



BOARD OF SUPERVISORS MEETING
Organizational Meeting Agenda – January 9, 2023 (5:00 P.M.)

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Call to Order
- 4) Welcome of Visitors and Advise Role of County Administrator as Contact Person for the Board
- 5) Election of Chairperson for 2023
- 6) Election of Vice Chairperson for 2023
- 7) Setting of Regular Board Meeting Dates for 2023
- 8) Adoption of the Board's 2023 Bylaws
- 9) Consideration of the Fiscal Year 2023-24 Budget Calendar
- 10) Consideration of a Date for the Board's Annual Planning Session
- 11) Closed Meeting
 - A) §2.2-3711(A)7 for Discussion of Pending Legal Matters
 - B) §2.2-3711(A)11 for Discussion of Special Awards
- 12) Adjournment

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 5

Subject:

Election of Chairperson for 2023

Background:

The first order of business is the election of a Chairperson for 2023, followed by the election of the Vice Chairperson. If the Board so desires, a motion may be adopted prior to either election for the County Administrator to chair the meeting until after the election of both Chairperson and Vice Chairperson.

Attachments:

None

Recommendations:

None

Possible Board Action(s):

MOTION:

I make a motion to authorize the County Administrator to chair the meeting during the election of the Chairperson and Vice-Chairperson.

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 6

Subject:

Election of Vice-Chairperson for 2023

Background:

After the Chairperson is elected, the election for Vice-Chairperson is held. If the Board so desires, a motion may be adopted prior to either election for the County Administrator to chair the meeting until after the election.

Attachments:

None

Recommendations:

None

Possible Board Action(s):

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 7

Subject:

Setting of Regular Board Meeting Dates

Background:

For the past few years, the Board's meeting dates have been on the fourth Tuesday of each month, with the exception of December. In that month, the date was moved to avoid conflicts with the holidays. A proposed calendar of meeting dates is attached, based on the schedule of meeting every fourth Tuesday except in December. The Board may want to move the December meeting date to December 19, 2023.

Attachments:

Proposed meeting dates

Recommendations:

Staff recommends adoption of meeting dates for 2023

Possible Board Action(s):

MOTION to APPROVE:

I make a motion to approve the meeting dates for 2023 as presented.



Board of Supervisors – 2023 Meeting Dates

All meetings at 3 p.m. on the fourth Tuesday of each month

- January 24
- February 28
- March 28
- April 25
- May 23
- June 27
- July 25
- August 22
- September 26
- October 24
- November 28
- December 19 (3rd Tuesday)

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 8

Subject:

Adoption of the Board's 2023 Bylaws

Background:

The Board traditionally adopts bylaws each year at its annual organizational meeting. The 2022 Bylaws are included in the packet for your consideration of any changes.

Attachments:

Proposed Bylaws

Recommendations:

Staff recommends approval of the bylaws for 2023 with the minor changes noted in the attachment.

Possible Board Action(s):

MOTION to APPROVE:

I make a motion to approve the bylaws for 2023 as presented.

HENRY COUNTY BOARD OF SUPERVISORS

BYLAWS

Adopted January 3, 202~~32~~

ARTICLE I.

Officers

Section 1.1. Chairperson. At its first meeting in January (the annual meeting), the Board shall elect a Chairperson to serve for a term of one year (§15.2-1422). The Chairperson shall preside at all meetings (§15.2-1423), maintain the orderly conduct thereof, rule on all parliamentary matters, call for and cause all votes to be recorded, and administer oaths to any persons concerning any matter submitted to the Board (§15.2-1410). The Chairperson shall sign all accounts payable drawn on the County. In the event of a vacancy in the office of Chairperson during the term, the Board shall proceed to elect a replacement to serve the balance of the term (§15.2-1424).

The Chairperson shall have the authority to honor and recognize groups and individuals and to proclaim and decree special occasions when it is not practical or timely for the entire Board to meet.

Section 1.2. Vice-Chairperson. The Board shall elect a Vice-Chairperson immediately after the election of a Chairperson at the annual meeting. The Vice-Chairperson shall execute all duties of the Chairperson in their absence.

ARTICLE II.

Meetings.

Section 2.1. Time and Location. The Board shall hold a regular monthly meeting on dates, times, and places set by the Board at its annual meeting. The meeting shall include a period for public comment scheduled for 6 p.m. or as soon as possible after 6 p.m. The regular meetings may be adjourned or continued from time to time to a date and time specified, provided that no meeting shall be continued to a time beyond the next regular meeting. Any regular meeting falling on a day designated as a legal holiday by the Board of Supervisors shall be held on the next business day (§15.2-1416).

Section 2.2. Special Meetings. A special meeting shall be held when requested by the Chairperson or two or more members. Such a request shall be in writing and addressed to the County Administrator, and shall specify the time, place, and matters to be considered. Upon receipt of such a request, the Administrator shall immediately notify each member of the Board and the County Attorney in writing or by electronic communication. Any matter not specified in the notice shall not be considered unless all members are present and consent to such matters. The notice may be waived if all members attend the special meeting or sign a waiver (§15.2-1418).

