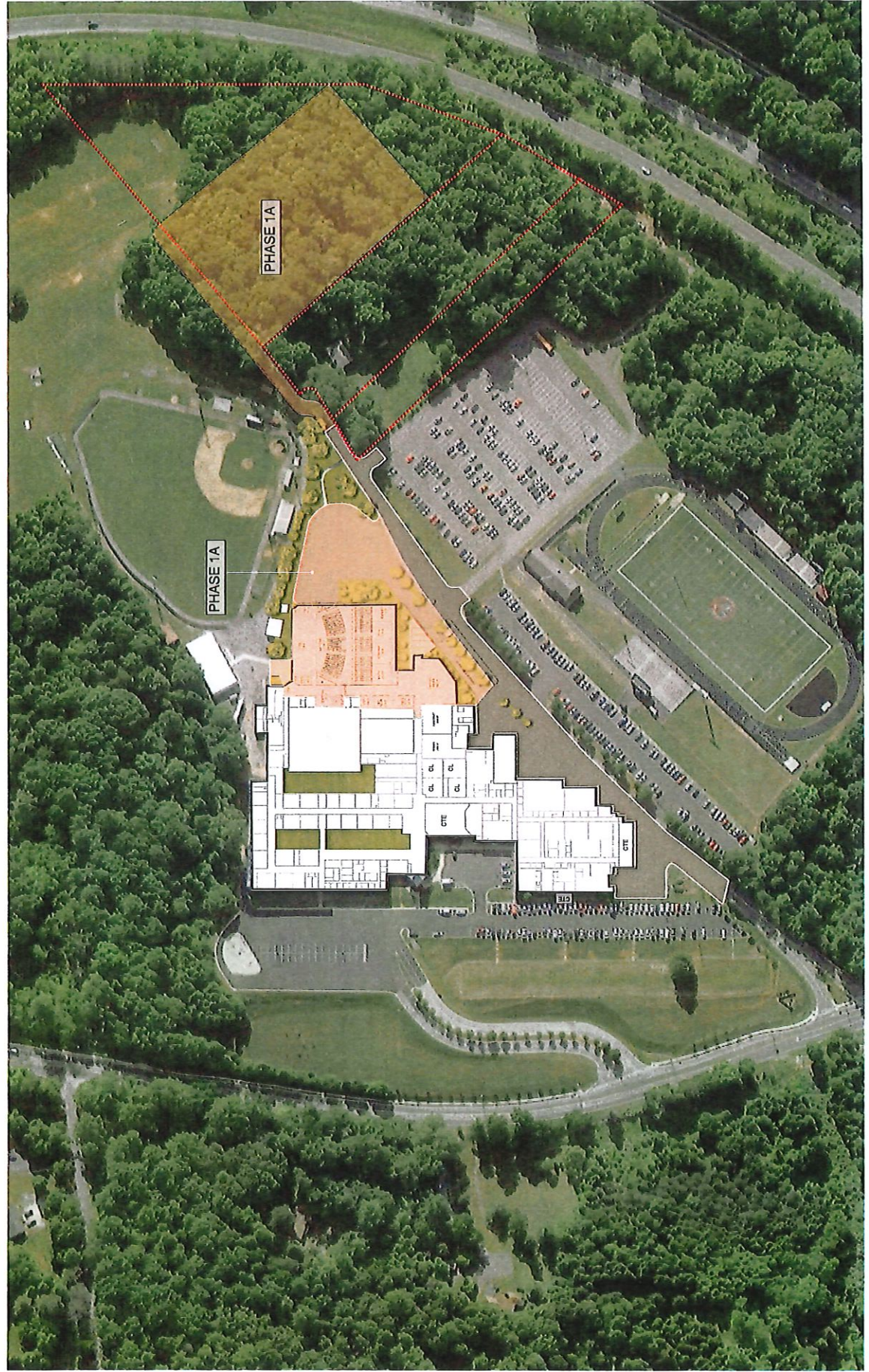
- Phase 1a - New auditorium
 - Seating Capacity: 1,100
 - Creation of Additional Parking
- Phase 1b - Cafeteria Renovation
- Phase 2 - Renovate existing auditorium and CTE spaces into educational space.
- Phase 3 - Add On Option for baseball/softball field house
- Renovate the Lancer Stadium Complex



