

MINUTES
Book 34

AMHERST COUNTY BOARD OF SUPERVISORS

AGENDA

JULY 21, 2015

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
- V. Special Presentation
 - A. Introduction of Jonathan Viar, Building Inspector
 - B. Introduction of James Thornhill, Human Resource Coordinator
 - C. Winton Country Club – Status report by President Ken Hudnell and Treasurer Lewis Addison
- VI. Public Hearing
 - A. Special Exception Request #2015-03 – Living Water Baptist Church
- VII. Consent Agenda
 - A. Minutes – June 2, 2015, June 16, 2015 and June 23, 2015
 - B. FY15 Appropriation of Revenue
 - C. FY16 Appropriation of Revenue
- VIII. New Business
 - A. Department of Social Services – Final Revisions to FY2016 Budget
 - B. Planning/Zoning – Request to Prohibit Shooting of Firearms – Scarborough Fair Neighborhood
 - C. Public Safety – 2016 Fire Academy Funding
 - D. Sheriff's Office – Compensation Disparity
- IX. County Administrator Report

- X. Liaison and Committee Reports
 - A. Region 2000 Board Alliance Seat replacement
- XI. Departmental Reports
 - A. Accounting – Quarterly General Fund Status Report
 - B. Building Safety & Inspections – Monthly Report
 - C. County Administration – Boards, Commissions and Committees – Quarterly Report on upcoming vacancies
 - D. Public Safety – Replacement of Computer Aided Dispatch/Record Mgt. System
 - E. Robert E. Lee Soil & Water Conservation District – Quarterly Report
 - F. Treasurer – May 2015 Report
- XII. Citizen Comments
- XIII. Matters from Members of the Board of Supervisors
- XIV. 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 July, 2015, at 7:00 p.m. at which the following members were present:

BOARD OF SUPERVISORS:

PRESENT: Mr. David W. Pugh, Jr., Chairman ABSENT: Mr. Robert M. Curd, Supervisor
 Mrs. Claudia D. Tucker, Vice-Chair
 Mr. John A. Marks, Jr.
 Mr. Donald W. Kidd, Supervisor

STAFF PRESENT: David Proffitt, Deputy County Administrator, Ellen Bowyer, County Attorney, and Regina Rice, Executive Administrative Assistant.

OTHERS PRESENT: Jeremy Bryant, Director Planning/Zoning, L. J. Ayers, III, Sheriff, Gary Roakes, Director Public Safety, Susan Mays, Director Department of Social Services, and Nate Young, Building Official

I. Call to Order

Chairman Pugh called the meeting to order at 7:00 p.m.

II. Invocation and Pledge of Allegiance

Supervisor Marks led the Invocation and Pledge of Allegiance.

III. Approval of Agenda

Supervisor Tucker requested Item IX. County Administrator Report be removed from the Agenda due to the absence of the County Administrator.

By motion of Supervisor Tucker and with the following vote, the Board approved the Agenda as amended for July 21, 2015.

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

IV. Citizen Comments

Mr. Jim Thompson of Madison Heights, Virginia, addressed the Board regarding the proposed cell tower issue on school property. Mr. Thompson informed the Board he and a number of citizens attended the July 16, 2015 Planning Commission meeting and expressed their opposition to this.

Mr. Thompson thanked Chairman Pugh for being at this meeting as the Board of Supervisor's liaison on the Planning Commission and the Planning /Zoning Director Bryant.

Ms. Suny Monk of Amherst, Virginia, President of Second Stage addressed the Board and provided an update regarding activities and the grand opening on July 31st including tours of the building and a concert. Ms. Monk extended an invitation all the Board members.

Ms. Monk advised two handicap bathrooms have been constructed and areas placed off limits to the public have been secured. The Farmers Market is going well and the building is ready for leasing long term tenants as well as looking for sponsors to help fund new programs and hosting new classes with Amherst Recreation and Parks.

Ms. Monk advised she met with President Stone of Sweet Briar College and with Region 2000 and the EDA. She advised Second Stage has received two grants from the Virginia Commission of the Arts to support programming and the building.

Supervisor Tucker stated she would be there on July 31.

Chairman Pugh thanked Ms. Monk for the update.

V. Special Presentation

A. Introduction of Jonathan Pugh, Building Inspector

Mr. Nate Young, Amherst County Building Official introduced Jonathan Pugh as the new Building Inspector hired July 1, 2015.

