



BOOK 37
Pages 523-529



**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 1, 2021
Administration Building - 153 Washington
Street - Public Meeting Room
Amherst, Virginia 24521
Meeting Convened - 3:00 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 1, 2021 at 3:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

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

ABSENT: None

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 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 Vice-Chair Pugh and with the following vote, the Board approved the agenda.

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

NAY: None

ABSENT: None

III. Invocation and Pledge of Allegiance

Supervisor Tucker led the Invocation and Pledge of Allegiance.

IV. Ordinances - First Reading

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

County Attorney Mark Popovich reported on the proposed ordinance addressing activities, including panhandling within public right-of-ways and medians that could become problematic for safety purposes.

Mr. Popovich said if the Board approved moving forward with the draft ordinance, a public hearing would then be scheduled for the November 16 meeting.

By motion of Supervisor Ayers and with the following vote, the Board directed staff to advertise the proposed Ordinance 2021-0011 for a public hearing on November 16, 2021.

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

NAY: None

ABSENT: None

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

ACSA Director Robert Hopkins presented the proposed ordinance and advised the ACSA Board recommended that the draft ordinance, which included a maximum five percent rate increase for water and a maximum six percent rate increase for sewer, move forward for approval by the Board of Supervisors.

Director Hopkins advised that a joint meeting of the ACSA Board and Board of Supervisors would be held on November 16 for a public hearing. He said at the public hearing on November 16, the water and sewer rate fees could be reduced if the Board decided upon it.

By motion of Vice-Chair Pugh and with the following vote, the Board directed the County Administrator to work with the Service Authority Director to schedule a joint meeting with the Service Authority Board on November 16 to conduct a joint public hearing on proposed Ordinance 2021-0012.

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

NAY: None

ABSENT: None

V. Citizen Comment

There was no public comment.

VI. Consent Agenda

By motion of Supervisor Martin and with the following vote, the Board approved the Consent Agenda for November 1, 2021.

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

NAY: None

ABSENT: None

A. Minutes - October 5, 2021

It was moved that the Board adopt the Minutes of October 5, 2021.

B. Appropriation of Revenue - Sheriff's Office

It was moved that the Board appropriate received revenues into the Sheriff's budget.

VII. Special Presentation

A. Central Virginia Planning District Committee

Executive Director Gary Christie of the Central Virginia Planning District Commission addressed the Board and presented an annual report and activities of the Commission.

Mr. Christie said he would be transitioning out of his duties with the CVPDC by the end of April 2022 and thanked the Board for their support over the years.

Board members expressed their appreciation and thanked Mr. Christie for all that he has contributed to Amherst County.

VIII. New Business

A. Redistricting Committee Appointment

Community Development Director Jeremy Bryant advised that on March 2, 2021, the Board adopted Resolution 2021-0004-R establishing the Amherst County Redistricting Committee. One of the requirements of the Redistricting Committee was to appoint the Chair and a second member of the Board of Supervisors. Due to an oversight to nominate a second Board member, Mr.

Bryant requested the Board of Supervisors appoint a second Board member to the Redistricting Committee.

By motion of Supervisor Tucker and with the following vote, the Board appointed David W. Pugh, Jr. to serve as its second member to participate on the Redistricting Committee.

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

NAY: None

ABSENT: None

IX. County Administrator's Report

A. Project Status Report

County Administrator Rodgers presented the Board with several updates to the Project Status Report:

Old Town Madison Heights – will continue to recruit additional homeowners to do work on their homes.

Central Virginia Training Center – Go Virginia Council met last week and agreed to the last \$60,000 payment for the redevelopment plan. We will meet with the Alliance Government Affairs Committee to decide how to get DBHDS to declare the property excess.

Landfill Transfer Station – received approval from DEQ to reopen the existing landfill cell.

Amherst-Nelson Ag Complex - the study report is due back the first week of January 2022.

Broadband – waiting for information on VATI grant awards.

Riveredge Park Trail – negotiations continue with the Lee family over the connection of the trail and waiting on agreement of that plan.

The financial software selection group will meet on November 17 to narrow down software providers.

Supervisor Ayers commented on the re-opening of the landfill cell and asked if there would be any additional financial costs. Mr. Rodgers replied no additional costs would be incurred.

Chair Moore asked if the “kick-off” meeting on the Madison Heights Master Plan has been scheduled. Mr. Rodgers replied he is working on a schedule and anticipates a meeting will occur sometime in November.

X. County Attorney's Report

The County Attorney had no matter to discuss.

XI. Liaison and Committee Reports

A. Planning Commission - David Pugh

Chair Moore invited Mrs. Leslie Gamble to address the subject of recruitment of youth to participate on boards and commissions.

