



BOOK 38
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AMHERST COUNTY
BOARD OF SUPERVISORS

Board of Supervisors

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

MINUTES

May 2, 2023

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

County Administrator

Jeremy Bryant

County Attorney

Mark Popovich

I. Call to Order

At a regular meeting of the Amherst County Board of Supervisors held on May 2, 2023 at 3:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

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

ABSENT: None

STAFF:

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

Chairman Martin 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 with the amendment of Section V. Consent Agenda Item B. Reimbursement - Amherst Fire Dept. to be voted on separately from the remainder of the consent agenda to allow Chairman Martin to abstain.

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

NAY: None

ABSENT: None

III. Invocation and Pledge of Allegiance

Supervisor Wade led the Invocation and Supervisor Pugh led the Pledge of Allegiance.

IV. Citizen Comment

There was no public comment.

V. Consent Agenda

By motion of Supervisor Wade and with the following vote, the Board approved Items A, C, and D on the Consent Agenda for May 2, 2023

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

NAY: None

ABSENT: None

A. Minutes - April 18, 2023

It was moved that the Board adopt the minutes from April 18, 2023.

B. Reimbursement - Amherst Fire Dept.

This item was voted on separately by agenda amendment.

By motion of Vice-Chair Ayers and with the following vote, the Board approved reimbursement of \$11,849.79 for Engine 12 repairs to the Amherst Fire Department from the ESC capital expense fund.

AYE: Mr. Ayers, Mrs. Tucker, Mr. Wade, and Mr. Pugh

NAY: None

ABSTAIN: Mr. Martin (Mr. Martin left the room at this time)

ABSENT: None

C. Appropriation of Revenue - Sheriff's Office

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

D. Revenue Appropriation - Nelson County Bridge Project

It was moved that the Board appropriated the Nelson Bridge Project revenue as described.

VI. Special Presentation

A. Virtual Citizens Academy

Amherst County departments and agencies prepared a Virtual Citizens Academy highlighting the mechanics of their particular department or agency. The purpose of the Virtual Citizens Academy is to educate the public on specific duties, tasks, budgets and functions that each department provides. The Academy meets one of the Board of Supervisors' priorities of increasing citizen engagement.

Staff presented a shortened version randomly highlighting a few departments during the meeting.

VII. Old Business

A. Landfill Cell Two, Transfer Station, and Public Works Personnel Discussion

During a Board meeting in April, the Board was provided a detailed presentation outlining the short and long-term costs of operating the Transfer Station versus opening the already permitted Cell Two at the Landfill. Given the financial and operational figures included in the aforementioned presentation, transferring waste out-of-County from the Transfer Station is less cost-efficient than opening Cell Two. It is

recommended the County begin planning the engineering and permitting processes to open Cell Two at once and prior to finishing utilizing Cell One's remaining airspace.

In December of 2022, a request was made by Public Works to fund hiring two Landfill Operators to bring Amherst County back into compliance with DEQ regulations. The Board opted to postpone any decision regarding the personnel request until the Landfill and Transfer Station presentations were made public. The Board was asked to revisit this prior staffing request. The total recurring costs would be approximately \$110,000 to fund both positions. It was recommended the County authorize Public Works to hire two Landfill Operators to not only remain compliant with regulatory agencies but also to maximize efficiencies in completing various projects within Public Works and interdepartmentally throughout the County, saving tens of thousands of dollars to Amherst taxpayers.

The Board directed Mrs. McBride to research the bond conditions and bring that information back to them at a future meeting.

By motion of Chairman Martin and with the following vote, the Board directed staff to proceed with any engineering information that is required to open Cell Two and to come back at a future meeting to discuss the pros and cons of the following three options; Landfill Cell Two with the Transfer Station, Landfill Cell Two with Convenience Center, or Landfill Cell Two with a container out front and closing the Transfer Station.

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

NAY: None

ABSENT: None

VIII. County Administrator's Report

A. Project Status Report

For the Boards information.

IX. County Attorney's Report

The County Attorney had no matter to discuss.

X. Liaison and Committee Reports

A. Planning Commission - David Pugh

Supervisor Pugh reported that there was a short-term tourist rental near Brightwells Mill that passed and will be coming forward to the Board of Supervisors. Mr. Pugh stated there was also a discussion and public hearing on Adam Huffines property, which is right near Dillard Road and Route 29 Business, right behind the Motor World car lot, the lot is 13.86 acres and is currently zoned R2 General Residential District and B2 General Commercial District, and a recommendation is coming forth to the Board of Supervisors to rezone the parcel to R3 Multi-Family Residential District for denser development at that location that passed Planning Commission. He stated there was also a discussion regarding solar code changes. No decision was made on that, but the Planning Commission is looking at possible changes to the solar code. He stated there was also another discussion regarding accessory dwellings and what type of policy the county wanted to use toward that but that topic is still just a discussion at this time.

XI. Citizen Comment

Mark Labadie addressed the Board with some concerns with the Amherst Fire Department, Gidsville Road, and Indian Creek Road.

XII. Matters from Members of the Board of Supervisors

Chair Martin had no matter to discuss.

Vice-Chair Ayers had no matter to discuss.

Supervisor Tucker had no matter to discuss.

Supervisor Wade wanted to thank Mr. Proffitt for helping with a light situation fixed in Old Town Madison Heights.

Supervisor Pugh had no matter to discuss.

XIII. Closed Session

- A. A closed session, pursuant to Sec. 2.2-3711(A)(1) of the Code of Virginia (1950, as amended) for the purpose of discussing and considering prospective candidates for employment as County Administrator.

Supervisor Pugh moved that the Amherst County Board of Supervisors convene in closed session pursuant to Section 2.2-3711 (A)(1), of the Code of Virginia, 1950, as amended, to discuss and consider prospective candidates for employment as County Administrator.

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

NAY: None

ABSENT: None

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

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

NAY: None

ABSENT: None

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

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

NAY: None

ABSENT: None

By motion of Supervisor Wade and with the following vote, the Board adopted Resolution 2023-8-R, appointing the county Administrator as Clerk to the Board of Supervisors.

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

NAY: None

ABSENT: None

- B. A closed session, pursuant to Sec. 2.2-3711(A)(1) of the Code of Virginia (1950, as amended) for the purpose of discussing the appointment of the Amherst County Attorney.

Supervisor Pugh moved that the Amherst County Board of Supervisors convene in closed session pursuant to Section 2.2-3711 (A)(1), of the Code of Virginia, 1950, as amended, to discuss the appointment of the Amherst County Attorney.

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

NAY: None

ABSENT: None

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

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

NAY: None

ABSENT: None

XIV. 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. Martin: AYE

Mr. Ayers: AYE

Mrs. Tucker: AYE

Mr. Wade: AYE

Mr. Pugh: AYE

XV. Adjournment

By motion of Vice-Chair Ayers and with the following vote, the Board adjourned at 4:15 pm.

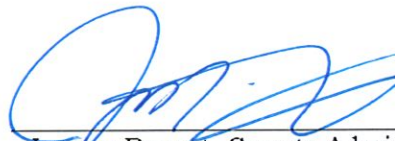
AYE: Mr. Martin, Mr. Ayers, Mrs. Tucker, Mr. Wade, and Mr. Pugh

NAY: None

ABSENT: None



Tom Martin, Chair
Amherst County Board of Supervisors



Jeremy Bryant, County Administrator