B. Introduction of James Thornhill, Human Resource Coordinator

Mr. David Proffitt introduced James Thornhill as the new Human Resource Coordinator hired on July 2, 2015.

Chairman Pugh welcomed both new employees to Amherst County.

C. Winton Country Club – Status report by President Ken Hudnall and Treasurer Lewis Addison

Mr. Ken Hudnall, President of Winton Country Club, addressed the Board and stated Winton is currently in negotiations with Up-To-Par Management to terminate its agreement. Mr. Hudnall advised Winton will be returning to a type of self-management and establishing future goals during this transition period.

Mr. Lewis Addison, Board of Director and Treasurer and Mr. Goldie Gouldthorpe, Board of Director and interim General Manager were also present.

Mr. Addison addressed the Board and advised a new accounting firm has been engaged and the Board of Directors is making this transition as smooth as possible. Mr. Addison addressed the issue regarding maintenance of the property and capital improvements as a major challenge. He stated that past membership included approximately 450 members; however, it is now down below 200 excluding seasonal members and membership is a critical area for building back support for Winton. He further stated that Winton is a public golf course and needs the support of the community by having active participants as members.

The immediate challenge with maintenance is to focus on the Manor House as it is an historic structure and one of the main revenue sources as well as the income-producing golf course and pro shop.

Supervisor Marks commented that on April 2, 2015 the County Building Inspector made a walk through identifying what needed to be done. Supervisor Marks asked if Winton has prioritized this list and developed a plan of action or timeline to address these issues.

Mr. Addison advised the Building and Grounds Committee chaired by member Tim Crawford has reviewed the recommendations from that list. Once funds become available, these funds will be earmarked first to the Manor House, secondly to maintaining the pro shop and last to the cart barn area that protects the equipment. Mr. Addison stated he cannot give the Board a timeline but as Winton becomes more financially stable, they will be able to work down this list.

Supervisor Tucker asked Mr. Addison if he has talked with the EDA to see if there are any joint projects they can get involved in. Mr. Addison advised he has spoken with one EDA member and does intend to make contact with all other members as well as the IDA to ask if to develop a partnership with them that could help Winton through this rough time.

Supervisor Marks asked Mr. Addison if he would be sending the Board a quarterly/monthly report. Mr. Addison stated Winton will make available to the Board financial statements on a quarterly basis.

Mr. Gouldthorpe suggested that folks should go through the Manor House to see all of the improvements and what a great asset the County has.

Chairman Pugh thanked all gentlemen for this report.

VI. Public Hearing

A. Special Exception Request #2015-03 – Living Water Baptist Church

Mr. Jeremy Bryant presented to the Board information regarding a request from Living Water Baptist Church for a special exception request in the R-2 General Residential District to allow an expansion of church facilities.

Mr. Bryant stated that on June 18, 2015, the Planning Commission recommended approval of this special exception request with recommended conditions regarding glare-shielded outdoor lighting and amended hours of operation for events from 6:00 a.m. to 11:00 p.m.

Chairman Pugh opened the Public Hearing.

Proponents:

Mr. Thomas Brooks, a land surveyor for Acres of Virginia, advised he represented the church and prepared the site plan. Mr. Brooks spoke in favor of granting this special exception.

Pastor Daryl Donald thanked the Board for hearing this request and expressed his commitment to the County as a community church.

Jessica Donald spoke in favor of granting this request.

Opponents: None

Chairman Pugh closed the Public Hearing.

By motion of Supervisor Kidd and with the following vote, the Board voted to approve special exception Request #2015-03 to Living Water Baptist Church to allow expansion of church facilities.

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

NAY: None

ABSENT: Mr. Curd

VII. Consent Agenda

A. Minutes – June 2, 2015, June 16, 2015 and June 23, 2015

B. FY15 Appropriation of Revenue

C. FY16 Appropriation of Revenue

Supervisors Marks abstained from voting on the Minutes of June 2, 2015 due to his absence on June 2, 2015.

Ms. Rice provided the Board two minor corrections to the June 16, 2015 Minutes.

By motion of Chairman Pugh and with the following vote, the Board approved the Consent Agenda with Mr. Marks abstaining from voting on the June 2, 2015 minutes and the Board approving the corrections made to the June 16, 2015 minutes.