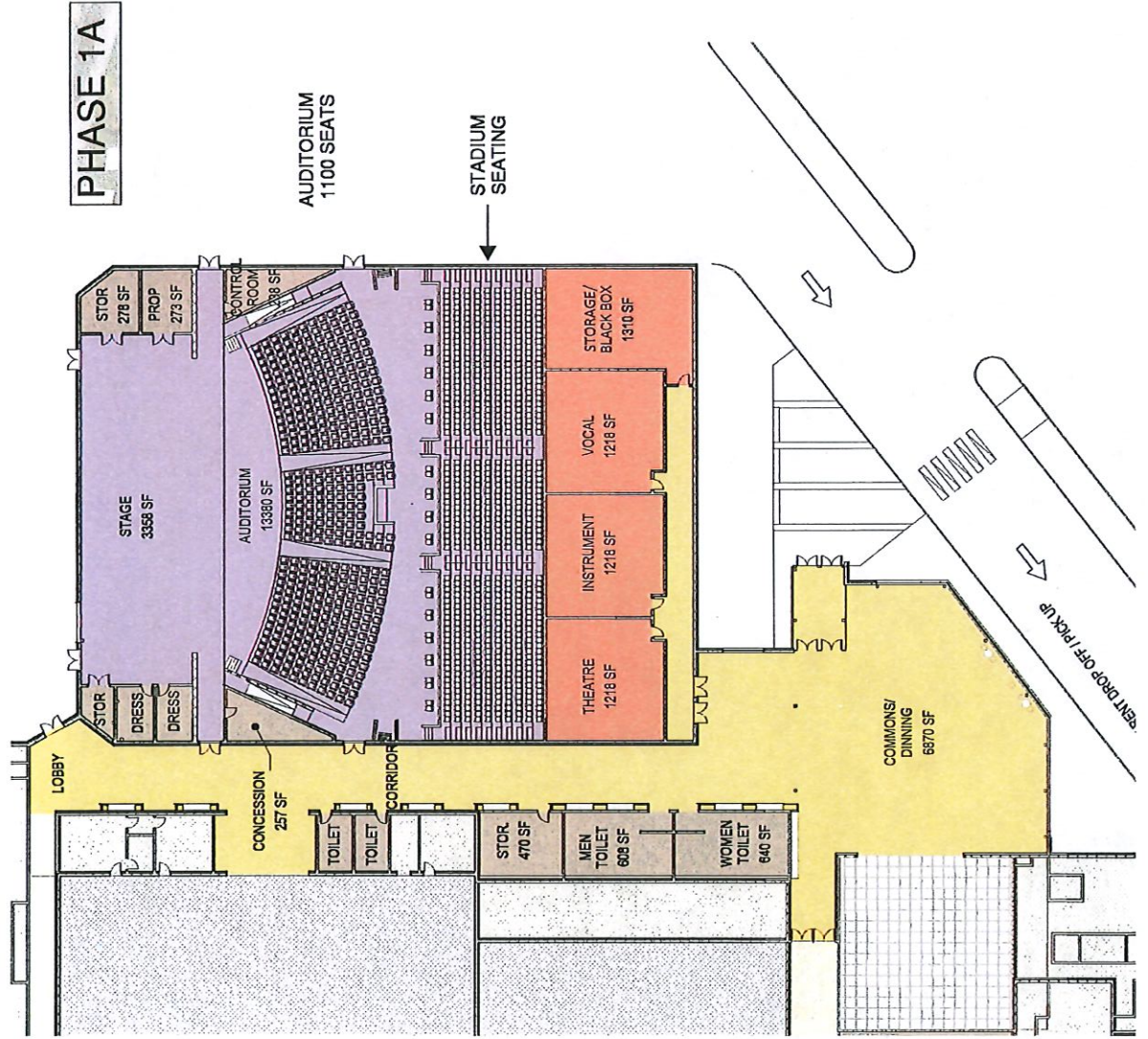
OVERALL HIGH SCHOOL PHASING PLAN



PHASE 1A



PHASE 1A
HIGH SCHOOL
AUDITORIUM ADDITION



1100 SEAT AUDITORIUM

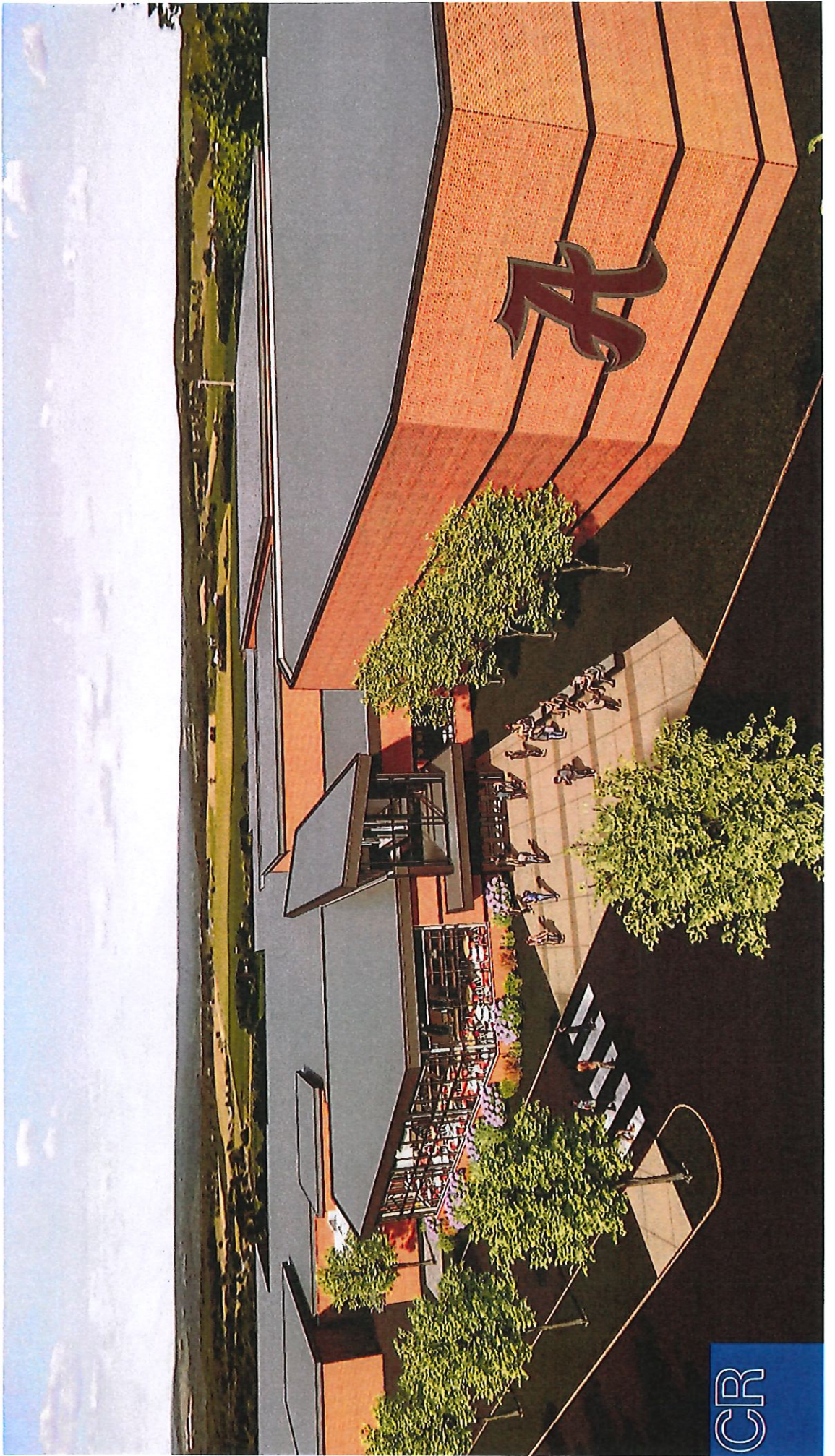
STAGE

AUDITORIUM /
