



BOOK 38
Pages 769-773



AMHERST COUNTY
BOARD OF SUPERVISORS

Board of Supervisors

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

MINUTES

October 4, 2022
Administration Building - 153 Washington
Street - Public Meeting Room
Amherst, Virginia 24521
Meeting Convened - 3:00 PM

County Administrator
Jeremy Bryant, Interim

County Attorney
Mark Popovich

I. Call to Order

At a regular meeting of the Amherst County Board of Supervisors held on October 4, 2022 at 3:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

David W. Pugh, Jr., Chairman
Tom Martin, Vice-Chair
L. J. Ayers III, Supervisor
Drew Wade, Supervisor

ABSENT: Claudia D. Tucker, Supervisor

STAFF:

David R. Proffitt, Deputy County Administrator
Mark Popovich, County Attorney
Kristen Freeman, Clerk

Chairman Pugh called the meeting to order at 3:00 p.m.

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

II. Approval of Agenda

By motion of Supervisor Wade and with the following vote, the Board approved the agenda.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade

NAY: None

ABSENT: Mrs. Tucker

III. Invocation and Pledge of Allegiance

Vice-Chair Martin led the Invocation and Pledge of Allegiance.

IV. Citizen Comment

Mike Bryant addressed the Board and stated he was here to speak about his personal property bill he had just received. He said he called Mr. Ayers and was given the information to contact Jane Irby, Commissioner of Revenue who told him to contact the Board. He stated he checked with surrounding counties and Amherst is higher on their rates. He asked what needs to be done to lower the taxes.

Chairman Pugh stated they gave a discount of 20% for this year and will be discussing options for next year which will come up during the budget process. He stated the tax rate cannot be changed midway through the year.

Vice-Chair Martin asked David Proffitt and Stacey McBride to do a comparison of other localities' personal property tax rates compared to Amherst County.

June Bryant addressed the Board and stated that Madison Heights is ugly. She stated a lot of citizens are asking why there are no nice restaurants in Madison Heights. She asked the Board what the citizens are getting for the money they are paying in taxes.

Supervisor Wade stated ways of improving Madison Heights are being looked at and considered, as well as several potential developments for that area.

V. Consent Agenda

By motion of Vice-Chair Martin and with the following vote, the Board approved the Consent Agenda for October 4, 2022.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade

NAY: None

ABSENT: Mrs. Tucker

A. Minutes - September 20, 2022

It was moved that the Board adopt the minutes of September 20, 2022.

B. Appropriation of Revenue - Amherst County Public Schools

It was moved that the Board appropriate \$165,000 of additional funds to the 2022-2023 School Operating Budget.

C. Appropriation of Revenue - Sheriff's Office

It was moved that the Board approve the appropriation of funds as described.

D. Request to approve the use of leftover Courthouse Phase 1 CIP funds.

It was moved that the Board approve \$4,306.92 of the remaining courthouse phase 1 CIP funds to be utilized for the replacement of security cameras for Riversedge Park.

VI. New Business

A. Library Board of Trustees- Charter and Bylaws revision

Library Director Jacob Etter addressed the Board and stated as they were reviewing the Library Board of Trustees charter and the bylaws they were conflicting on when the Library Board needed to have regular meetings. He is asking the Board to approve the amendment reflecting the same guidelines of meeting times and requirements in both the charter and bylaws.

By motion of Supervisor Ayers and with the following vote, the Board approved the revisions to the Library Board of Trustee's charter & bylaws as presented.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

B. Mutual Aid Resolution

County Attorney Mark Popovich addressed the Board stating this proposed resolution for mutual aid would authorize the County Administrator to enter into a mutual aid agreement with neighboring localities as may be deemed appropriate and necessary. Mr. Popovich stated there is a standing request from Nelson County requesting assistance with Building Inspections and Erosion and Sediment Control.

By motion of Chairman Pugh and with the following vote, the Board adopted the Mutual Aid Resolution.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

C. MOU with Nelson County: VBRRT Repairs

Brian Thacker, Director of Public Works, addressed the Board and stated that the Tye River Bridge that's on the Virginia Blue Ridge Railway Trail is in desperate need of repair. He said this bridge adjoins Nelson County and that Nelson County owns half of it and Amherst County owns the other half. Mr. Thacker stated that Nelson County has set aside \$30,000 to help with repairs. He said Nelson County has stated that if Amherst County repairs the bridge Nelson will give Amherst those funds. He also said that Amherst County will be bush hogging that area twice a year once in 2022 and one time in 2023.

By motion of Supervisor Ayers and with the following vote, the Board approved the Memorandum of Understanding concerning the Virginia Blue Ridge Railway Trail between Amherst County Public Works and Nelson County Parks and Recreation.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

D. Landfill Equipment Appropriation Request

Brian Thacker, Director of Public Works, presented the Board with a presentation (See Attachment 1)

Supervisor Wade asked how many compactors and front loaders does the county have at Public Works.

