

BOOK 34**AMHERST COUNTY BOARD OF SUPERVISORS****AGENDA****September 16, 2014**ADMINISTRATION BUILDING - 153 WASHINGTON STREET - SCHOOL BOARD ROOM
7:00 P.M.**I. Call to Order****II. Invocation and Pledge of Allegiance****III. Approval of Agenda****IV. Citizen Comments** Citizen speakers shall speak once to an issue and confine their remarks to the question before the Board. Citizen Speakers should avoid repetition insofar as possible and limit their comments to three (3) minutes.**V. Public Hearing**

2014-14 Request by Rodney Callands for a special exception request in the R-2 General Residential District. The purpose of the special exception is to allow a manufactured home. The property is located in a private drive off of Riverview Road and is further identified as tax map number 156-A-58.

VI. Special Presentation

Damien Cabezas, CEO Horizon Behavioral Health

VII. Consent Agenda**A. Appropriations**

- a. FY 2015 Assigned Funds
- b. FY2015 Appropriation Request – Committed Funds
- c. FY2015 Appropriation Request - Information Technology
- d. FY2015 Appropriation Request – Sheriff's Department

B. Transfers

- a. FY2014 Transfer Request – Public Works

VIII. New Business

A. First Reading - Ordinance 2014-0012: Amending §§ 15-122, 15-123, 15-124, 15-125, 15-127, 15-128, and 15-129 of Article IV of Chapter 15 of the Amherst County Code to increase water charges and fees by 6.15 percent, and sewer service charges and fees by 9.15 percent, and making non-substantive corrections and changes to the Code text. The fee and charge increases are necessary to support recent technology upgrades to the County water and sewer system required by new federal water quality mandates.

IX. County Administrator Report**X. Citizen Comments****XI. Matters from Members of the Board of Supervisors**

XII. ~~Closed Session~~

~~A. Virginia Code § 2.2-3711 (A)(1): To discuss the evaluation of the County Attorney.~~

XIII. Adjourn**MINUTES**

At a regular meeting of the Board of Supervisors of Amherst County and held at the Administration building thereof on Tuesday, the 16th day of September, 2014, at 7:00 p.m. at which the following members were present:

BOARD OF SUPERVISORS:

PRESENT: Mr. David Pugh
Mr. John Marks, Jr.
Mr. Robert Curd

ABSENT: Mr. Donald Kidd
Mrs. Claudia Tucker

STAFF PRESENT: Dean Rodgers, County Administrator, David Proffitt, Deputy County Administrator/Purchasing Agent, Ellen Bowyer, County Attorney, and Regina Rice, Executive Administrative Assistant

- I. Mr. Pugh, Vice-Chairman, called the meeting to order.
- II. Mr. Marks led in the invocation and pledge of allegiance.

III. APPROVAL OF AGENDA

Mr. Pugh moved to amend the September 16, 2014 agenda and deleted Item XII Closed Session, Virginia Code SS2.2-3711 (A)(1) to discuss the evaluation of the County Attorney, and to move the Closed Session item to October 7, 2014 1:00 p.m., due to the absence of Board members Mr. Kidd and Mrs. Tucker.

On motion by Mr. Curd, and with the following vote, the Board approved the amended Agenda.

AYE: Mr. Pugh, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: Mr. Kidd, Mrs. Tucker

IV. CITIZEN COMMENTS

Mr. Pugh asked if there were any speakers for the citizen comment section.

Ms. Lynn Cunningham of Amherst, Virginia, spoke to the Board regarding the former Amherst Baptist Church. Ms. Cunningham stated she was in favor of preserving the building and pointed out to the Board the value of re-purposing old buildings and noted numerous examples of old buildings located in downtown Lynchburg that have been renovated.

Mr. Michael Dowell of Amherst, Virginia, spoke to the Board on behalf of Second Stage. Mr. Dowell advised the Board there will be one final market season this week at the former Amherst Baptist Church grounds. Mr. Dowell invited the Board to the final market and advised the Board that Second Stage has received their non-profit status as a 501.(c)(3) designated organization. Mr. Dowell thanked the Board for all they have done.

Mr. Pugh asked if anyone else wished to speak. There were no other speakers and Mr. Pugh closed the Citizen Comment section.