GYMNASIUM COMMONS

CONCESSIONS

TOILET ROOMS

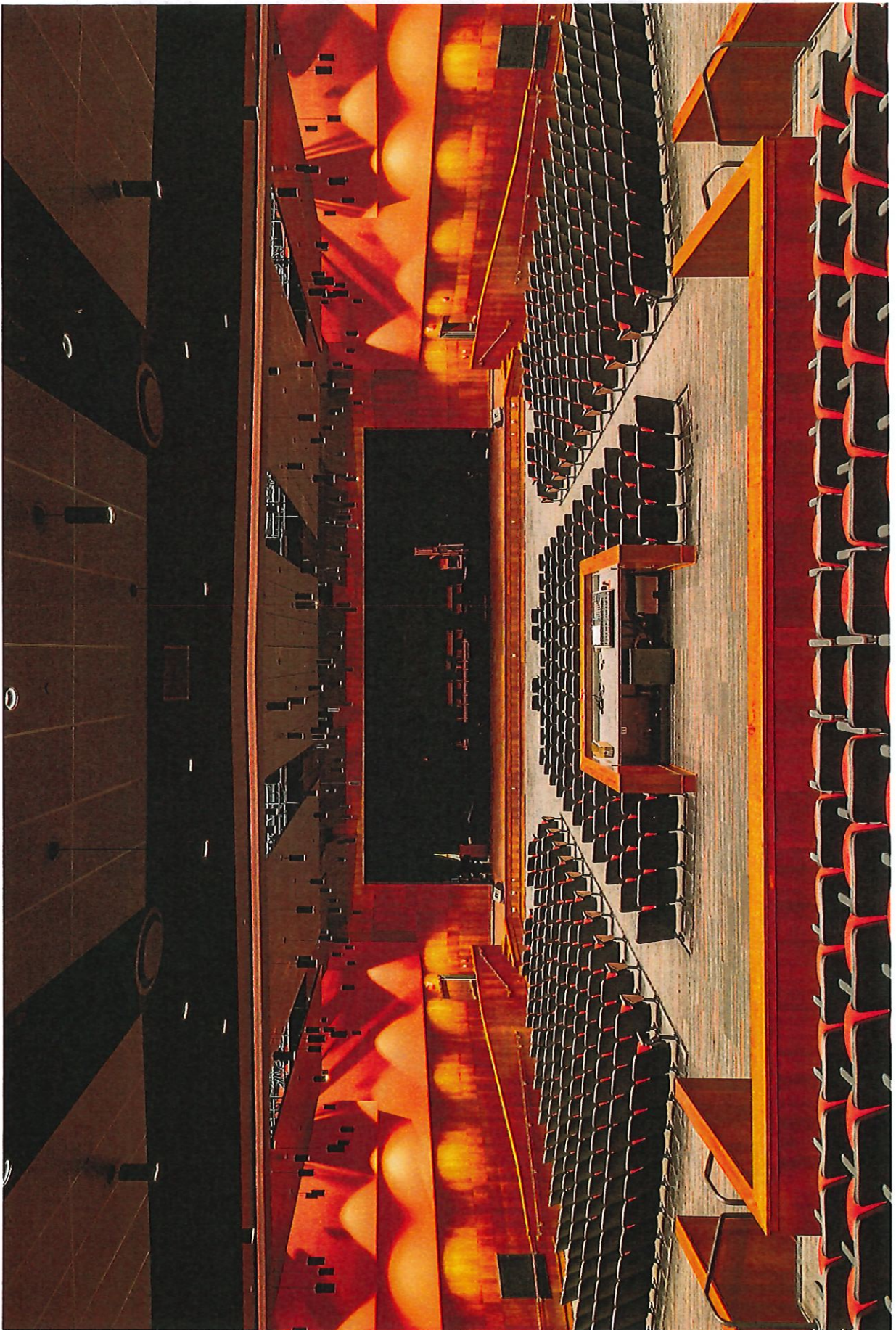
STORAGE

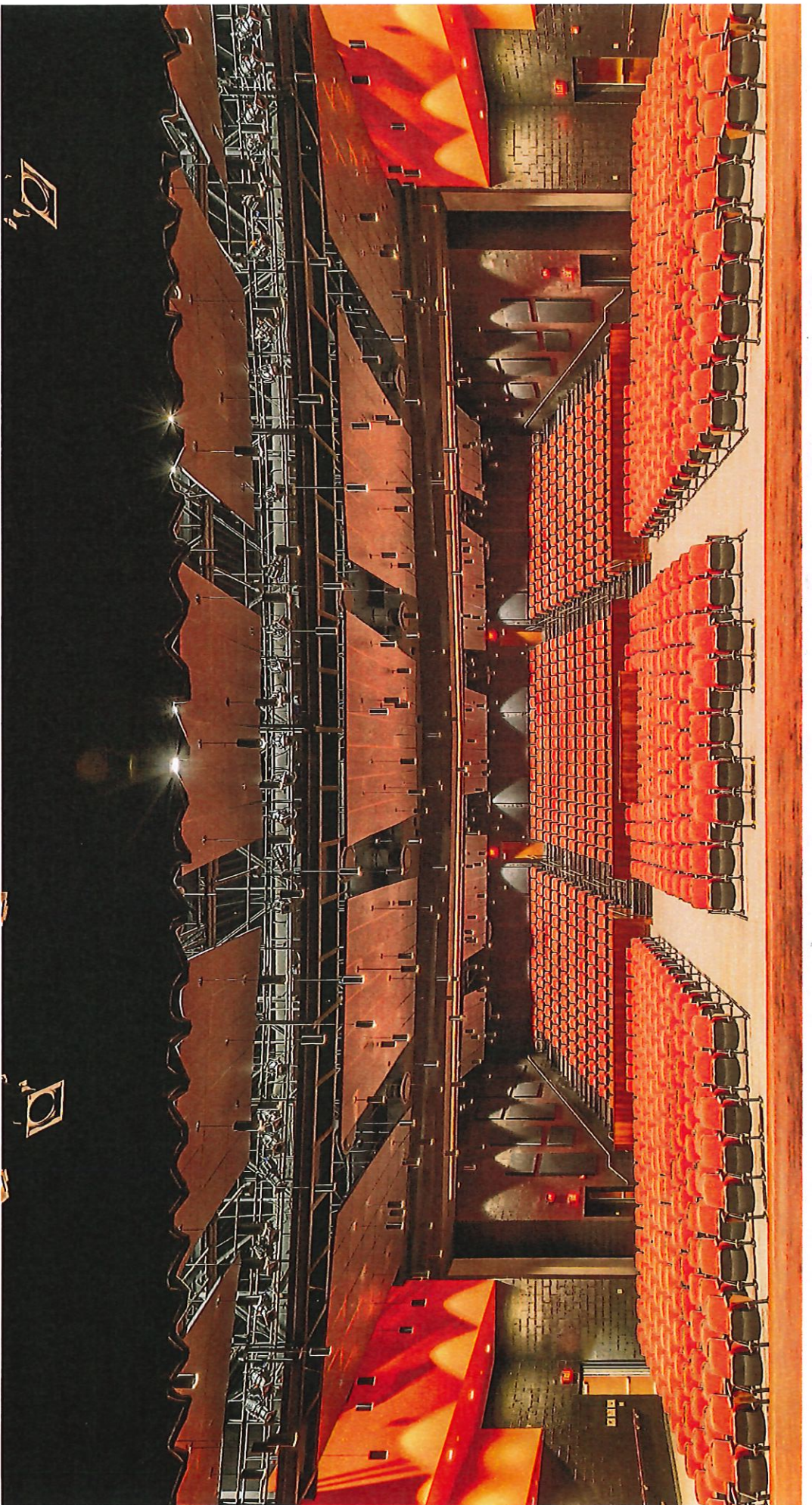










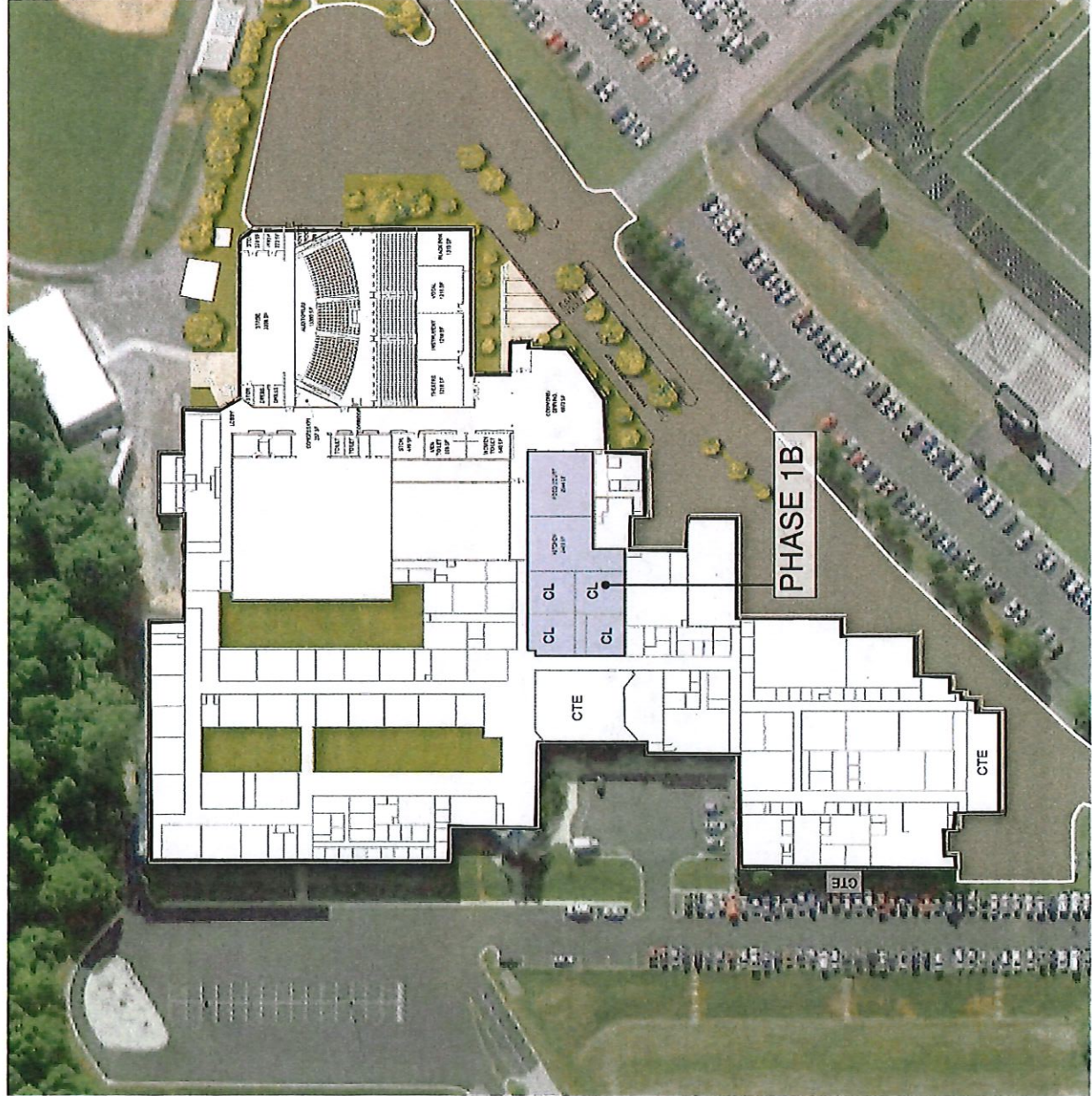


PHASE 1B
HIGH SCHOOL
CAFETERIA RENOVATION

