

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS BUSINESS
MEETING
February 21, 2023

VIRGINIA: The Pittsylvania County Board of Supervisors' ("Board") Business Meeting was held on February 21, 2023, in the Board Meeting Room, 39 Bank Street, SE, Chatham, Virginia 24531.

CALL TO ORDER (7:00 PM)

Dalton called the Meeting to Order at 7:00 PM.

ROLL CALL

The following Board Members were present:

Darrell W. Dalton - Chairman, Callands-Gretna District
Timothy W. Dudley - Vice-Chairman, Staunton River District
Timothy W. Chesher - Dan River District
William V. ("Vic") Ingram - Tunstall District
Ronald S. Scearce - Westover District
Robert M. Tucker, Jr. - Banister District
Robert ("Bob") W. Warren - Chatham-Blairs District

AGENDA ITEMS TO BE ADDED

Motion to add the following items to the Agenda:

- Resolution # 2023-02-02 as item 13a

RESULT: 7-0 (Approve)
MOVER: Warren
SECONDER: Scearce
AYES: Dalton, Tucker, Warren, Scearce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

APPROVAL OF AGENDA

Motion to approve Agenda.

RESULT: 7-0 (Approve)
MOVER: Chesher
SECONDER: Ingram
AYES: Dalton, Tucker, Warren, Scearce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

CONSENT AGENDA

Motion to approve Consent Agenda.

RESULT: APPROVE
MOVER: Searce
SECONDER: Tucker
AYES: Dalton, Tucker, Warren, Searce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

- a. Board Meeting Minutes Approval
- b. County's 2023 January Bill List Approval
- c. Resolution # 2023-02-01 (Approving County’s Participation in Proposed Settlement of Opioid-Related Claims Against TEVA, Allergan, Walmart, and Walgreens) Adoption Approval
- d. WIA Grant Appropriation Approval (HSRA Grant)
- e. CITAC Officers Agreement Execution Approval
- f. Virginia Low Income Household Water Assistance Program Participation Agreement Execution Approval
- g. FRC Re-Appointment: Ward Rowland (Tunstall District)
- h. FRC Re-Appointment: Tim Cassell (Westover District)
- i. Town of Chatham/County Revised Master Water and Sewer Agreement Execution Approval

PRESENTATIONS

None.

HEARING OF THE CITIZENS

Jim Searce, Westover District, shared concern regarding a Motion that was made at the December Meeting to name the new Jail after former Sheriff McGregor and if there was a Naming Committee Meeting. He stated he had consulted with his attorney about VA FOIA requirements and the penalties that surround illegal Meetings and is awaiting his next steps.

Vanessa Searce, Westover District, apologized for missing last month's Meeting as she was attending Chamber Day at the Capitol. She believes it is more important now than ever to be involved in government. Her hope is that the citizens of the County do their part to make this County the best place to live, and she provided copies of The Constitution of the United States and The Declaration of Independence for everyone.

Steven Vanairsdale, Chatham-Blairs District, is current active-duty army and has served over twenty (20) years. He shared a quote by Teddy Roosevelt that said, "The most important single ingredient in the formula of success is knowing how to get along with people." He stated humility is a fragile thing, and he feels the Board has an obligation to move forward as a team.

Brenda Bowman, Chatham-Blairs District, followed up on her earlier presentation at the Work Session with Jay Craddock, and asked the Board to support a traffic study for the commercial corridor of Rt. 41 in the Chatham- Blairs and Westover Districts of the County.

PUBLIC HEARINGS

None.

Rezoning Public Hearings

1. Public Hearing: Case R-22-038: Myrtle Shields; Rezoning from A-1, Agricultural District, to R-1, Residential Suburban Subdivision District. The Planning Commission recommended, by an 8-0 vote, with no opposition, that the Petitioner's request be granted (Supervisor Warren).

In Case R-22-038, Myrtle Shields (“Petitioner”) has petitioned to rezone 0.31 acres from A-1, Agricultural District, to R-1, Residential Suburban Subdivision District (to allow the property to be consolidated with an adjacent parcel zoned R-1). The subject property is located on State Road 835/Pleasant Gap Drive, in the Chatham-Blairs Election District, and shown on the Tax Maps as GPIN # 2412-38- 6637. Once the property is rezoned to R-1, all uses listed under Pittsylvania County Code § 35-222 are permitted. On January 3, 2023, the Planning Commission recommended, by an 8-0 vote, with no opposition, that the Petitioner’s request be granted.

Dalton opened the Public Hearing at 7:19 PM. Shields was present to represent the Petition. No one signed up to speak and Dalton closed the Public Hearing at 7:19 PM.

Motion to approve the rezoning of 0.31 acres from A-1, Agricultural District, to R-1, Residential Suburban Subdivision District, to allow property lines to be adjusted.