V. PUBLIC HEARING

2014-14 Request by Rodney Callands for a special exception request in the R-2 General Residential District. The purpose of the special exception is to allow a manufactured home. The property is located in a private drive off of Riverview Road and is further identified as tax map number 156-A-58.

Mr. Jeremy Bryant, Planning & Zoning Director, presented Zoning Request 2014-14 by Rodney Callands for a special exception request in the R-2 General Residential District to allow a manufactured home on the property located off of Riverview Road and identified as tax map number 156-A-58.

Mr. Bryant advised the Board of the Planning Commission's August 21, 2014 approval of 2014-14 with the following conditions: 1) Prior to issuance of a zoning permit approval by the Virginia Department of Health must be required to determine if the drainfield will be adequate for the dwelling; and 2) If the manufactured home is abandoned for more than twenty-four (24) months, the manufactured home and related items shall be removed from the property.

Mr. Pugh pointed out to Mr. Bryant and to the Board of the Amherst County Board of Supervisors Rules of Procedure, specifically Section 4-2, that if a matter affecting a district in the absence of a Board member representing that district, the Board shall not act upon the matter. Mr. Pugh advised he and Mr. Marks had spoken with Mr. Kidd and there would not be a problem voting on this issue.

Mr. Pugh opened Public Hearing 2014-14 and asked if anyone wished to speak in favor of this special exception.

Mr. Rodney Callands, owner of the property, addressed the Board and stated he would keep the property clean and that his daughter would be living in the manufactured home.

There were no other speakers.

Mr. Pugh asked if anyone who had opposition to this special exception to please come forward. No person came forward.

Mr. Pugh closed the public hearing.

On motion by Mr. Marks, and with the following vote, the Board approved 2014-14 special exception request by Rodney Callands.

AYE: Mr. Pugh, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: Mr. Kidd, Mrs. Tucker

VI. SPECIAL PRESENTATION

Mr. Pugh welcomed and introduced Mr. Damien Cabazas, the Chief Executive Officer of Horizon Behavioral Health. Mr. Cabazas thanked for Board and explained his new assignment as the CEO of Horizon Behavioral Health which began July 2014.

Mr. Cabazas informed the Board that Horizon will be opening a new Wellness Center located in the Brockman Industrial Park and explained this center will expand the current location to serve additional people in the community.

Mr. Cabazas invited the Board to a groundbreaking ceremony on September 26, 2014 at 11:00 a.m.

Mr. Cabazas stated the goal is have this center up and running by March 2015 and the center will provide crisis intervention and outpatient treatment for adults and children. Mr. Cabezas stated he looks forward to working the Amherst County.

Mr. Pugh thanked Mr. Cabazas for his presentation.

VII. CONSENT AGENDA

A. Appropriations

- a. FY 2015 Assigned Funds
- b. FY2015 Appropriation Request – Committed Funds
- c. FY2015 Appropriation Request - Information Technology
- d. FY2015 Appropriation Request – Sheriff's Department

B. Transfers

- a. FY2014 Transfer Request – Public Works

There were no questions from the Board and Mr. Marks moved to approve the Consent Agenda.

On motion by Mr. Marks, and with the following vote, the Board approved the Consent Agenda.

AYE: Mr. Pugh, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: Mr. Kidd, Mrs. Tucker

VIII. NEW BUSINESS

Mr. Pugh requested Ms. Bowyer present Ordinance 2014-0012 to the Board in the absence of Mr. Dan French, Director of the Amherst County Service Authority.

Ms. Bowyer advised the Board that Ordinance 2014-0012 amends §§ 15-122, 15-123, 15-124, 15-125, 15-127, 15-128, and 15-129 of Article IV of Chapter 15 of the Amherst County Code to increase water charges and fees by 6.15 percent, and sewer service charges and fees by 9.15 percent, and making non-substantive corrections and changes to the Code text. The fee and charge increases are necessary to support recent technology upgrades to the County water and sewer system required by new federal water quality mandates.

Ms. Bowyer explained to the Board the County has fees for water and sewer services built into the County Code and in order to change those fees the Board would need to adopt an ordinance to reflect the new charges and fees. Ms. Bowyer explained this ordinance is before the Board tonight as a first read and that it will go before the Board and the Service Authority Board as a joint public hearing on October 21, 2014. Ms. Bowyer stated that citizens have an opportunity to view the ordinance and copies are located in both the County Administrator's office and at the Service Authority Board's office in Madison Heights. Ms. Bowyer confirmed to the Board the new rates will go into effect on the 1st day of January, 2015.