RENOVATION OF KITCHEN

NEW FOOD COURT

CONVERSION OF DINING
ROOM INTO CLASSROOMS





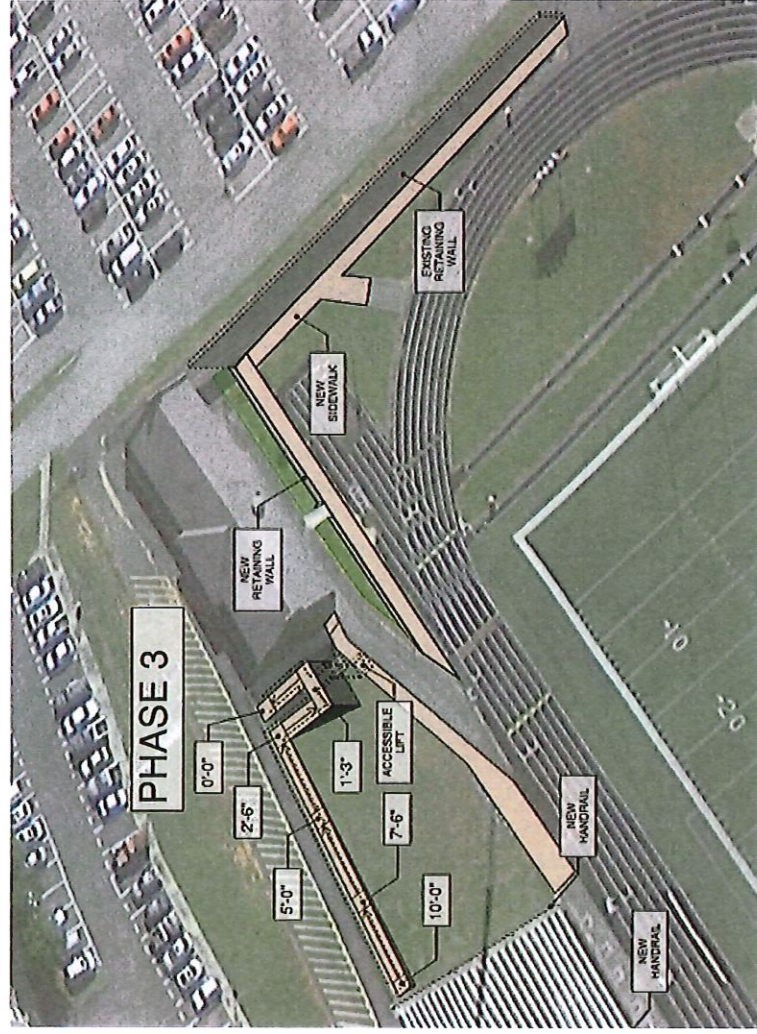


PHASE 2
CTE LAB RENOVATIONS

CONVERSION OF EXISTING
AUDITORIUM INTO
EDUCATIONAL SPACE

RENOVATION OF CTE LABS

PHASE 3 STADIUM AND FIELDHOUSE



ATHLETIC STADIUM ADA UPGRADES



NEW SOFTBALL / BASEBALL FIELDHOUSE

PROBABLE PROJECT COSTS

PHASE 1A – AUDITORIUM ADDITION	= \$11,576,241.00
PHASE 1B – CAFETERIA RENOVATION	= \$2,259,163.00
PHASE 2 – CTE RENOVATION	= \$3,275,778.00
PHASE 3 – STADIUM RENO / NEW FH	= \$2,021,218.00
TOTAL ALL PHASES	= \$19,132,400.00

MASTERPLAN

- OCTOBER 28, 2021 – Community Meeting
- NOVEMBER 3-4, 2021 – Community Meetings
- NOVEMBER 9, 2021 – Facility Committee Meeting
- NOVEMBER 11, 2021 – School Board Meeting
- NOVEMBER TBD – Facility Committee Meeting
- NOVEMBER / DECEMBER TBD – Supervisor Meeting