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

NAY: None

ABSENT: Mr. Curd

VIII. New Business

A. Department of Social Services – Final Revisions to FY2016 Budget

Ms. Susan Mays, Director of the Department of Social Services (“DSS”), addressed the Board regarding an adjustment to its adopted FY2016 budget.

Ms. Mays explained that DSS submits a tentative budget to the Board of Supervisors annually. Once DSS receives notice of state and federal funding, any adjustments are made to the County budget and sent to the Board of Supervisors for approval.

Ms. Mays advised DSS made the adjustments to its local operating budget on June 12, 2015.

By motion of Supervisor Marks and with the following vote, the Board voted to approve the Department of Social Services budget adjustments as presented.

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

NAY: None

ABSENT: Mr. Curd

B. Planning/Zoning – Request to Prohibit Shooting of Firearms – Scarborough Fair Neighborhood

Mr. Jeremy Bryant presented to the Board a report regarding a request to prohibit shooting firearms in the Scarborough Fair neighborhood.

Mr. Bryant provided the Board with background information and a petition presented by residents of this neighborhood. Mr. Bryant stated he spoke to the individual's wife concerning this issue and it coming before the Board tonight.

Chairman Pugh stated he had received emails from constituents and was aware that the Sheriff's Office had been called on several occasions.

By motion of Supervisor Marks and with the following vote, the Board voted to direct the County Attorney to prepare an ordinance that would make the Scarborough Fair neighborhood a no-shoot zone for private firearms.

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

Chairman Pugh directed a question to Ms. Bowyer about the ordinance process. Ms. Bowyer stated she will prepare the ordinance and it will be handled in the normal way with a first reading and a public hearing.

C. Public Safety – 2016 Fire Academy Funding

Mr. Gary Roakes presented to the Board information regarding training County volunteers and career staff through the Fire Academy. Mr. Roakes advised the academy is taught by local instructors from the County's volunteer departments who are compensated for their time. Funding for the 2016 academy was requested in the supplemental budget process, however, was not funded and the Emergency Services Council ("ESC") voted to resubmit this request directly to the Board of Supervisors. The Fire Academy would be held jointly with Nelson County which committed to provide \$10,000 toward their trainees. The Virginia Department of Fire Programs has approved funds for a Firefighter II class that is the second part of the Academy training and both contributions would lower the County's cost.

Supervisor Marks stated he supports the Fire Academy and the funding; however, he believes funds should not be taken out of the general fund but instead taken out of the capital expenditures from the ESC. Supervisor Marks referred to a motion made by the Board at the June 17, 2014 meeting. The following is an excerpt taken from the minutes of this meeting regarding the Board's motion – "Mr. J. Marks motion is that the money designated for capital expenditures in the Emergency Services Council budget for fiscal year 2014-2015, and future years, be retained by the Board of Supervisors and dispersed based on appropriation requests from the Emergency Services Council and the Director of Public Safety to the Board of Supervisors. Any funds remaining at the end of 2014-2015 fiscal year, and future years shall be carried over to the following year. This money is designated for use for emergency services and shall not be used for any other purposes. VOTE: AYE: Mr. J. Marks, Mr. R. Curd and Mr. D. Kidd, NAY: Mr. D. Pugh and Ms. C. Tucker".

Supervisor Marks made a motion that the Board appropriate \$10,000 to support the 2016 Fire Academy for firefighting training and that since this request comes from the Emergency Services Council that the funds be taken from Line 32040-8001 Capital Expenditures of the Emergency Services Council budget.

AYE: Mr. Marks and Mr. Kidd
 NAY: Mr. Pugh and Mrs. Tucker
 ABSENT: Mr. Curd

Upon further discussion by the Board, Supervisor Tucker made the following motion:

By motion of Supervisor Tucker and with the following vote, the Board voted to appropriate \$10,000 from the General Fund to conduct the 2016 Fire Academy for firefighting training.

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

D. Sheriff's Office – Compensation Disparity

Sheriff Ayers addressed the Board regarding a disparity in the County's pay scale created by the Compensation Board's recent raises for newly hired Sheriff's Deputies.

Sheriff Ayers provided information to the Board how the State Compensation Board recently approved a 2% across the board pay raise for Sheriff's Office personnel effective September 1, 2015. The State Compensation Board also approved a 9% increase to new Deputies hired after June 30, 2015. The difference in raises has created a disparity in the County's pay scale as new hires are now being compensated at a rate higher than those who were hired before June 30, 2015.

