

BOOK 34

AMHERST COUNTY BOARD OF SUPERVISORS

AGENDA

October 21, 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** Citizens 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 Hearings**
 - A. **Ordinance No. 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.
 - B. **Ordinance No. 2014-0013** Amending the Official Zoning District Map for Amherst County, Virginia, to provide for the rezoning of a certain parcel located at 186 Dillard Road, Madison Heights, Virginia, Map Number 147-A-212A, from designation as M-1 Industrial District to designation as B-2 General Commercial District.
- VI. **Old Business**
 - A. **Resolution No. 2014-0028-R** Endorsing the Strategic Plan for the Agricultural and Forestry Economy in localities within Virginia's Region 2000.
 - B. **Resolution No. 2014-0030-R** Requesting that the Amherst County Economic Development Authority partner with the Region 2000 Partnership to explore opportunities and analyze alternatives for use of the Central Virginia Training Center facility.
 - C. **Resolution No. 2014-0031-R** To express the commitment by the Amherst County Board of Supervisors to make improvements to Learning Lane in Madison Heights, Virginia, sufficient to allow it to be taken into the secondary system of state highways, pursuant to Virginia Code §33.1-229 and the Subdivision Street Requirements promulgated by the Virginia Department of Transportation.
 - D. Designation of VACO Representative/Proxy
- VII. **New Business**

A. Appropriation

1. Public Safety – Fire Program Fund Allocation Grant
2. Treasurer- Funding to shred old files exceeding State required retention schedule
3. Department of Social Services – final revisions to FY2015 Budget

VIII. County Administrator Report

IX. Departmental Reports

A. Building Safety & Inspections - Monthly report September 2014

B. Planning & Zoning – Community Development Block Grant Update for Old Town Madison Heights, Phase II

X. Citizen Comments

XI. Matters from Members of the Board of Supervisors

XII. Adjourn

MINUTES

At a regular meeting of the Board of Supervisors of Amherst County and held at the Administration building thereof on Tuesday, the 21st day of October, 2014, at 7:00 p.m. at which the following members were present:

BOARD OF SUPERVISORS:

PRESENT: Mr. Donald Kidd
Mr. David Pugh
Mrs. Claudia Tucker
Mr. Robert Curd
Mr. John Marks, Jr.

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

Mr. Kidd called the meeting to order.

Mr. Marks led in the invocation and pledge of allegiance.

I. APPROVAL OF AGENDA

Mr. Kidd stated that IV. C. Resolution 2014-0031-R to express the commitment by the Amherst County Board of Supervisors to make improvements to Learning Lane in Madison Heights, Virginia, sufficient to allow it to be taken into the secondary system of state highways, pursuant to Virginia Code §33.1-229 and the Subdivision Street Requirements promulgated by the Virginia Department of Transportation, be stricken from the agenda. Resolution 2014-0031-R was adopted by the Board at the October 7, 2014 meeting, with a 4/0 vote.

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

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None
 ABSENT: None

IV. CITIZEN COMMENTS

Mr. Kidd asked if anyone wished to speak to please come forward.

Mr. Cooke Harvey of Amherst, Virginia, spoke in support of the Second Stage Farmer's market and expressed his support for this market. Mr. Harvey advised the market had enjoyed a successful past two years generating approximately \$40,000.

Ms. Sandi Esposito of Amherst, Virginia, spoke regarding preservation of the former Amherst Baptist Church and her concern of the demolition of the building. Ms. Esposito provided the Board a letter dated October 21, 2014 from Sonja Ingram of Preservation Virginia, which outlined the reuse and rehabilitation of historic buildings.

Ms. Cindy Henderson of Madison Heights, Virginia, addressed the Board of her concern to save the former Amherst Baptist Church. Ms. Henderson informed the Board of a petition campaign signed by approximately 1,800 citizens of Amherst County who desire to preserve the building. Ms. Henderson asked the Board to work with citizens to save this building from demolition.

Mr. Alan Wood of Madison Heights, Virginia, thanked the Board for adoption of Resolution 2014-0031-R and Mr. Dean Rodgers for all the work they have done regarding Learning Lane.

Mr. Craig Pleasants of Amherst, Virginia, expressed his pleasure driving past the site of the renovation of the Amherst Depot. Mr. Pleasants thanked and congratulated the Board of the beautiful look of the Depot and what a great tribute this is to the County.

Ms. Martha Bryant of Amherst, Virginia, expressed her concern of Resolution 2014-0030-R requesting the EDA to partner with Region 2000 to explore alternatives for use of the Central Virginia Training Center facility. Ms. Bryant thanked Delegate Ben Cline's for his attendance at this meeting. Ms. Bryant expressed her concern regarding closing of CVTC and provided the Board a Central Virginia Training Center Operating impact sheet.