Mrs. Gamble advised she is currently a member of the Planning Commission and was not speaking on behalf of the Planning Commission, but as a citizen of Amherst County. She said she had concerns about the Planning Commission's charter regarding youth participation and the way it was written.

Mrs. Gamble stated there are seven charters that have youth participation. All of those charters exclude youth who are homeschoolers, enrolled in private schools, colleges and universities. She took objection to why the charters state ...“the Superintendent of Schools serves as a resource to identify interested and capable youth who are willing to serve”. She remarked that homeschoolers, enrollees of private schools, colleges and universities are not under the School Superintendent’s purview.

She suggested that the charters for youth participation need to be standardized across all boards and suggested removing all youth participation from those charters and placing them in abeyance until the language is rewritten and consistent.

Mrs. Gamble had questions on recruitment and guidelines that the Chair of those boards used, and if training would be under the Federal EEO requirements for recruitment. Furthermore, she stated that the Planning Commission was developing citizenship and not political involvement of youth and she questioned the legality of youth participating in discussions with Planning Commission Board members. (See Attachment 1)

Vice-Chair Pugh agreed that the qualifications and membership should be standardized for all youth. He was not in favor of allowing youth to vote, and the charters should be changed and be inclusive for everyone.

Community Development Director Jeremy Bryant remarked that the Planning Commission was currently making changes to its charter and once revised, he would bring that back to the Board of Supervisors.

Chair Moore requested that the County Administrator meet with those boards who have youth participation.

Supervisor Martin agreed with Vice-Chair Pugh not to allow youth to vote. He was in favor of engaging the youth and believed it would be vital to receive their comments on the redevelopment of Madison Heights. Supervisor Martin said he would wait until Mr. Bryant brings back the Planning Commission's criteria.

Supervisor Tucker agreed with Supervisor Martin, and she was not in favor of youth voting. She pointed out youth participation should be focused on learning about the civic process.

County Administrator Rodgers said the youth participation provisions were placed in the charters at the Board of Supervisors' planning retreat; however, he suggested bringing this matter back to the Board to decide what language needed to be included.

Supervisor Ayers suggested looking at the criteria for the Planning Commission and applying that language for uniformity to all boards.

In conclusion, the Board directed the County Administrator to provide the Board a review of the county's regulations covering internal organization charters.

B. Central Virginia Planning District Commission - Dean Rodgers
For information only.

XII. Departmental Reports

A. Fair Report

Mr. Eric Bowen, Extension Agent, Fair Coordinator and Clerk for the Agriculture Committee, addressed the Board and provided an update on the County Fair.

Mr. Bowen reported the Fair was well received and overall it was very successful. He thanked all the volunteers, co-workers and county staff who provided support.

Mr. Bowen provided the following:
Attendance: 7,550

Ride Revenue: \$24,000

Gate Admissions: \$30,000

Total revenue: Approximately \$110,000 – \$115,000.

He said the County could anticipate approximately \$30,000 in revenue.

Board members expressed their thanks to Mr. Bowen and to all the volunteers and staff who worked at the Fair.

XIII. Citizen Comment

There was no public comment.

XIV. 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 Martin had no matter to discuss.

Supervisor Tucker had no matter to discuss.

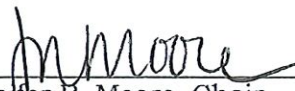
XV. Adjournment

By motion of Supervisor Martin and with the following vote, the Board adjourned at 3:46 p.m.

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

NAY: None

ABSENT: None



Jennifer R. Moore, Chair
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk

RESEARCH

- 24 Boards, Authorities, Commissions
- 7 Have charters with a Youth Participation

Agricultural Committee

Broadband Authority

Building Appeals Board

Economic Development

Library Board of Trustees

Parks and Rec

Planning Commission

Agriculture Committee: Excludes home schoolers, private schools, etc, does not specify age or term.

Broadband Authority: Excludes home schoolers, private schools, etc., does not specify age range.

Building Appeals Board: Excludes home schoolers, private schools, etc., does not specify age range.

Economic Development: Excludes home schoolers, private schools, etc.,

Library Board: Does not specify age range, length of term.

Parks & Rec: Excludes home schoolers, private schools, does not specify age range.

AGRICULTURAL COMMITTEE

YOUTH PARTICIPATION

There may be up to two youth participants (YPs) on the Agriculture Committee. The YPs will be solicited from the County school system with a special recruiting invitation to the Amherst Chapter of the Future Farmers of America and 4-H. The YPs will be invited to provide input on all matters before the Agriculture Committee but will not cast a vote.