Section 2.3. Attendance. A majority of the members shall constitute a quorum (§15.2-1415); however, less than a majority may adjourn or continue a meeting. No member shall absent himself from a meeting without just cause.

Section 2.4. Motions and Voting. No motion shall be considered unless it has been duly made and seconded. The Chairperson may surrender the chair at any time for the purpose of making a motion or second. In such event, he should not resume the chair until the motion is decided.

The Chairperson shall call for and cause the vote to be recorded after the motion is properly before the Board and has been duly discussed. Any member believing a motion has been duly discussed may move or call for the previous question. Such motion shall not be debatable. However, if any member objects,

the Chairperson shall call for a vote on the motion calling for the previous question. If that motion carries, the Chairperson shall proceed to call for the vote on the motion before the Board. If the motion calling for the previous question is defeated, the debate on the main motion shall continue.

Motions shall be carried by a majority of the members present and voting in the affirmative (§15.2-1420), except that a majority affirmative vote of all members shall be required for any appropriation exceeding \$~~20~~25,000, the imposition of taxes, and the authorization for borrowing money.

Section 2.5. Agenda. A copy of the agenda for each Board meeting, along with supporting documentation and pertinent background information for items listed on the agenda, shall be provided to members of the Board of Supervisors and the County Attorney. As referenced in Section 2.1, the agenda shall include a time for public comment at 6 p.m. or as soon as possible after 6 p.m. The agenda also shall be crafted to hear most public action – e.g., public hearings, rezonings, and general highway matters – as soon as possible after 6 p.m. so that visitors specifically affected by those issues may easily access the meeting.

Additional items may be scheduled within this general format by the County Administrator. To be listed specifically on a Board agenda, any item must be in the hands of the County Administrator at least seven days prior to the meeting at which it is to be discussed.

Section 2.5A. Consent Agenda. In the preparation of the monthly agenda, the County Administrator shall list all items of a routine, non-controversial nature on which no discussion or debate is anticipated as “Consent Items.” One motion to adopt, approve, or accept all items listed under this category will be in order. If any member, the County Administrator, or the County Attorney wishes to discuss any item listed under the consent agenda, he or she may request to do so prior to the motion to adopt the consent agenda. If any item is removed from the

consent agenda, it will be placed on the regular action agenda at the end of the other matters of business.

Section 2.6. Public Participation. All Board meetings shall be open to the public. Matters under consideration by the Board shall not normally be open to discussion by the general public unless consented to by the Chairperson or a majority of the Board. However, any member of the public may request an opportunity to speak to the Board by contacting the County Administrator at least seven days prior to any meeting. In such a case, the citizen shall be listed on the agenda under "Matters Presented by the Public." Citizens are requested to advise the County Administrator of the subject about which they want to speak.

Those persons who request to be on the agenda seven days prior to a meeting will be allowed to speak first, and a time limit may be set on others who want to speak if there are time restraints regarding the agenda.

Section 2.7. Rules of Order. All meetings shall be conducted according to "Robert's Rules of Order" unless otherwise provided by the Code of Virginia or these bylaws.

Section 2.8. Sergeant-at-Arms. The Sheriff of Henry County or his deputy shall act as sergeant-at-arms. The Chairperson may direct any person to be expelled by the sergeant-at-arms for proper cause, including disruption of the meeting.

Section 2.9. Items Not on Agenda. It shall be the policy of the Board that items not listed on the agenda not normally be acted upon except in unusual circumstances requiring immediate action. No such action shall be taken at such a meeting if an objection to immediate action is registered by two members. If a Board member wishes to bring a matter to the attention of the Board which is not on the agenda, it shall be the policy of the Board to refer any such subject to the County Administrator and/or special committees for study and/or recommendations prior to taking any action.

ARTICLE III.

Closed Meetings and Confidential Matters.

Section 3.1. Closed Meetings. Closed Meetings of the Board shall be held in accordance with §2.2-3711 of the Virginia Freedom of Information Act. All matters discussed in closed meetings shall not be revealed or discussed outside the session with anyone not in attendance or entitled to attend the closed meeting. Any board member who willfully and/or knowingly divulges details from a closed session in a manner that can be adequately substantiated shall face punitive action from the Board in the form of public reprimand and censure.