There were no questions from the Board.

On motion by Mr. Curd, and with the following vote, the Board moved to take Ordinance 2014-0012 to a joint Public Hearing on October 21, 2014.

AYE: Mr. Pugh, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: Mr. Kidd, Mrs. Tucker

IX. COUNTY ADMINISTRATOR REPORT

Mr. Pugh asked Mr. Rodgers to present the County Administrator's report. Mr. Rodgers explained to the Board the budget process will be different this year than in the past years. Mr. Rodgers stated his goal is to break the budget process into smaller pieces and that he will be presenting three different budgets to the Board. Mr. Rodgers advised his staff has received instructions and that each department will produce a capital improvement plan budget, a supplemental budget and an O & M budget. Mr. Rodgers explained to the Board the O & M budget will be a "bare bones" budget, nothing extra.

Mr. Rodgers stated he will prioritize each budget request and then look at the available funds. The Board will then review the priority staff places on each request and the Board will then agree to apply funds or not to apply funds to each issue.

Mr. Rodgers stated he anticipates this process will make it easier and clearer for the Board to understand when making decisions concerning funding.

Mr. Pugh complimented Mr. Rodgers on his work since his employment as of August 1, 2014, mentioning the upcoming EDA orientation day with the Board on October 29, 2014, giving the opportunity for the Board to look at future business opportunities and to increase the tax base.

Mr. Rodgers thanked Mr. Pugh and advised the Board he is still collecting questions regarding the School Efficiency Study and would like to have those questions to him as soon as possible.

Mr. Pugh also complimented Mr. Rodgers on the agendas and new format and stated this has made it much easier for the Board.

X. CITIZEN COMMENTS

Mr. Pugh asked if any one wished to come forward to speak.

Mr. Sam Mays of Clifford, Virginia, addressed the Board of his concern of an air sport/ultra light business located in the northern section of Amherst County. Mr. Mays voiced his concern that this business is flying very low over his property, whether this gentleman has insurance and what about the liability in the event of an accident.

Mr. Pugh suggested to Mr. Mays to contact the County Administrator. Mr. Rodgers provided his contact information to Mr. Mays and asked him to phone the office.

Ms. Cindy Henderson of Madison Heights, Virginia, addressed the Board and mentioned the tourism task force that Mr. Pugh spoke about during the August 5, 2014 board meeting. Ms. Henderson asked the Board if any further thought had been given to this and stated the tourism and tourist dollars that the County could bring in to generate additional revenue for the benefit of the citizens and the County. Ms. Henderson stated she supports the revitalization of the old Amherst Baptist Church and expressed how glad she is to learn that the former Phelps Road School has a new owner to revitalize the building.

Mr. Pugh advised Ms. Henderson that the tourism task force is something the Board may consider in the near future.

There were no other speakers.

Mr. Pugh closed the Citizen Comment section.

XI. MATTERS FROM MEMBERS OF THE BOARD OF SUPERVISORS

Mr. Pugh asked the Board if there were any matters that needed to be addressed.

Mr. Curd stated he did not have anything at this time.

Mr. Marks thanked the County Administrator for providing him with a copy of the County organizational chart.

Mr. Pugh acknowledged Ms. Henderson who spoke earlier and mentioned the publication by the Recreation and Parks Department different things to do in Amherst County. Mr. Pugh expressed thanks to the Recreation and Parks Department and to Ms. Henderson for her input.

XIII. ADJOURN

On motion by Mr. Marks and with the following vote, the Board moved to adjourn.

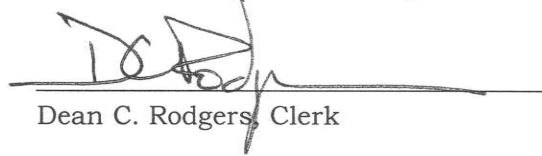
AYE: Mr. Pugh, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: Mr. Kidd, Mrs. Tucker

A handwritten signature in dark ink, appearing to read 'D. Pugh', written over a horizontal line.

David Pugh, Vice-Chairman
Amherst County Board of Supervisors

A handwritten signature in dark ink, appearing to read 'D. Rodgers', written over a horizontal line.

Dean C. Rodgers, Clerk