Mr. Thacker stated one of each.

Supervisor Wade asked if a front loader was purchased when the county moved forward with the Transfer Station.

Mr. Thacker stated a wheel loader was purchased as it does not have tracks and is made to go on concrete.

Chairman Pugh asked what the longevity of a compactor was.

Mr. Thacker said about 5 years and it is used everyday.

Chairman Pugh asked what will be done with the other pieces of equipment if the new equipment is purchased.

Mr. Thacker said they would be kept as backup as there is no backup compactor currently.

By motion of Vice-Chair Martin and with the following vote, the Board appropriated \$1.6M for the purchase of a new compactor and loader from the existing Cell One post-closure funds.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade

NAY: None

ABSENT: Mrs. Tucker

VII. County Administrator's Report

A. Designation of VACo Proxy

By motion of Vice-Chair Martin and with the following vote, the Board appointed David Proffitt to serve as the Amherst County voting representative to the annual VACo meeting if Supervisor Wade is unavailable to attend.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade

NAY: None

ABSENT: Mrs. Tucker

VIII. County Attorney's Report

County Attorney Mark Popovich stated that Amherst County should have recently received its year two opioid settlement distribution from the distributor settlement.

IX. Citizen Comment

There was no public comment.

X. Matters from Members of the Board of Supervisors

Chair Pugh had no matter to discuss.

Vice-Chair Martin had no matter to discuss.

Supervisor Ayers had no matter to discuss.

Supervisor Wade had no matter to discuss.

XI. Closed Session

- A.** A closed session, pursuant to Sec. 2.2-3711(A)(1) for the purpose of discussing and considering prospective candidates for employment as County Administrator and regarding the appointment and performance of the Interim County Administrator.

Chairman Pugh moved that the Amherst County Board of Supervisors convene in closed session pursuant to VA Code Section 2.2-3711 (A) (1), for the purpose of discussion related to the appointment and performance of the interim County Administrator.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

Chairman Pugh motioned to come out of closed session and was approved with the following vote:

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

XII. Certification of Closed Session

Supervisor Wade moved that the Amherst County Board of Supervisors certify by a recorded vote that, to the best of each Board member's knowledge, only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion authorizing the closed session were heard, discussed, or considered in the closed session.

Mr. Pugh: AYE
Mr. Martin: AYE
Mr. Ayers: AYE
Mrs. Tucker: ABSENT
Mr. Wade: AYE

By motion of Chairman Pugh and with the following vote, the Board appointed Jeremy Bryant as Interim County Administrator.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker

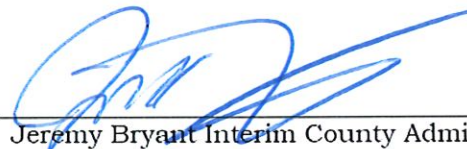
XIII. Adjournment

By motion of Vice-Chair Martin and with the following vote, the Board adjourned at 4:03 pm.

AYE: Mr. Pugh, Mr. Martin, Mr. Ayers and Mr. Wade
NAY: None
ABSENT: Mrs. Tucker



David W. Pugh, Jr., Chair
Amherst County Board of Supervisors



Jeremy Bryant Interim County Administrator



PUBLIC WORKS

LANDFILL FIGURES

CELL ONE



PUBLIC WORKS

CELL ONE

- Uncapping efforts underway, projected to have 4-5 more years of air space remaining
 - Some areas of previously capped space have had approximately 20 feet of soil unearthed
 - Only supposed to have 4-6 feet of soil on top of original landfilled materials
- Additional air space discoveries possess both positive, negative aspects
 - Positive: Cost savings
 - Approximately \$2,000,000 saved over 5 years as compared to transferring waste out-of-County
 - Negative: Equipment needs replacement
 - Landfill equipment budgeted to be obsolete by November 2021, when landfill was originally scheduled to close



PUBLIC WORKS

CELL ONE EQUIPMENT NEEDED

- Compactor: \$835,000
 - Existing compactor has over 13,000 hours
 - Not able to rent, borrow if it breaks down
 - **Most important** piece of equipment in landfill
- Loader: \$700,000
 - Has nearly reached life span of 10,000 hours





PUBLIC WORKS

RECOMMENDED ACTION

- Allow Public Works to procure new compactor, loader from Post Closure funds at once
 - Will experience immediate air space savings over current compactor
 - Will allow for more volume of dirt, waste to be moved in less time
 - Loader can be used in other County applications, as well
 - Earth Works
 - Grading: Seminole Park
 - Removing detritus: River Edge Park
 - Clearing land: Amelon Commerce Center