When pursuant to any section of these bylaws, the Board is considering issuing a censure against a Supervisor, the following procedures shall apply:

- a) No motion for censure shall be considered by the Board unless it is an identified agenda item on the Board's agenda for the meeting at which the motion is made and said agenda item lists the supervisor or supervisors proposed to be censured and outlines the conduct or statement which is the subject of the censure.
- b) No motion for censure shall be considered by the Board unless the Supervisor proposed to be censured is present at the meeting when the motion is made.
- c) Prior to a vote on a motion to censure, the Supervisor proposed to be censured shall be entitled to present such evidence as the Supervisor deems appropriate, including documents, audio, and video recordings, and statements from other members of the Board and the public. The statements of the Board and public need not be sworn and the presentation of evidence shall be subject to the reasonable time and decorum limitations set by the Chairperson.
- d) The proponent of a motion to censure shall be entitled to present such evidence as the Supervisor deems appropriate,

including documents, audio recordings, video recordings, and statements from other members of the Board and the public. The statements of the Board and public need not be sworn and the presentation evidence shall be subject to the reasonable time and decorum limitations set by the Chairperson.

Section 3.2. Absence from Closed Meetings. If a Board member is absent from a closed meeting for any reason, the County Administrator shall be responsible to inform him of the discussion which took place in the closed meeting.

Section 3.3. Public Comment. In the event that any confidential information discussed during a closed meeting shall be received by representatives of the news media, it shall be the policy of the Board that no member shall make any comment upon any such matter unless the news media representative reveals the source of the confidential information in his possession.

ARTICLE IV.

Committees.

Section 4.1. Committees. Committees may be created from time to time by the Board. The Board shall appoint members to any such committees so created (§15.2-1411).

ARTICLE V.

Appointments to Boards and Commissions.

Section 5.1. Appointments to Boards and Commissions. (§15.2-1411) All appointments to authorities, commissions, agencies, boards, and other bodies required and authorized to be made by the Board shall be agreed upon by a majority of the

members present and voting. Information on all nominees for such appointments, whether to represent the County as a whole or a particular magisterial district, shall make the information available to all members prior to any appointment by the Board. It shall be the policy of the Board as a whole to scrutinize and agree upon all appointees to represent the County in any capacity.

- A. All appointments to any boards, agencies, organizations, etc. for a term commencing after the qualification (election and oath of office) of newly-elected members, shall not be made prior to such qualification and the first meeting held thereafter.
- B. No appointment shall be made more than 45 days prior to the commencement of a term for which the appointment is made.

ARTICLE VI.

Amendment of Bylaws.

Section 6.1. Amendment of Bylaws. These bylaws may be amended by a majority of the members present, provided that all members have received at least a five-day notice of the intent to amend.

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 9

Subject:

Consideration of Fiscal Year 2023-2024 Budget Calendar

Background:

Attached is the proposed calendar in preparation for the FY 2023-2024 County Budget. The calendar provides for preparation, adoption, and appropriation of the budget in accordance with the deadlines provided in the Code of Virginia.

Attachments:

Proposed FY 2023-24 Budget Calendar

Recommendations:

Staff recommends adopting the proposed budget calendar for FY 2023-2024 County Budget.

Possible Board Action(s):

MOTION to APPROVE:

I make a motion to adopt the budget calendar for FY 2023-2024 County Budget as presented.



FY 2023-24 BOARD OF SUPERVISORS PROPOSED BUDGET CALENDAR

- County CIP Requests Due January 20
- Distribute Budget Documents January 20
- Budget Requests Due in County Administrator's Office February 10
- Joint Budget Work Session with School Board February 28 (5pm)
- School Budget Request Due April 1
- Present Total County Budget to Board of Supervisors April 4 (5pm)
- Work Session on School Budget and Total County Budget April 6 (5pm) *
- Advertise Public Hearing April 9
- Public Hearings: School and County Budgets April 17 (7pm)
- Adoption of School Budget and Total County Budget April 25
- Appropriation of School Budget and Total County Budget May 23

***Other Work Sessions as Needed**

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 10

Subject:

Consideration of a Date for the Board's Annual Planning Session

Background:

The Board has held an annual planning session for several years, usually in late January or early February. The session provides the Board the chance to look back at the opportunities and challenges of the past year and establish priorities for the upcoming fiscal year.

Attachments:

None

Recommendations:

Staff recommends the following dates as consideration for the planning session:

Monday, February 6

Tuesday, February 7

Thursday, February 9

Possible Board Action(s):

MOTION:

I make a motion to hold the annual planning session on _____, February _____, 2023, at _____ p.m.

BOARD OF SUPERVISORS' MEETING

Meeting Date: January 9, 2023

Agenda Item # 11

Subject:

Closed Meeting

Background:

A closed session is needed to discuss the following matters as permitted under the Virginia Freedom of Information Act:

§2.2-3711(A)7 for Discussion of Pending Legal Matters

§2.2-3711(A)11 for Discussion of Special Awards

Attachments:

None

Recommendations:

None

Possible Board Action(s):

MOTION:

I make a motion That the Board convenes in a Closed Meeting as permitted under the following Sections of the Virginia Freedom of Information Act:

§2.2-3711(A)7 for Discussion of Pending Legal Matters

§2.2-3711(A)11 for Discussion of Special Awards