RESULT: 7-0 (Approve)
MOVER: Warren
SECONDER: Ingram
AYES: Dalton, Tucker, Warren, Scarce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

2. Public Hearing: Case R-22-040: Harold and Celia Hayden; Rezoning from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A-1, Agricultural District. The Planning Commission recommended by an 8-0 vote, with no opposition, that the Petitioners' request be granted. (Supervisor Dalton)

In Case R-22-040, Harold and Celia Hayden (“Petitioners”) have petitioned to rezone 6.59 acres from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (to allow the property lines to be adjusted). The subject property is located off State Road 806/Ivory Branch Road, in the Callands-Gretna Election District, and shown on the Tax Maps as GPIN # 1477-14-0194. Once the property is rezoned to A-1, all uses listed under Pittsylvania County Code § 35-178 are permitted. On January 3, 2023, the Planning Commission recommended, by an 8-0 vote, with no opposition, that the Petitioners’ request be granted.

Dalton opened the Public Hearing at 7:21 PM. No one signed up to speak and Dalton closed the Public Hearing at 7:22 PM.

Motion to approve the rezoning of 6.59 acres from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A- 1, Agricultural District, to allow property lines to be adjusted.

RESULT: 7-0 (Approve)
MOVER: Warren

SECONDER: Dudley
AYES: Dalton, Tucker, Warren, Searce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

3. Public Hearing: Case R-22-041: Claudia and Willie Aaron; Rezoning from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A-1, Agricultural District. The Planning Commission recommended by an 8-0 vote, with no opposition, that the Petitioners' request be granted. (Supervisor Dalton)

In Case R-22-041, Claudia and Willie Aaron (“Petitioners”) have petitioned to rezone 45.58 acres from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (to allow the property lines to be adjusted). The subject property is located off State Road 806/Ivory Branch Road, in the Callands-Gretna Election District, and shown on the Tax Maps as GPIN # 1477-03-1969. Once the property is rezoned to A-1, all uses listed under Pittsylvania County Code § 35-178 are permitted. On January 3, 2023, the Planning Commission recommended, by an 8-0 vote, with no opposition, that the Petitioners’ request be granted.

Dalton opened the Public Hearing at 7:23 PM. No one signed up to speak and Dalton closed the Public Hearing at 7:24 PM.

Motion to approve the rezoning of 45.58 acres from A-1, Agricultural District, and R-1, Residential Suburban Subdivision District, to A-1, Agricultural District, to allow property lines to be adjusted.

RESULT: 7-0 (Approve)
MOVER: Tucker
SECONDER: Ingram
AYES: Dalton, Tucker, Warren, Searce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

Other Public Hearings

1. PCC Chapter 43 Revisions (VA COIA Filing Forms)

Chapter 31 of the Code of Virginia outlines the Conflict of Interest Act for State and Local Government, which includes annual disclosure statements that are required to be filed. Virginia § 2.2-3115 was recently updated and now requires Industrial Development Authority Members to file the Statement of Economic Interest Form, instead of the Financial Disclosure Statement. County Staff was also contacted by the Office of Children’s Services stating that all CPMT and FAPT Members who are Parent Representatives and/or Private Providers, need to complete the Statement of Economic Interest form as well.

For the above reasons, Pittsylvania County Code (“PCC”), Chapter 43, Disclosure of Personal Business Interests by County Officials and Employees, needs to be updated to reflect said Virginia Code changes, and to bring all other Boards and Commissions up to date with current filing requirements. There are Boards that have been eliminated and created since the last update to PCC Chapter 43.

Finally, this year, the Virginia Conflict of Interest Advisory Council sent communication that

localities can determine if they will allow electronic signature and acceptance of all annual filing forms. If so, localities are required to adopt a written policy stating the same. County Staff believes including this addition to PCC Chapter 43 will make the collection of filing forms more efficient.

Dalton opened the Public Hearing at 7:26 PM. No one signed up to speak and Dalton closed the Public Hearing at 7:26 PM.

Motion to approve the attached revisions to PCC Chapter 43 as presented.

RESULT: 7-0 (Approve)
MOVER: Chesher
SECONDER: Dudley
AYES: Dalton, Tucker, Warren, Scearce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

2. Public Property Disposition (Southside Soccer, Inc.)

Southside Soccer Club, Inc, ("Soccer Club"), a non-profit tax-exempt corporation, has for some time afforded thousands of County youths the opportunity to participate in an organized soccer league. The Soccer Club has been very successful and enjoyed by many. Currently, the Soccer Club uses the recreational fields adjacent to the old Blairs School located on East Whitt Road (Tax Parcel ID# 2421-71-1625) in the Blair's Magisterial District for soccer games. The Soccer Club has approached the County requesting to have the land transferred to their ownership to pursue grants to upgrade the facilities. This parcel is approximately 9.519 acres. The sale of land would be for \$1.00.

Dalton opened the Public Hearing at 7:29 PM. No one signed up to speak and Dalton closed the Public Hearing at 7:29 PM.

