

**BOARD OF SUPERVISORS MEETING  
MONDAY, JULY 20, 2020  
6:00 P.M.**

The Appomattox County Board of Supervisors held its regular scheduled meeting on Monday, July 20, 2020 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
John F. Hinkle	Falling River District
Trevor L. Hipps	Wreck Island District
William H. Hogan	Appomattox River District

Supervisor Watkins M. Abbitt, Piney Mountain District participated remotely via telephone conference call from 8043 Old Courthouse Rd, Appomattox VA due to high risk medical conditions if exposed to the coronavirus.

**Also Present:**

Susan M. Adams, County Administrator  
Tom Lacheney, County Attorney  
John Spencer, Information Systems Manager/Purchasing Agent  
Wanda McCormick, Administrative Assistant

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

Pledge of Allegiance

Invocation – Chairman Carter

**SETTING OF AGENDA**

Susan Adams, County Administrator requested to amend the Agenda to set a Public Hearing for the CARES funding on August 17, 2020. Chairman Carter added the setting of a Public Hearing to the Agenda as Action Item #7A. Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all members present, voting yes to approve the Setting of Agenda, as amended.

**WORK SESSION**

Mr. Tom Lacheney, County Attorney reviewed the current County Code Article 3 EMS/Rescue Division, Section 15.2-6 through 15.2-10 and suggested changes to enable code clarification on billing practices. Mrs. Susan Walton with the Appomattox County Volunteer Rescue Squad and Mr. Bobby Wingfield, Public Safety Director addressed the Board concerning the billing of rescue squad services and the need for more volunteers from Appomattox County.

## **CITIZEN PUBLIC COMMENT PERIOD**

Mr. Christain Raymond, 285 Clark Rd., Appomattox Virginia spoke to the Board concerning the live streaming of future Board meetings.

## **ACTION ITEMS**

### **School Carry Forward Capital Improvement and Textbook Funds Request for FY 2021**

Motion made by Mr. Hinkle, seconded by Mr. Hogan to carry forward and re-appropriate \$268,649.58 to the School Capital Improvement Fund and \$367,198.95 to the Textbook Fund. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-no (remotely via telephone).

### **Commissioner of the Revenue Refund Requests**

Motion made by Mr. Hogan, seconded by Mr. Hinkle to approve refunds to: Locust Hill Realty \$479.21 for 2019 personal property taxes; BMW Financial Services \$545.04 for 2019 personal property taxes; Herbert & Kay Totty \$271.07 for 2019 and 2020 real estate taxes paid (Mr. Totty qualifies for the Veterans' Exemption). Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-yes (remotely via telephone).

### **Special Permit Application Request – Dreamfest 2020, September 5<sup>th</sup> and 6<sup>th</sup>, 2020**

Special Permit Application Request was tabled to the August 17, 2020 Board meeting for clarification due to numerous inconsistencies in the event application.

## **Second Amendment Resolution**

### **RESOLUTION OF APPOMATTOX COUNTY BOARD OF SUPERVISORS**

WHEREAS, in acknowledgment of its deep commitment to the rights of all citizens of, and visitors to, Appomattox County to keep and bear arms, Appomattox County Board of Supervisors previously declared Appomattox County to be a 'Second Amendment Sanctuary', and

WHEREAS, certain legislation has been passed in the Virginia General Assembly that allows localities to, by ordinance, ban otherwise lawfully possessed and transported firearms from certain public spaces, causing law-abiding citizens to be exposed to a patchwork of local ordinances as they travel throughout the Commonwealth, and

WHEREAS, the Appomattox County Board of Supervisors acknowledges the significant economic contribution made to our community by tourists and visitors and does not wish to discourage travel to Appomattox County, and

WHEREAS, Appomattox County wishes to welcome all law-abiding citizens who wish to live in, visit, or otherwise participate in the economy of our community, including those citizens and visitors who choose to legally carry a firearm for personal protection, and

WHEREAS, the Appomattox County Board of Supervisors does not wish to infringe on the rights of the citizens of, or visitors to, Appomattox County to keep and bear arms, and

WHEREAS, the Appomattox County Board of Supervisors wishes to express its continued opposition to any law that would unconstitutionally restrict the rights of the citizens of, and visitors to, Appomattox County to keep and bear arms.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Appomattox County Virginia:

That the Appomattox Board of Supervisors hereby declares Appomattox County, Virginia shall not exercise any authority granted to it by § 15.2-915(E) of the Code of Virginia to regulate or prohibit the otherwise legal purchase, possession, or transfer of firearms or ammunition.

The undersigned clerk of the Board of Supervisors of the County of Appomattox, hereby certifies that the resolution set forth above was adopted during an open meeting, July 20, 2020, by the Board of Supervisors.

Motion made by Mr. Hinkle, seconded by Mr. Hipps to adopt Virginia's new law to circumvent the Second Amendment Resolution. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-yes (remotely via telephone).