1. Excludes Home schoolers, private schools. Community college and other institutions of higher learning that are outside of Amherst County.
2. How long will they serve?
3. Who is responsible for recruiting them?
4. What is the age range?

BROADBAND AUTHORITY

YOUTH PARTICIPATION

The Broadband Authority may have a youth representative who will serve for a period of one year. S/He is selected by the Chairman who will employ a selection process if there is more than one applicant for the seat. The youth participant(s) will not be a voting member of the BA. They shall receive all meeting announcements, agendas and preparatory information as a normal member so that they may participate and provide input as full members regardless of whether they hold a vote. **They are subject to the same membership requirements as the adult members and may be removed for the same causes. Youth may be recruited from the school system or other specified organizations.** They are to receive a letter or certificate at the end of their term to memorialize their service.

1. There are no membership requirements.
2. Excludes home schoolers, private schools, institutions of higher learning outside of the county.

BUILDING APPEALS BOARD

YOUTH PARTICIPATION

The Buildings Appeals Board will attempt to have two youth member(s) who will serve for a period of one year. They are selected by the Chairman, who will employ a selection process if there is more than one applicant for each seat. The youth participant(s) will not be a voting member of the Building Appeals Board. They shall receive all meeting announcements, agendas and preparatory information as a normal member so they participate and provide input as full members regardless of whether they hold a vote. They are subject to the same membership requirements as the adult members and may be removed for the same causes. **Youth may be recruited from the school system or other specified organizations.** They are to receive a letter or certificate at the end of their term to memorialize their service.

1. What is the age range, i.e., 16 – 20 yrs.
2. Private schools, home schoolers, excluded

ECONOMIC DEVELOPMENT

YOUTH PARTICIPATION

The EDA may have one youth liaison who will serve who will serve for a period of one calendar year and/or school year. The youth liaison will be selected by the Chairman who will employ a selection process if there is more than one applicant for the position. The position is not tied to voting districts and is treated as an “at-large” seat. The youth liaison will not be a voting member of the EDA. The youth liaison will be excused from closed-session discussions at the discretion of the Board Chairman. The liaison shall receive all meeting announcements, agendas and preparatory information as a normal member so the liaison may participate and provide input as full members regardless of whether the liaison holds a vote. The liaison is subject to the same membership requirements as the adult members and may be removed for the same causes. Youth may be recruited from the school system, local non-profit organizations such as 4-H, the Boy and Girl Scouts, church youth organizations, Sweetbriar College or other organizations. The youth liaison may receive a letter or certificate at the end of their term to commemorate their service.

1. What is the selection process?
2. Private schools, home schoolers, colleges and universities students are excluded,

LIBRARY BOARD OF TRUSTEES

YOUTH PARTICIPATION

One or two participants may be appointed to the Board of Trustees by the Board of Supervisors or Board of Trustees. These members may address any subject discussed by the Board, but may not vote. Youth members will not be allowed to attend closed sessions in which personnel matters or other sensitive subjects are discussed.

1. What is minimum age?
2. What is the term?
3. How are they recruited?

PARKS & REC YOUTH PARTICIPATION

The Parks, Recreation & Cultural Development Board will have one youth member who will serve for a period of one year. He or she is selected by the **Chairman who will employ a selection process if there is more than one applicant for the seat.** The youth member will not be a voting member of the Parks, Recreation & Cultural Development Board. They shall receive all meeting announcements, agendas and preparatory information as a normal member so they may participate and provide input as full members regardless of whether they hold a vote. They are subject to the same membership requirements as the adult members and may be removed for the same causes. **Youth may be recruited from the school system or other organizations.** They are to receive a letter or certificate at the end of their term to memorialize their service.

1. Excludes home schoolers and students attending private schools
2. What is the selection process the chairman will use?

SUGGESTIONS

YOUTH PARTICIPATION

1. Remove all “youth participation” items from charters and place them in abeyance until a standard statement is written that is consistent across all seven boards: Such as:
 - a. The _____ will have (1) youth participant. All youths residing in Amherst County between the ages of 16-20 are eligible to apply. The term is for one Academic year (Sept -May).
2. Postings for these positions will be on County Web site under Boards & Commissions.

PROCESS

1. Postings will be 30 days beginning June 1st.
2. Applicant will apply by sending a letter of interest, stating qualifications. Via Email to Executive Assistant to County Counsel.
3. July – Letters of interest will then be forwarded to the appropriate board chairman(s) to be presented to their full board for review.
4. August – applicants come before their full board for interview. Board members will make their selection and applicant will be formally notified by the Executive Assistant to County Counsel via Email or standard mail of their selection.
5. Sept. Youth start participating on Boards.