Motion to approve the transfer of 9.519 acres of land (Tax Parcel ID #2421-71-1625) to the Soccer Club for the sum of \$1.00, via the deed as attached and presented.

RESULT: 7-0 (Approve)
MOVER: Warren
SECONDER: Dudley
AYES: Dalton, Tucker, Warren, Scearce, Chesher, Dudley, Ingram
NAYS: None
ABSTAIN: None

MATTERS FROM WORK SESSION (IF ANY)

a. Resolution # 2023-02-02

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS

RESOLUTION # 2023-02-02
COUNTY ATTORNEY EMPLOYMENT AGREEMENT AMENDMENT # 2

The Pittsylvania County Board of Supervisors ("Board") adopted the following Resolution at its Business Meeting on February 21, 2023:

WHEREAS, the Board desires to continue the employment of J. Vaden Hunt, Esq. ("Hunt"), as County Attorney for Pittsylvania County, Virginia, and the Board; and

WHEREAS, it is the desire of the Board to provide certain benefits, establish certain conditions of employment, and to set working conditions for Hunt; and

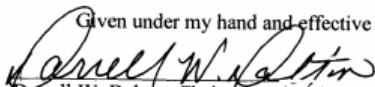
WHEREAS, the Board desires to amend its Employment Agreement with Hunt executed on April 21, 2020, and revised via Resolution # 2021-12-09, County Attorney's Employment Agreement Amendment # 1, on December 21, 2021.

NOW THEREFORE, BE IT RESOLVED, that the Board approves the following amendments to Hunt's Employment Agreement:

1. Section 2(A): when Hunt resumes exclusively County Attorney duties, increase Hunt's salary by ten percent (10%); said salary increase shall be based on Hunt's total base salary, including vehicle allowance, of his salary immediately prior to assuming the Interim County Administrator role; and
2. Section 6(A): increase severance provisions to twelve (12) months; and
3. Section 18: increase vehicle allowance by one-hundred dollars (\$100.00) per month.

BE IT FURTHER RESOLVED that the Board has caused this Resolution to be signed and executed by the Board's Chairman and the Chairman of the Board's Personnel Committee, and Hunt has signed and executed the same, in duplicate, the day and year written below.

Given under my hand and effective on this 21st day of February, 2023.



Darrell W. Dalton, Chairman, Pittsylvania County Board of Supervisors; Chairman, Pittsylvania County Board of Supervisors' Personnel Committee

Date: 2/21/23



Employee, J. Vaden Hunt, Esq.

Date: 2/21/23



Motion to approve Resolution # 2023-02-02, County Attorney Employment Agreement Amendment # 2.

RESULT: 6-1 (Approve)
MOVER: Warren
SECONDER: Dudley
AYES: Dalton, Tucker, Warren, Scarce, Chesher, Dudley
NAYS: Ingram
ABSTAIN: None

BOARD MEMBER REPORTS

- Tucker thanked County Staff for their prep work for the Meetings and he also recognized Black History Month. He stated he wanted to celebrate those who gave of themselves to help make our Nation what it is today, and those who are currently making history in their communities.

- Dudley thanked everyone for coming to the Meeting. He thanked County Staff for their dedication to these Meetings, and to the Board for their work as well.
- Warren recognized Ronnie Haymore and stated his recent passing was a big loss for this County. He served for many years on the IDA and coached many youths throughout the County. He asked to remember his family in prayer and it is hard to find a public servant such as Haymore.
- Scarce stated the last Resolution passed was to renew the contract for the County Attorney, and he thanked Hunt for his service.
- Ingram echoed sentiments about Haymore and asked everyone to keep his family in thought and prayer. He also recognized Black History Month and mentioned Wendell Scott, Tommy McMannon, George Coleman, and Altavista native, Juan Thornhill, who is the safety for the Kansas City Chiefs. He also recognized the Tunstall High School Varsity Basketball team as they are working towards the State Championship.
- Chesher thanked everyone for coming to the Meeting and thanked Mrs. Scarce for a copy of the Constitution. He stated one year ago this week he was in ICU, and now his 26-year-old daughter-in-law is going through the same thing and asked for prayers for her. He also quoted "Hard times create hard men, hard men create soft times, soft times create soft men, soft men create hard times" to remind everyone that there still are good people out there.
- Dalton thanked citizens for coming out to the Meeting and thanked County Staff for their work. He asked everyone to remember Jeff Stone's family after his passing, as he was a former County employee, as well as the Haymore Family.

COUNTY ADMINISTRATOR REPORTS

Hunt thanked the Board for continuing to show their faith in him by approving his revisions to his Employment Agreement. He stated that countless hours went into the preparation of implementing new software at this Meeting, and he thanked County Staff for their hard work and dedication.

ADJOURNMENT

Dalton adjourned the Meeting at 7:41 PM.