

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
REORGANIZATIONAL MEETING

Tuesday, January 4, 2022; 5:00 PM
Main Conference Room (County Administration Building)
1 Center Street
Chatham, Virginia 24531

AGENDA

1. CALL TO ORDER

Smitherman called the Meeting to Order at 5:00 PM.

2. ROLL CALL

Smitherman conducted Roll Call. All Board Members present.

3. ANY ADDITIONS/REVISIONS TO AGENDA

On Motion by Ingram, second by Dalton, the following was passed by a 4-3 vote, with Dudley, Scarce, and Warren voting “no,” to add to the Agenda:

- Resolution # 2022-01-01
- Resolution # 2022-01-02
- Request for Public Hearing for Fire and Rescue Commission

4. APPROVAL OF AGENDA

On Motion by Ingram, second by Chesher, the amended Agenda was approved by a 4-3 vote, with Dudley, Scarce, and Warren voting “no.”

5. CHAIRMAN NOMINATION AND ELECTION

a. Nomination and Chairman Election

Smitherman opened floor for Board Chairman nominations. On Motion by Dalton, second by Chesher, Ingram nominated as Board Chairman. On Motion by Warren, second by Dudley, Barksdale nominated as Board Chairman. Scarce made comments regarding his concerns with Ingram being nominated as Chairman. Ingram elected Board Chairman in a 4-3 vote, with Dudley, Scarce, and Warren voting “no.”

6. VICE-CHAIRMAN NOMINATION AND ELECTION

a. Nomination and Vice-Chairman Election

Smitherman turned Meeting over to Ingram. Ingram opened Nominations for Vice-Chairman. On Motion from Dalton, second by Chesher, Barksdale nominated for Board Vice-Chairman. Warren motioned for Dudley to be nominated as Board Vice-Chairman. Warren’s Motion died for a lack of second. Barksdale elected Board Vice-Chairman on a 4-3 vote, with Dudley, Scarce, and Warren voting “no.”

7. BOARD BYLAWS ADOPTION

On Motion by Dalton, second by Chesher, BOS Bylaws unanimously approved.

8. 2022 MEETING SCHEDULE ADOPTION

On Motion by Dudley, second by Dalton, 2022 BOS Meeting Schedule unanimously approved as presented.

9. CHAIRMAN APPOINTMENTS (STANDING COMMITTEES)

Ingram made the following appointments:

a. Finance/Insurance Committee (4 Board Members)

- i. D. Dalton (Chairman)
- ii. J. Barksdale
- iii. T. Chesher
- iv. W. Ingram

b. Personnel Committee (3 Board Members)

- i. J. Barksdale (Chairman)
- ii. D. Dalton
- iii. W. Ingram

c. Property/Building Committee (3 Board Members)

- i. D. Dalton (Chairman)
- ii. J. Barksdale
- iii. T. Chesher

d. Legislative Committee (3 Board Members)

- i. J. Barksdale (Chairman)
- ii. W. Ingram
- iii. T. Chesher

10. SPECIAL COMMITTEES

a. Computer/Radio/Telecommunications Committee (3 Board Members)

- i. T. Chesher (Chairman)
- ii. R. Warren
- iii. T. Dudley

b. Board of Supervisors/School Board Liaison Committee (3 Board Members)

- i. R. Warren (Chairman)
 - ii. R. Searce
 - iii. T. Dudley
- c. Economic Development Committee (3 Board Members)
 - i. W. Ingram (Chairman)
 - ii. J. Barksdale
 - iii. D. Dalton
- d. Solid Waste Committee (3 Board Members)
 - i. D. Dalton (Chairman)
 - ii. J. Barksdale
 - iii. W. Ingram
- e. Naming Committee (3 Board Members)
 - i. W. Ingram (Chairman)
 - ii. J. Barksdale
 - iii. D. Dalton

11. OTHER CHAIRMAN APPOINTMENTS

- a. Dan River Business Development Center (2 Board Members)
 - i. J. Barksdale
 - ii. W. Ingram
- b. Danville-Pittsylvania County Regional Industrial Facility Authority (2 Board Members, plus 1 alternate)
 - i. W. Ingram
 - ii. J. Barksdale
 - iii. D. Dalton - Alternate
- c. Fire and Rescue Commission (Appoint 1 Board Member)
 - i. W. Ingram
- d. Local Elected Officials (Appoint 1 Board Member)
 - i. W. Ingram
- e. Metropolitan Planning Organization (MPO) (Appoint 2 Board Members (from either the Tunstall, Chatham-Blairs, Dan River, Westover, or Banister District) and 1 Board Member as an Alternate)
 - i. J. Barksdale
 - ii. W. Ingram
 - iii. D. Dalton - Alternate

- f. Pittsylvania County Community Action Board (1 Board Member)
 - i. J. Barksdale
- g. Pittsylvania County Planning Commission (1 Board Member)
 - i. D. Dalton
- h. Roanoke River Basin Association (1 Board Member)
 - i. T. Chesher
- i. SARA Title III (2 Members)
 - i. T. Chesher
 - ii. County Administrator
- j. Pittsylvania County Social Services Board (1 Board Member)
 - i. J. Barksdale
- k. Virginia Association of Counties (1 Board Member)
 - i. W. Ingram
- l. West Piedmont Planning District Commission (2 Board Members)
 - i. W. Ingram
 - ii. J. Barksdale
- m. Community Policy and Management Team (1 Board Member)
 - i. W. Ingram
- n. Staunton River Regional Industrial Facility Authority (2 Board Members and 1 Alternate)
 - i. D. Dalton
 - ii. J. Barksdale
 - iii. T. Dudley
- o. Tri-County Lakes Administrative Commission (County Administrator and 1 Board Member)
 - i. D. Dalton

- p. Danville Utilities Commission (non-voting member); (1 Board Member)
 - i. W. Ingram

12. NEW BUSINESS

a. Resolution # 2022-01-01

Dalton read Resolution # 2022-01-01 (below)

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
RESOLUTION # 2022-01-01**

The following Resolution was adopted at the Pittsylvania County Board of Supervisors ("Board") Reorganizational Meeting on January 4, 2022:

WHEREAS, David M. Smitherman, (Employee) was hired on December 1, 2016 as the County Administrator of Pittsylvania County.