#### **PUBLIC HEARING (7:00 P.M.)**

At 7:00 p.m. after due notice was given, Chairman Carter called the Public Hearing to order to amend the FY 2021 Budget, to re-appropriate \$516,229.00 to the School Capital Improvement Fund. There being no comments, the Public Hearing was adjourned at 7:03 p.m.

#### **Amendment to FY 2021 Budget, School Capital Improvement Fund**

Motion made by Mr. Hogan, seconded by Mr. Hinkle to amend the FY 2021 Budget and appropriate \$516,229.00 to the FY 2021 School Capital Improvement Fund. The FY 2019 end of year savings were confirmed by the FY 2019 audit and requested to re-appropriate to the School Capital Improvement Fund. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-yes (remotely via telephone).

#### **Carry Forward Funds Request – FY 2021**

<b>Commonwealth Attorney</b>		
2201-7001	Equipment	<b>\$25,000.00</b>
<b>DMV Traffic Control</b>		
3101-1004	Overtime	<b>\$8,114.79</b>
3101-2001	FICA	<b>\$636.83</b>
<b>Sheriff</b>		
3102-1007	Traffic Safety Overtime	<b>\$11,310.05</b>

3102-5804	Triad (Donations Only)	<b>\$350.89</b>
<b>DARE</b>		
3106-5401	Office Supplies	<b>\$4,305.55</b>
<b>Animal Control</b>		
3501-5804	Donations Only	<b>\$2,349.00</b>
<b>Sports Complex</b>		
7101-7001	Equipment	<b>\$444.75</b>
<b>Capital Projects</b>		
9104-7014	County Capital Projects	<b>\$350,873.24</b>

Motion made by Mr. Hinkle, seconded by Mr. Hogan to supplement by consent and re-appropriate the requested carry forward funds from the FY 2020 operating budget to the FY 2021 operating budget. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-yes (remotely via telephone).

**Schedule Public Hearing – RZ200375, Clayton C. Bryant Jr.**

Motion made by Mr. Hipps, seconded by Mr. Hinkle and carried with all members present, voting yes to schedule a Public Hearing for RZ200375, Clayton C. Bryant Jr. on Monday, August 17, 2020 at 7:00 p.m.

**Schedule Public Hearing – CARES Act Funding**

Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all members present, voting yes to schedule a Public Hearing on Monday, August 17, 2020 at 7:00 p.m. to amend the FY 2021 budget to include the CARES Act Funding in the amount of \$1,388,175.00.

**COMMITTEE APPOINTMENT**

The appointment of a member to fill the unexpired term for the position vacated by Nathan Simpson on the Economic Development Board of Directors was table to the August 17, 2020 Board of Supervisors meeting.

**CONSENT AGENDA**

**Invoices Submitted For Payment**

Please review the attached invoices and approve for payment:

July 7, 2020 - FY 2020	\$19,518.90
July 16, 2020 CSA - FY 2020	\$168,188.50
July 17, 2020 - FY 2020	\$200,671.02
<b>TOTAL:</b>	<b>\$388,378.42</b>
July 20, 202 - FY 2021	\$505,494.75

Staff Recommendation: Please review and consider approval of the attached invoices for payment.

**Minutes**

Please review the following DRAFT minutes for approval:  
 June 15, 2020 Regular Board of Supervisors Meeting  
 June 25, 2020 Special Called Board of Supervisors Meeting

**Department of Social Services - FY 2020**

Please supplement by consent and appropriate the following to the FY 2020 Budget:

5301-2002	VRS	\$11,538.77
5301-2006	Group Life	\$881.70
5301-2002	ICMA-RC	\$1,261.70
<b>TOTAL:</b>		<b>\$13,682.17</b>

RE: Reimbursement for June, 2020 payroll deductions.

Staff Recommendation: No new local funds are required.

**Sheriff's Department - Courthouse Security Fund FY 2020**

Please transfer by consent **\$6,996.43** from the Courthouse Security Fund to the General Fund and supplement the following to the FY 2020 Budget:

3102-1006	Courthouse Security Position	\$6,996.43
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Staff Recommendation: Transfer requested funds from the Courthouse Security Fund to the General Fund and supplement by consent to 3102-1006.

**J. Robert Jamerson Memorial Library - FY 2020**

Please supplement by consent and appropriate the following to the FY 2020 Budget:

7301-5411	Books	\$25.49
7301-5401	Office Supplies	\$47.00
7301-5415	Summer Reading	\$100.00
<b>TOTAL:</b>		<b>\$172.49</b>

Staff Recommendation: No new local funds are required.

**Sheriff's Department - FY 2020**

Please supplement by consent and appropriate the following to the FY 2020 Budget:

3102-1002	Overtime	\$394.42
3102-5503	Travel/Susistence	\$250.00
<b>TOTAL:</b>		<b>\$644.42</b>

RE: Reimbursement from Deputy Austin and Deputy Campbell for security performed for AWP, Inc. Deputies were already paid through payroll for overtime worked (\$199.40)

Reimbursement from The American Civil War Museum for security performed on 5/31/2020 (\$195.02); Reimbursement from Highway Interdiction Training Specialist for training cancelled due to the COVID-19 (\$250.00).

Staff Recommendation: No new local funds are required.

**Public Utilities - Waterline FY 2020**

Please supplement by consent and appropriate the following to the FY 2020 Budget:

082-1800-5898	Water Wholesale	\$21,651.00
082-1800-5101	Electrical Services	\$478.90
082-1800-2002	Telecommunications	\$104.58
<b>TOTAL:</b>		<b>\$22,234.48</b>

RE: Reimbursement from the Town of Appomattox for April 2020 (\$11,482.59) and May 2020 (\$10,751.89) Campbell County Utilities & Service Authority water contract, electrical services and telecommunications.

Staff Recommendation: No new local funds are required.

### **Registrar - FY 2020**

Please transfer by consent **\$10,556.79** from Operating Reserve 1101-5804 and supplement the following to the FY 2020 Budget:

1302-1001	Salaries & Wages	\$9,104.67
1302-2001	FICA	\$463.58
1302-2002	VRS	\$963.54
1302-2005	Health Insurance	\$25.00
<b>TOTAL:</b>		<b>\$10,556.79</b>

Staff Recommendation: The Operating Reserve funds are requested to supplement the Registrar's budget for payroll expenses that were overspent from the original budgeted amount. The Board approved the hire of a full-time position in June and the other funds were utilized for benefits payout for the retiring Registrar.

### **Electoral Board - FY 2020**

Please transfer by consent **\$13,844.14** from Operating Reserve 1101-5804 and supplement the following to the FY 2020 Budget:

1301-1001	Salaries & Wages	\$444.97
1301-1003	Election Officials Wages	\$6,174.74
1301-2001	FICA	\$209.52
1301-3002	Professional Services	\$7,014.91
<b>TOTAL:</b>		<b>\$13,844.14</b>

Staff Recommendation: The Operating Reserve funds are being used to supplement the Electoral Board's Departmental budget for FY 20 over spent expenses that were not appropriated to the FY20 budget.

### **J. Robert Jamerson Memorial Library - FY 2021**

Please supplement by consent and appropriate the following to FY 2021 Budget:

7301-5411	Books	\$116.00
7301-5401	Office Supplies	\$131.25
<b>TOTAL:</b>		<b>\$247.25</b>

Staff Recommendation: No new local funds are required.

### **D.A.R.E. - FY 2021**

Please supplement by consent and appropriate the following to the FY 2021 Budget:

3106-5401	Office Supplies	<b>\$200.00</b>
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RE: Donation received from Bank of the James for Public Safety event.

Staff Recommendation: No new local funds are required.

Motion made by Mr. Hogan, seconded by Mr. Hipps to approve the Consent Agenda. Chairman Carter called for a roll call vote: Mr. Hogan-yes; Mr. Hipps-yes; Mr. Hinkle-yes; Mr. Carter-yes; Mr. Abbitt-yes (remotely via telephone).

### **ATTORNEY'S REPORT**

Claim filed with Ohio Bankruptcy Court, pharmaceutical company going bankrupt due to opioid litigation; The General Assembly is allowing localities to add 1% sales tax that can fund school renovation/construction projects; Effective July 2021, the County could enact a local cigarette tax.

## **ADMINISTRATOR'S REPORT**

Electoral Board vacancy; VACORP Conference November 8<sup>th</sup> thru 10<sup>th</sup>; Advertising for 2 positions, Information Technology and Finance/Office Administrator; Jail trustees on hold due to COVID; Convenience Center workers needed; Maintenance staff relocated to the Landfill; Staff working diligently to put in all COVID safety measures in place and working to provide uninterrupted services to the citizens of Appomattox County.

## **REPORTS AND INFORMATIONAL ITEMS**

Sands Anderson Delinquent Tax Status Report  
School – June, 2020 Financial Report  
Appomattox Department of Social Services Quarterly Review  
Virginia Rent & Mortgage Relief Program  
Forestry Update in Appomattox County

## **SUPERVISOR CONCERNS**

Mr. Hinkle stated that he was concerned with the mass mandate that the government has put down requiring everyone to wear masks.

Mr. Hogan stated that the Public Safety Committee is still gathering information on how the COVID funds could be used, ideas include something to help local small businesses that had to close during the epidemic and ways to improve internet access in the rural areas of the County.

## **UPCOMING MEETINGS**

Monday, July 20, 2020 @ 6:30 P.M.  
Regular Scheduled Meeting  
Board of Supervisors Meeting Room  
171 Price Lane, Appomattox Virginia

## **ADJOURNMENT**

Motion made by Mr. Abbitt to adjourn the meeting at 7:27 p.m.