Mr. Kidd thanked all citizens for their comments.

There were no other speakers and Mr. Kidd closed the Citizen Comment section.

V. PUBLIC HEARINGS

A. Ordinance No. 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.

Mr. Kidd opened the Public Hearing for Ordinance No. 2014-0012. Mr. Kidd asked if anyone in favor of this ordinance to please come forward.

Mr. Dan French, Director of Public Utilities, spoke to the Board in favor of adoption of Ordinance 2014-0012. Mr. French reiterated the need for a rate increase due to federal regulations. Mr. French stated the average customer increase for water will be approximately \$1.65 per month for water and \$2.30 per month for sewer.

Mr. Kidd thanked Mr. French and asked anyone in opposition of this ordinance to please come forward.

There were no other speakers and Mr. Kidd closed the Public Hearing.

On motion by Mr. Marks, and with the following vote, the Board approved adoption of Ordinance No. 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.

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: None

B. Ordinance No. 2014-0013 Amending the Official Zoning District Map for Amherst County, Virginia, to provide for the rezoning of a certain parcel located at 186 Dillard Road, Madison Heights, Virginia, Map Number 147-A-212A, from designation as M-1 Industrial District to designation as B-2 General Commercial District.

Mr. Kidd opened the Public Hearing for Ordinance No. 2014-0013. Mr. Kidd asked that anyone in favor of this ordinance to please come forward if they wished to comment.

Mr. Jeremy Bryant, Director, Planning and Zoning, presented to the Board information contained in his staff report as well as the Planning Commissioner's recommendation of one voluntary proffer requiring a fenced in playground for children with a four (4) foot high chain linked fence.

Mr. Marks referred to a letter sent to the Planning Department from Steve Gregory supporting the business. Mr. Bryant confirmed to Mr. Marks that Mr. Gregory's property is located across from this parcel on Rt. 130.

Mr. Frank Buhler, of Lynchburg, Virginia, current owner of the building, came forth and spoke in support of Caterpillar Clubhouse locating at this site.

Mr. Sam Hunt of Madison Heights, Virginia, a representative of the Caterpillar Clubhouse provided the Board with his plans to purchase this building at 186 Dillard Road and to renovate the building into a daycare center. Mr. Hunt advised the Board of his plans of future expansion of the building and eventually making this one of the largest daycare facilities in the area.

Mrs. Tucker asked Mr. Hunt about the hours of operation and Mr. Hunt advised the facility will be open from 6:30 a.m. to 6:00 p.m., Monday through Friday.

Mr. Kidd then asked that anyone in opposition of this ordinance to please come forward if they wished to comment.

There were no persons to come forth in opposition.

Mr. Kidd closed the Public Hearing.

On motion by Mr. Pugh, and with the following vote, the Board approved adoption of Ordinance No. 2014-0013 amending the Official Zoning District Map for Amherst County, Virginia, to provide for the rezoning of a certain parcel located at 186 Dillard Road, Madison Heights, Virginia, Map Number 147-A-212A, from designation as M-1 Industrial District to designation as B-2 General Commercial District

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None
 ABSENT: None

VI. OLD BUSINESS

A. Resolution No. 2014-0028-R Endorsing the Strategic Plan for the Agricultural and Forestry Economy in localities within Virginia's Region 2000.

Mr. Kevin Camm, Lynchburg Extension Agent, Mr. Scott Baker, Bedford County Extension Agent, Mr. Philipp Gabathuler of Virginia's Region 2000 Local Government Council, and Mr. Bill Tucker, Chairman of the Agriculture Committee of Amherst County were in attendance to comment on the resolution and to provide information to the Board.

Mr. Camm provided a PowerPoint presentation to the Board on the Strategic Plan for the Agriculture and Forestry Economy in localities within Virginia's Region 2000.

Mr. Camm provided additional background information and advised a team was formed with surrounding area extension agents to develop a plan. This plan was then presented to Region 2000 in late July 2014 and adopted. Mr. Camm explained the value of planning for agriculture and forestry education.

Mr. Baker spoke to the Board regarding priority projects such as developing a regional agriculture and forestry website as an information tool and developing a regional food feasibility study to manage locally grown foods.

Mr. Bill Tucker, Chairman of the Agriculture Committee for Amherst County, expressed his appreciation to the Board and provided comments on the plan. Mr. Tucker stated his support for ventures that already exist in the County; however Mr. Tucker remarked there are no traditional vocational programs in the County schools.