WHEREAS, an employment contract was executed on January 1, 2020 between the employee and the Pittsylvania County Board of Supervisors with a termination date of December 31, 2024.

WHEREAS, On December 21, 2021 a majority of the board voted to modify the employees contract dated January 1, 2020. The contract was modified to extend the termination benefits listed under Section 3 from a lump sum cash payment equal to 6 months of base salary and benefits at current aggregate salary to 9 months with a one-time cash bonus of \$9,437.30.

WHEREAS, It is the desire of the majority of this board under Section 2 Paragraph B of the employees employment contract that his employment with Pittsylvania County be terminated immediately.

WHEREAS, It is further the desire of the majority of this board to revert back to the original employment contract dated January 1, 2020 and to honor the severance provisions as listed and to remove the one-time bonus of \$9,437.30 from consideration. If this bonus has been paid it shall be deducted from the lump sum cash payout.

NOW THEREFORE, BE IT RESOLVED that under Section 2 Paragraph B whereas the employee works at the pleasure of the board and nothing in the original contract shall prevent, limit, or otherwise interfere with the right of the Board of Supervisors to terminate the services of the employee at any time, be it known that this board formally terminates the services of David M. Smitherman.

Adopted this 4th day of January, 2022.

William V. Ingram, Chairman
Pittsylvania County Board of Supervisors

Jessie L. Barksdale, Vice-Chairman
Pittsylvania County Board of Supervisors

Motion by Dalton, second by Chesher, under Section 2 of Paragraph B of the employee's employment contract that his employment with Pittsylvania County be terminated immediately, and further move to revert to the original employment contract dated January 1, 2020, and to honor the severance provisions as listed and to remove the one-time bonus of \$9,437.30 from consideration. If this bonus has been paid it shall be deducted from the lump sum cash payout.

Scarce and Warren both stated their opposition with Resolution # 2022-01-01.

Dalton's Motion was approved by a 4-3 vote, with Dudley, Scarce, and Warren voting "no."

b. Resolution # 2022-01-02

Chesher read Resolution # 2022-01-02 (below)

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
RESOLUTION # 2022-01-02**

The following Resolution was adopted at the Pittsylvania County Board of Supervisors ("Board") Reorganizational Meeting on January 4, 2022:

WHEREAS, On November 5, 2019 William V. Ingram was duly elected to the represent the Tunstall Magisterial District on the Pittsylvania County Board of Supervisors.

WHEREAS, Ingram is a lifelong resident of Pittsylvania County, a veteran of the United States Air Force and a retired law enforcement officer with 34 years of service, 30 of those years with the Pittsylvania County Sheriff's Office. He has served with dignity and honor and without blemish upon his record.

WHEREAS, Ingram has faithfully served his community the majority of his adult life. He has served on many boards and worked with numerous civic organizations including but not limited to his tenure as President of the Danville-Pittsylvania Cancer Association.

WHEREAS, On October 19, 2021 Resolution # 2021-10-05 was issued by the Pittsylvania County Board of Supervisor formally censuring Ingram on a variety of false, liable and slanderous accusations.

WHEREAS, Ingram has adamantly denied the accusations and believes that these false, liable and slanderous accusations were politically driven. He has further requested through the Virginia Freedom of Information Act any evidence or basis for such resolution. No such evidence or due process has ever been produced or provided.

NOW THEREFORE, BE IT RESOLVED that it is this board's belief that Resolution # 2021-10-05 was politically driven, that it lacked any factual basis and that it was presented with malicious intent to embarrass and discredit Ingram and therefore should be stricken from the record.

Adopted this 4th day of January, 2022.

Jessie L. Barksdale, Vice-Chairman
Pittsylvania County Board of Supervisors

Darrell Dalton, Callands-Gretna Supervisor
Pittsylvania County Board of Supervisors

Tim Chesher, Dan River Supervisor
Pittsylvania County Board of Supervisors

William V. Ingram, Chairman
Pittsylvania County Board of Supervisors

Motion by Chesher, second by Dalton, to approve Resolution # 2022-01-02 as presented.

Chesher's Motion was approved by a 4-3 vote, with Dudley, Scarce, and Warren voting "no."

c. Fire and Rescue

Motion by Chesher, second by Dalton, to postpone the January 2022 Fire and Rescue Commission Meeting and advertise a proposed Ordinance change to the Pittsylvania County Public Safety Ordinance, Chapter 11-2. The proposed changes are:

1. To restructure the membership allowing each supervisor to appoint one person from their magisterial district who has experience in Fire and Rescue
2. One appointment of a business leader from each of the four (4) quadrants as selected by the respected Fire and Rescue Departments
3. No member shall be a part-time or full-time employee of Pittsylvania County

Chesher's Motion was approved by a 4-3 vote, with Dudley, Scarce, and Warren voting "no."

13. ADJOURNMENT

Ingram adjourned the Meeting at 5:29 PM.