Sheriff Ayers advised the State fixed the initial starting salary but did nothing to correct the remainder of the pay scale. Sheriff Ayers further stated that he made the County Administrator aware of this in February when making budgetary decisions.

Supervisor Marks proposed a question asking what amount it would take to make the pay correction of these three of the officers affected. Sheriff Ayers stated the amount would be \$5000. Sheriff Ayers further stated this would then put those three officers above what individuals are making that have been here for three years thus creating the compression issue.

Sheriff Ayers advised in order to correct this across the board beginning Sept 1st, the amount would be \$152,135 for this fiscal year and for 12 months it would be \$182,585.

Supervisor Tucker asked Sheriff Ayers when this issue went through the legislature did the Sheriffs Association get involved of what the consequences would be. Sheriff Ayers confirmed the Sheriffs' Association was involved and was informed they were going to fix the problem.

Chairman Pugh asked Sheriff Ayers did he contact other departments in the State and Sheriff Ayers confirmed he did and that other departments are having the same problem.

By motion of Chairman Pugh and with the following vote, the Board directed staff to develop a solution to the disparities that have developed in the County's compensation scale.

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

The Board then made an additional motion:

By motion of Supervisor Tucker and with the following vote, the Board directed staff to send a letter to our state delegation asking for a briefing as to the events that transpired to create this

disparity within the Sheriff's Department and suggestions that they may have to help this County address the budget shortfall.

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

IX. County Administrator Report

The County Administrator's Report was removed due to the County Administrator's absence.

X. Liaison and Committee Reports

A. Region 2000 Board Alliance Seat replacement

Supervisor Tucker, Amherst County's representative to the Region 200 Board Alliance, advised she has informed the Alliance CEO that her employment schedule makes it difficult to attend the daytime Region 2000 Alliance Board of Directors meetings.

Supervisor Tucker stated there has been news of a merger of the Region 2000 Alliance and the Chamber of Commerce. Supervisor Tucker suggested that the County Administrator be appointed as an active representative and be kept informed how this merger will affect Amherst County.

By motion of Chairman Pugh and with the following vote, the Board appointed Dean Rodgers to the Region 2000 Business and Economic Development Alliance Board.

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

XI. Departmental Reports

A. Accounting – Quarterly General Fund Status Report

B. Building Safety & Inspections – Monthly Report

C. County Administration – Boards, Commissions and Committees – Quarterly Report on upcoming vacancies

D. Public Safety – Replacement of Computer Aided Dispatch/Record Mgt. System

Mr. Gary Roakes provided the Board with information regarding the Computer Aided Dispatch (CAD) system and Records Management System (RMS) software used by Amherst County Public Safety and Amherst County Sheriff's Office. Mr. Roakes advised this software will need to be replaced in the future and that the manufacturer of this software was purchased by another company who will support the current software for five years.

Mr. Roakes further advised Public Safety applied for a grant and was awarded \$150,000 in January 2015 from VITA to replace the CAD portion of the system. The grant must be used by June 30, 2016 or the County will be required to return these funds. It is estimated the cost to replace the CAD/RMS systems will be approximately \$600,000 and Mr. Roakes advised he is actively soliciting proposals from vendors to determine the actual cost.

The Board discussed several issues regarding the upgrades and if other grants are available.

Mr. Roakes advised the Board there is no action needed at this time. Mr. Roakes stated that once a vendor has been chosen, he will bring this issue back to the Board in the fall.

E. Robert E. Lee Soil & Water Conservation District – Quarterly Report

For Information only.

F. Treasurer – May 2015 Report

For information only.

XII. Citizen Comments

XIII. Matters from Members of the Board of Supervisors

Supervisor Tucker had no matter to discuss.

Supervisor Marks had no matter to discuss.

Supervisor Kidd requested that the American flag on the flagpole at Monelison Fire Department is ragged and requested the flag needs to be replaced.


Mr. Roakes stated he will contact the Chief of the Monelison Fire Department to have this matter taken care of.

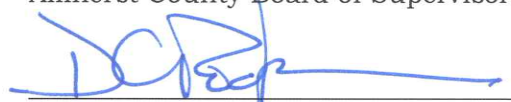
Chairman Pugh had no matter to discuss.

XIV. Adjourn

On motion by Supervisor Tucker and with the following vote, the Board moved to adjourn.

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


 David W. Pugh, Jr., Chairman
 Amherst County Board of Supervisors


 Dean C. Rodgers, Clerk