Mr. Marks commented there appeared to be no representative from the forestry industry and that forestry provides job. Mr. Marks further commented that the forestry part of this plan is lacking and suggested additional forestry items should be incorporated into this plan.

Mr. Tucker advised the Board that Jay Phaulp of Greif Bros. sat on the Board and advised this operation represents the largest corrugated commodity in the County.

On motion by Mr. Curd, and with the following vote, the Board approved adoption of Resolution No. 2014-0028-R endorsing the Strategic Plan for the Agricultural and Forestry Economy in localities within Virginia's Region 2000

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None
 ABSENT: None

B. Resolution No. 2014-0030-R Requesting that the Amherst County Economic Development Authority partner with the Region 2000 Partnership to explore

opportunities and analyze alternatives for use of the Central Virginia Training Center facility.

Mr. Rodgers addressed a question raised at the last Board meeting by Juanita Roberson regarding the committee formed by the prior County Administrator. Mr. Rodgers informed the Board that the members of the special committee formed by the former County Administration were current and past staff members, the Amherst Service Authority staff, and Region 2000 and EDA staff. Mr. Rodgers stated there was no reason to change the resolution and recommended the Board approve the resolution to get the EDA involved.

On motion by Mrs. Tucker, and with the following vote, the Board approved adoption of Resolution No. 2014-0030-R requesting that the Amherst County Economic Development Authority partner with the Region 2000 Partnership to explore opportunities and analyze alternatives for use of the Central Virginia Training Center facility.

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None
 ABSENT: None

~~**C. Resolution No. 2014-0031-R** To express the commitment by the Amherst County Board of Supervisors to make improvements to Learning Lane in Madison Heights, Virginia, sufficient to allow it to be taken into the secondary system of state highways, pursuant to Virginia Code §33.1-229 and the Subdivision Street Requirements promulgated by the Virginia Department of Transportation.~~

D. Designation of VACO Representative/Proxy

Mr. Rodgers informed the Board that Mrs. Tucker that she would not be attending the annual meeting of the Virginia Association of Counties on November 11, 2014. The Board therefore designated Mr. Rodgers as a non-elected member of the Board to serve as the representative and to cast the vote for Amherst County.

On motion by Mrs. Tucker, and with the following vote, the Board approved to designate Mr. Rodgers to cast the vote for Amherst County as the annual meeting of the Virginia Association of Counties on November 11, 2014.

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None
 ABSENT: None

VII. NEW BUSINESS

A. Appropriation

1. Public Safety – Fire Program Fund Allocation Grant
2. Treasurer- Funding to shred old files exceeding State required retention schedule
3. Department of Social Services – final revisions to FY2015 Budget

Mr. Kidd addressed the Board if there were any questions regarding these appropriations. The Board advised there were no questions or concerns.

On motion by Mr. Kidd, and with the following vote, the Board approved all of the appropriations as listed above.

AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd
 NAY: None

ABSENT: None

VIII. COUNTY ADMINISTRATOR REPORT

Mr. Rodgers provided an update to the Board that included the Train Depot, EDA Orientation tour on October 29, 2014, the action tracker listing significant projects by county staff, Learning Lane and the FY16 budget. This report was for information only.

IX. DEPARTMENTAL REPORTS

A. Building Safety & Inspections - Monthly report September 2014

B. Planning & Zoning – Community Development Block Grant Update for Old Town Madison Heights, Phase II

These reports were for information only.

X. CITIZEN COMMENTS

Mr. Kidd asked if any one wished to speak. No speakers came forward and Mr. Kidd closed the Citizen Comment section.

XI. MATTERS FROM MEMBERS OF THE BOARD OF SUPERVISORS

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

Each member stated there were no additional matters that needed to be addressed

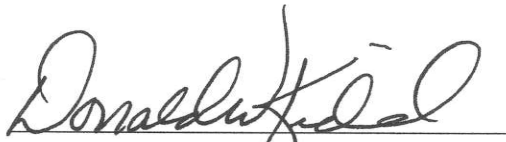
XII. ADJOURN

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

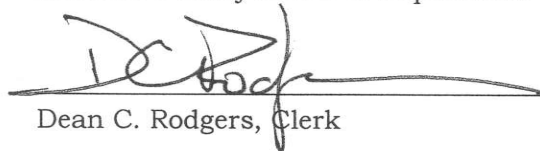
AYE: Mr. Kidd, Mr. Pugh, Mrs. Tucker, Mr. Marks, and Mr. Curd

NAY: None

ABSENT: None



Donald W. Kidd, Chairman
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk