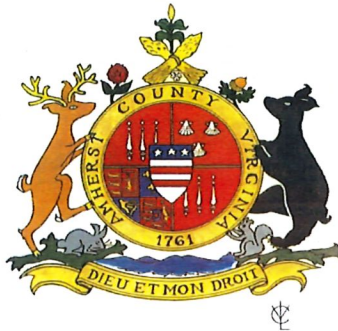


Board of Supervisors

Claudia D. Tucker, Chair
District 2
David W. Pugh, Jr., Vice-Chair
District 4
L. J. Ayers III, Supervisor
District 3
Kenneth M. Campbell, Supervisor
District 1
John A. Marks, Jr., Supervisor
District 5



County Administrator
Dean C. Rodgers

County Attorney
Ellen Bowyer

AMHERST COUNTY BOARD OF SUPERVISORS

MINUTES

April 18, 2017

Administration Building - 153 Washington Street - Public Meeting Room
Amherst, Virginia 24521
7:00 p.m.

- I. Call to Order**
- II. Invocation and Pledge of Allegiance**
- III. Approval of Agenda**
- IV. Citizen Comment**
- V. Public Hearing**
 - A. FY18 Budget and Capital Improvement Plan (CIP)
 - B. Ordinance No. 2017-0002, adding § 714 to Article VII of Appendix A to the Amherst County Code to establish provisions governing development in areas susceptible to flooding.
 - C. VDOT Secondary System Construction - Six-Year Plan FY18-FY23 and Rural Rustic Priority List
 - D. Riveredge Park Building Lease
- VI. Consent Agenda**
 - A. Minutes - March 21, 2017 and March 29, 2017
 - B. Finance - FY17 Appropriation of Revenue: 1) Electoral Board; 2) Sheriff's Office; 3) Library; 4) Public Safety; 5) Building Inspections; and 6) Finance
 - C. Commemorative Resolution 2017-0002-CR, commemorating and celebrating the service of Ernest N. ("Ernie") Cash to Amherst County.
 - D. Resolution 2017-0015-R, a resolution, expressing the acceptance by the Amherst County Board of Supervisors, on behalf of Amherst County, of the fee simple interest in the real property at tax map number 96A4 A 121, containing the Amherst County Administration Building.
- VII. New Business**
 - A. County Administrator - Winton Timber Harvest request
 - B. Human Resources - Resolution 2017-0016-R, to provide health insurance coverage for Medicare-eligible retirees and their dependents.
- VIII. County Administrator's Report**

- A. EDA Charter
- IX. Liaison and Committee Reports**
 - A. LRTAG - Lynchburg Regional Transportation Advocacy Group - April 4, 2017
- X. Departmental Reports**
 - A. Finance - Quarterly Financial Report - March 31, 2017
 - B. Finance - Finance Department Update
 - C. Finance - General Fund Availability
- XI. Citizen Comment**
- XII. Matters from Members of the Board of Supervisors**
- XIII. Adjournment**

MINUTES

At a regular meeting of the Board of Supervisors of Amherst County and held at the Administration building thereof on Tuesday, the 18th day of April, 2017, at 7:00 p.m. at which the following members were present:

BOARD OF SUPERVISORS:

PRESENT:	Claudia D. Tucker, Chair David W. Pugh, Jr., Vice-Chair Kenneth M. Campbell, Supervisor L. J. Ayers, III, Supervisor John A. Marks, Jr., Supervisor	ABSENT: None
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STAFF PRESENT: County Administrator Dean C. Rodgers; Deputy County Administrator David R. Proffitt; County Attorney Ellen Bowyer; and Executive Administrative Assistant Regina Rice

OTHERS PRESENT: Planning/Zoning Director Jeremy S. Bryant
Virginia Dept. of Transportation Resident Manager Donald L. Austin, Sr.
Human Resources Coordinator Linda M. Warner

I. Call to Order

Chair Tucker 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

By motion of Supervisor Ayers and with the following vote, the Board approved the agenda for April 18, 2017.

AYE:	Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY:	None
ABSTAIN:	None

IV. Citizen Comment

There was no public comment.

V. Public Hearing

A. FY18 Budget and Capital Improvement Plan (CIP)

Chair Tucker opened the Public Hearing for the FY18 Budget and CIP.

Proponents: None

Opponents: None

Chair Tucker closed the Public Hearing.

Chair Tucker expressed her appreciation of the work done by the Finance Director and remarked the budget process was very organized. She said the Board had to make some difficult decisions and she was pleased to announce the Board passed a balanced budget and no tax increase.

Vice-Chair Pugh remarked this was a clean budget process and reiterated Chair Tucker's comments regarding the Finance Director and staff, thanking all for the work that was put into this process.

County Administrator Rodgers advised that resolutions will be prepared for the next meeting for the Board to approve the budget as it has been adopted. **(See Attachment 1)**

B. Ordinance No. 2017-0002, adding § 714 to Article VII of Appendix A to the Amherst County Code to establish provisions governing development in areas susceptible to flooding.

Planning/Zoning Director Bryant presented his report to the Board regarding modification to the County's existing Flood Hazard Overlay District regulations.

Mr. Bryant explained these changes would establish provisions governing development in areas susceptible to flooding. All changes have been reviewed by the Virginia Department of Conservation & Recreation and by the County Attorney.

Mr. Bryant advised that on February 16, 2017, the Planning Commission recommended approval of the ordinance, and on March 7, 2017, the Board of Supervisor reviewed the ordinance as a first reading.

Chair Tucker opened the Public Hearing.

Proponents: None

Opponents: None

Chair Tucker closed the Public Hearing.

By motion of Supervisors Ayers and with the following vote, the Board adopted Ordinance No. 2017-0002. **(See Attachment 2)**

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks

NAY: None

ABSTAIN: None

C. VDOT Secondary System Construction - Six-Year Plan FY18-FY23 and Rural Rustic Priority List

Mr. Donald L. Austin, Sr., Resident Manager for VDOT, presented the Virginia Department of Transportation's Secondary System Construction for FY18-F23 and the Rural Rustic Priority List.

Mr. Austin explained the plan and funding for the next six years as well as items listed on the Rural Rustic Priority List.

Chair Tucker opened the Public Hearing.

There were two citizens who spoke regarding the Rural Rustic Priority List for FY18-FY23.

Ms. Karrisa Shrader, 442 Shady Mountain Road, Amherst, Virginia, addressed the Board regarding the Rural Rustic Priority List. Ms. Shrader requested that Shady Mountain Road be moved up on this list due to her concern of the unsafe road conditions. Ms. Shrader provided the Board with four letters supporting her request by residents residing on Shady Mountain Road. (Stacey/Jason Stinnett; James/Patricia Shrader; Granville Shrader; and Ryan/Karissa Shrader)

Mr. Donald Painter, 318 Chestnut Lane, Amherst, Virginia, addressed the Board regarding the Rural Rustic Priority List. Mr. Painter requested that Chestnut Lane be added to the Rural Rustic Priority List.

Chair Tucker closed the Public Hearing.

By motion of Supervisor Marks and with the following vote, the Board approved VDOT's Secondary System Construction plan as presented. **(See Attachment 3)**

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

Mr. Austin advised he would contact both parties concerning their requests.

D. Riveredge Park Building Lease

Deputy County Administrator David Proffitt presented his report to the Board regarding the Riveredge Park Building Lease.

Mr. Proffitt advised he received one proposal from the James River Association, a non-profit association that promotes environmentally friendly use of the river. The James River Association has asked to rent the Riveredge Park Trailhead Building for office space where they would rent canoes and kayaks to the public at the park, and also organize river float trips for groups.

Mr. Proffitt advised the terms of the lease will be for nineteen (19) months beginning June 1 2017 through 2018 at rental rate of \$500 per month.

Mr. Proffitt asked the Board for approval of the lease and to authorize the Chair to sign the same.

Chair Tucker opened the Public Hearing.

Proponents: None
Opponents: None

Chair Tucker closed the Public Hearing.

Chair Tucker asked if the kitchen in the building would be used.

Mr. Proffitt advised it would not be used to prepare or sell food.

Vice-Chair Pugh inquired about janitorial services and utilities at the building.

Mr. Proffitt said the County would provide the paper products, keep the building clean and be responsible for the utilities.

Vice-Chair Pugh was concerned about the liability issue.

County Attorney Bowyer advised if the Riveredge Park building is in control by the James River Association and something would occur while they are managing the building, the County,

through the lease that is affording them a space for their business, would not be subjected to any liability.

Supervisor Marks asked about the utilities.

Mr. Proffitt said the utilities would be covered by the Recreation & Parks Department.

Chair Tucker remarked that this would be a positive development for Amherst County. It would be a good use for that building and a partnership with the James River Association.

By motion of Supervisor Campbell and with the following vote, the Board approved the Riveredge Park Trailhead Building Lease and authorized its execution by the Board Chair. **(See Attachment 4)**

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

VI. Consent Agenda

A. Minutes - March 21, 2017 and March 29, 2017

B. Finance - FY17 Appropriation of Revenue: 1) Electoral Board; 2) Sheriff's Office; 3) Library; 4) Public Safety; 5) Building Inspections; and 6) Finance

C. Commemorative Resolution 2017-0002-CR, commemorating and celebrating the service of Ernest N. ("Ernie") Cash to Amherst County. **(See Attachment 5)**

County Attorney Bowyer advised the Commemorative Resolution 2017-0002-CR will be scheduled for presentation to Mr. Cash at the second meeting in May 2017.

D. Resolution 2017-0015-R, a resolution, expressing the acceptance by the Amherst County Board of Supervisors, on behalf of Amherst County, of the fee simple interest in the real property at tax map number 96A4 A 121, containing the Amherst County Administration Building. **(See Attachment 6)**

By motion of Supervisor Marks and with the following vote, the Board approved the Consent Agenda for April 18, 2017.

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

VII. New Business

A. County Administrator - Winton Timber Harvest request

County Administrator Rodgers advised the Board of a request by Winton Country Club and Golf Course to selectively harvest timber on the property and to use the revenue from the timber sale for reduction of the facility's operating costs.

Mr. Marvin Tinsley, member of Winton and forester, addressed the Board regarding the potential timber harvest. Mr. Tinsley advised he would select cut the mature trees located on approximately seventy-three (73) acres of timberland on southern and western portion of Winton, twenty (20) acres in the northwest section of Virginia pine and scattered hardwood, and eight (8) acres of a cedar field that has no commercial value.

Mr. Tinsley said the field work could be completed within a week or two and estimated a preliminary return of \$40,000 for the harvest. Mr. Tinsley confirmed that the large trees surrounding the Manor House would be untouched to preserve the aesthetics of the area.

The Board discussed the issue of undertaking a procurement process.

Mr. Rodgers asked if the County, as the landlord, would have to find someone to harvest the timber on the property or could the County allow the tenant to contract it themselves.

County Attorney Bowyer said that the County would have to undertake a procurement process to secure services and suggested the County work in cooperation with Mr. Tinsley to develop this process.

By motion of Supervisor Marks and with the following vote, the Board granted permission to allow the Winton Corporation to harvest the timber and use the proceeds of that revenue to make payments to local companies supplying Winton with fuel, goods and services.

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

B. Human Resources - Resolution 2017-0016-R, to provide health insurance coverage for Medicare-eligible retirees and their dependents.

Human Resources Coordinator Linda Warner reported on the Medicare Advantage 65 with Vision/Dental supplement benefit plan.

Ms. Warner advised The Local Choice offers the Medicare Advantage 65 plan for employees who retire at age 65 with no cost to the County and billed directly to the retiree. This does not affect premiums for the County health care plan or claims.

Ms. Warner said this is an excellent benefit to offer County retirees and does encourage employees to wait until age 65 to retire with no break in health care plan coverage with the County.

By motion of Supervisor Ayers and with the following vote, the Board adopted Resolution 2017-0016-R. **(See Attachment 7)**

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

VIII. County Administrator's Report

A. EDA Charter

County Administrator Rodgers advised the Board that a charter for the EDA has been prepared and the EDA Board has reviewed and agreed to it.

Mr. Rodgers said the charter is ready for approval by the Board of Supervisors and then will be added to the collection of the County's other charters. It does follow the format as other charters and contains the same topics.

By motion of Vice-Chair Pugh and with the following vote, the Board adopted the charter for the EDA and directed it be included in the content of ACR 1-3. **(See Attachment 8)**

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None

IX. Liaison and Committee Reports

A. LRTAG - Lynchburg Regional Transportation Advocacy Group - April 4, 2017

For Board information only.

X. Departmental Reports

- A. Finance - Quarterly Financial Report - March 31, 2017
- B. Finance - Finance Department Update
- C. Finance - General Fund Availability

For Board information only.

XI. Citizen Comment

There was no public comment.

XII. Matters from Members of the Board of Supervisors

Supervisor Marks had no matter to discuss.

Supervisor Campbell advised he will not be present at the second meeting in May.

Supervisor Ayers read a statement he prepared regarding Winton Country Club.
(See Attachment 9)

Supervisor Ayers made a motion that the Board relinquish the task of finding a prospective business and/or potential development for the Winton Country Club property, and requested that a resolution be drafted by the first meeting in May 2017, if possible, directing the EDA to be the agent for such purpose for up to a 24-month period.

Supervisor Marks stated that people at Winton have made a request for the County to submit a RFP and said he was not in favor of this motion

Vice-Chair Pugh said the County hired outside legal counsel and time and money has been spent. He understood this was a restricted gift and stated he was not prepared to vote on this, and would not support the motion.

Supervisor Campbell said he was in agreement with the RFP but did not understand why this will work now when the County Administrator has been doing the same and been shut down each time.

Supervisor Marks remarked that a RFP has not been put out, and we do not know what the results are, nor have we talked with the Attorney General or Circuit Court.

Vice-Chair Pugh asked if the EDA was prepared to hire outside counsel to obtain a different opinion of what our legal counsel has said. Vice-Chair Pugh said the County has established a course to go through the Attorney General and Circuit Court in order to relinquish the property and obtain a fair market value on the property. By filing the RFP, it allows the County to say to the Circuit Court that the County has tried to make Winton work. If no one is willing to take this property, the County has a better chance on redevelopment of the property. Vice-Chair Pugh mentioned the obstacle of running a waterline out to Winton and said he agrees with Supervisor Marks.

Supervisor Marks said the Board is being asked to vote on this motion; however, the Board was not aware of the EDA's plan.

Supervisor Ayers said his request for a resolution would outline what is expected of the County and the EDA in locating such businesses. Supervisor Ayers requested a resolution be drafted that directs the EDA become the agent.

Supervisor Marks remarked that the vote was premature and he would like to see a resolution before voting on it.

Chair Tucker said a resolution would be put before the Board at an upcoming meeting.

Roll Call Vote

Supervisor Marks	NAY
Supervisor Campbell	AYE
Supervisor Ayers	AYE
Vice-Chair Pugh	NAY
Supervisor Tucker	AYE

Supervisor Ayers made a second motion that the Board direct the County Administrator to obtain private legal counsel to work with the EDA, its counsel and the Winton Board of Directors in drafting such resolution that would encompass all aspects necessary in securing the future of the Winton property. The retained counsel for the county would represent all legal interests of Amherst County throughout all processes regarding the Winton property and would serve for a period of up to twenty-four (24) months.

Vice-Chair Pugh said he was not in agreement with hiring outside counsel for twenty-four (24) months. He said \$100,000 was appropriated for the purpose of renovations/repairs at Winton including the Manor House; however, prior to this the County did nothing to preserve this treasure.

Supervisor Marks asked what would happen to the current outside counsel and the course of action with that counsel.

Chair Tucker stated there would be no need for current counsel based on Supervisor Ayers' motion.

Roll Call Vote

Supervisor Marks	NAY
Supervisor Campbell	AYE
Supervisor Ayers	AYE
Vice-Chair Pugh	NAY
Supervisor Tucker	AYE

Vice-Chair Pugh commented that Treasurer Garry Friend has announced his retirement effective June 2017. Vice-Chair Pugh remarked on the tremendous job Mr. Friend did during a time of turmoil and the turnaround in the Treasurer's office as well as his service as a Supervisor and the Treasurer. Vice-Chair Pugh said Mr. Friend is a great asset to the County.

Supervisor Campbell made a motion to direct the County Attorney prepare a resolution expressing appreciation of Mr. Friend's service to Amherst County.

AYE:	Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY:	None
ABSTAIN:	None

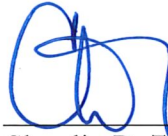
Chair Tucker advised she has received photos from a constituent of the trash and mess around the open dumpster site located on Route 60 West and Burley Hollow Road.

Mr. Rodgers said he has been in contact with the constituent regarding an option with other people who can help with that site as well as possibly locating another site.

XIII. Adjournment

By motion of Supervisor Ayers and with the following vote, the Board adjourned.

AYE: Mrs. Tucker, Mr. Pugh, Mr. Ayers, Mr. Campbell and Mr. Marks
NAY: None
ABSTAIN: None



Claudia D. Tucker, Chair
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk



Meeting Date:

April 18, 2017

ATTACHMENTS

FY 2018 BUDGET SUMMARY

FUND	FY 2017	FY 2018
GENERAL	\$39,616,853	\$41,095,298
SCHOOLS	\$46,889,710	\$47,006,670
SOLID WASTE	\$ 1,385,044	\$ 1,613,305

Highlights FY 2018

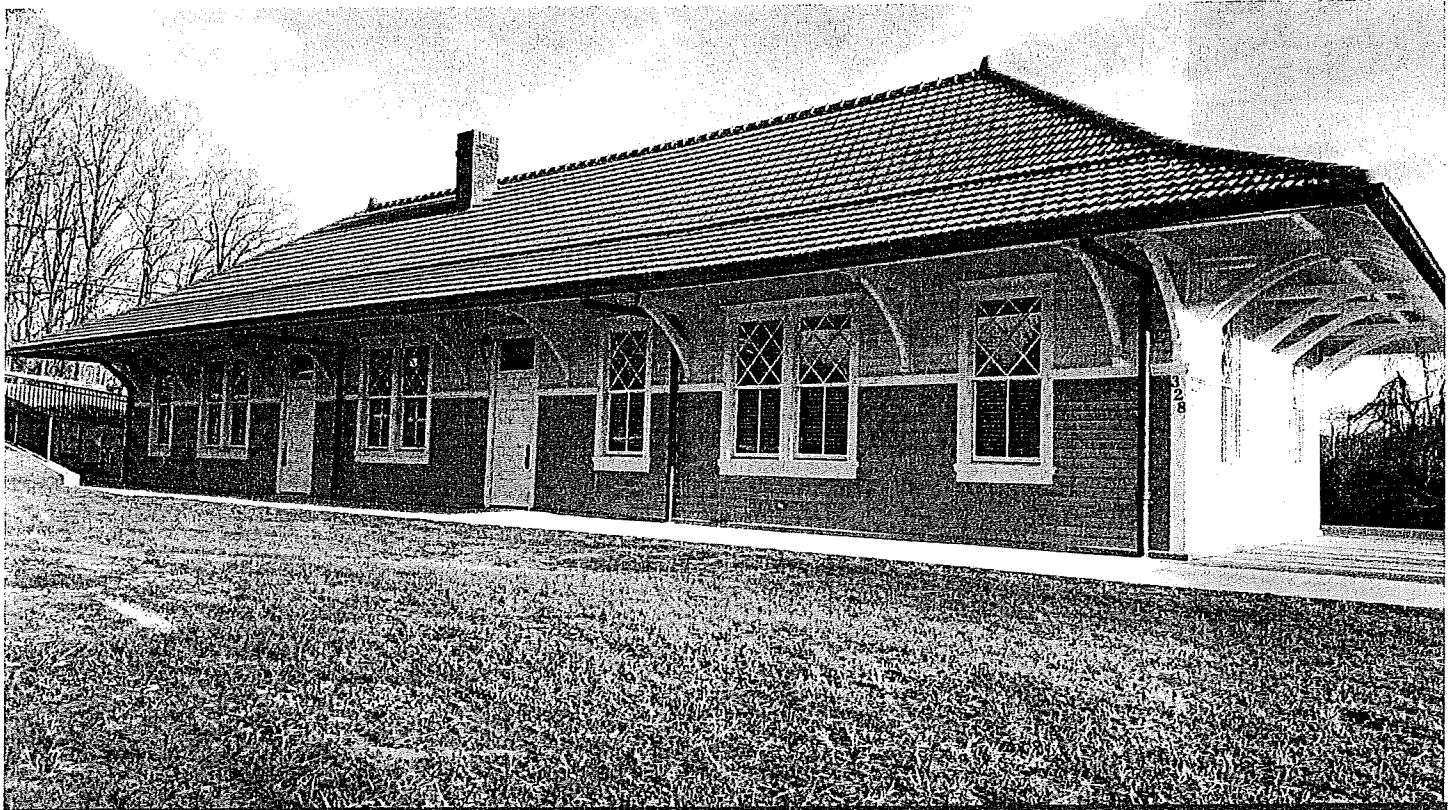
No tax increase

Fully fund schools

Fully fund current year improvements

2% raise for County Staff and teachers, to match Constitutionals

Continued funding for economic development and tourism



County of Amherst

Proposed FY 2018 Budget
and 2018-2022 Capital
Improvement Plan

COUNTY OF AMHERST
PROPOSED FY 2018 BUDGET

REVENUE SUMMARY					
FY 2018					
DESCRIPTION	FY 2014	FY 2015	FY 2016	FY 2017 Adopted	FY 2018 Proposed
REAL PROPERTY TAXES	\$ 12,852,411	\$ 12,988,559	\$ 13,038,513	\$ 14,092,217	\$ 14,200,000
PUBLIC SERVICE TAXES	593,291	628,188	669,979	663,278	760,000
PERSONAL PROPERTY TAXES	5,532,784	5,439,230	5,547,027	5,823,209	5,875,000
MACH & TOOL TAXES	1,809,156	1,976,937	1,993,183	2,020,754	2,100,000
MERCHANT'S CAPITAL TAXES	292,992	289,057	312,549	311,253	300,000
PENALTIES AND INTEREST	370,307	378,562	313,009	385,000	275,000
REAL ESTATE SALE FOREFITURES	68,446	-	5,516	-	-
LOCAL SALES & USE TAXES	2,395,076	2,431,339	2,550,194	2,476,131	2,600,000
CONSUMER UTILITY TAXES	2,093,107	2,081,683	1,945,586	2,217,000	2,015,000
BUSINESS LICENSE TAXES	375,234	330,905	380,601	340,617	380,000
MOTOR VEHICLE LICENSES	702,442	720,149	723,346	710,000	725,000
BANK STOCK TAX	98,756	111,309	92,186	91,000	91,000
TAXES ON RECORDATION & WILLS	182,781	181,420	201,942	187,400	190,000
LODGING TAX	89,150	72,975	71,753	83,000	80,000
MEALS TAX	910,668	918,812	957,337	875,000	1,000,000
ANIMAL LICENSES	15,450	16,482	13,245	16,800	13,000
PERMITS, FEES & LICENSES	168,257	137,345	153,076	131,800	156,000
FINES & FORFEITURES	510,927	443,406	278,583	-	-
REIMBURSEMENT ACCOUNT	18,236	16,863	10,133	19,400	19,300
INTEREST ON BANK DEPOSITS	25,491	32,655	32,780	25,000	32,000
REVENUE FROM USE OF PROPERTY	81,038	168,402	145,985	85,966	87,947
CHARGES FOR SERVICES	1,259,574	1,294,976	1,299,331	1,404,898	1,384,677
MISCELLANEOUS REVENUE	111,926	152,040	231,123	58,800	126,700
RECOVERED COSTS	113,904	110,881	349,390	136,776	162,050
NON-CATEGORICAL AIDE	2,392,564	2,384,534	2,395,439	2,377,018	2,382,018
SHARED EXPENSES	2,404,808	2,432,932	2,496,945	2,445,385	2,520,000
WELFARE	638,100	587,835	917,241	1,104,265	1,100,000
STATE REIMB FOR CRIMINAL JURORS	8,609	4,103	15,194	8,000	8,000
OTHER CATEGORICAL AIDE	610,954	1,264,054	655,746	377,109	437,098
FEDERAL REVENUE	1,184,386	1,149,647	750,092	655,824	946,758
FEDERAL GRANT REVENUE	3,888	1,161	-	-	-
NON REVENUE RECEIPTS	19,534	56,747	75,301	-	-
RECOVERED REVENUE	92,437	189,448	29,696	14,000	17,500
USE OF UNASSIGNED FUND BALANCE					1,111,250
REVENUE TRANSFER ACCOUNT	7,279	(20,966)	6,050	479,953	-
	\$ 38,033,965	\$ 38,971,670	\$ 38,658,070	\$ 39,616,853	\$ 41,095,298

COUNTY OF AMHERST
PROPOSED FY 2018 BUDGET

EXPENSE SUMMARY					
FY 2018					
		Prior Years		FY 2017	FY 2018
GENERAL FUND				Adopted	County Admin
DEPARTMENT	FY/2014	FY/2015	FY/2016	Budget	Recommends
BOARD OF SUPERVISORS	\$ 204,764	\$ 222,904	\$ 259,114	\$ 191,265	\$ 199,346
COUNTY ADMINISTRATOR	225,341	214,979	227,936	253,116	265,828
HUMAN RESOURCES	-	26,604	31,152	78,989	86,930
COMMISSIONER OF THE REVENUE	356,516	319,449	319,335	352,847	343,078
TREASURER	390,724	388,237	406,800	378,683	417,520
FINANCE	193,363	231,574	211,959	294,936	275,105
PURCHASING	174,699	171,461	174,096	176,569	179,703
INFORMATION TECHNOLOGY	244,265	339,108	326,970	341,598	360,078
ELECTORAL BOARD	47,506	45,062	255,109	83,045	83,850
REGISTRAR	108,893	103,164	113,091	114,700	115,918
CIRCUIT COURT	72,710	74,179	84,065	77,403	76,005
GENERAL DISTRICT COURT	13,952	13,676	11,289	14,868	13,968
MAGISTRATE	-	283	-	490	490
J&D COURT	16,420	17,085	15,441	16,480	17,480
CIRCUIT COURT CLERK	415,642	446,507	444,900	439,666	458,018
VJCCA	40,824	89,186	43,752	73,301	73,301
CRIMINAL JURORS	8,609	4,620	15,192	6,000	6,000
COMMONWEALTH ATTORNEY	531,353	524,822	552,261	564,715	577,249
COUNTY ATTORNEY	167,020	147,263	158,248	164,805	175,807
VICTIM WITNESS	62,324	63,320	72,074	63,374	116,581
SHERIFF	4,257,952	4,192,713	4,245,864	3,865,153	3,911,393
VOLUNTEER EMERGENCY SERVICE	262,668	244,847	293,170	303,109	303,644
VOLUNTEER RESCUE	209,770	187,087	169,908	222,480	224,064
EMS COUNCIL	304,864	184,970	151,545	299,442	279,442
EMERGENCY MEDICAL SERVICES	1,503,110	1,431,430	1,714,976	1,928,708	1,894,779
BUILDING SAFETY & INSPECTIONS	233,994	236,062	182,005	196,799	209,400
ANIMAL CONTROL	128,098	128,735	132,253	131,420	132,731
EMERGENCY SERVICES	1,875,437	753,785	1,524,347	457,571	473,670
COMMUNICATIONS/DISPATCH	814,573	938,463	723,783	761,021	843,313
ANIMAL SHELTER	133,209	139,683	148,105	155,940	155,485
OTHER PUBLIC SAFETY	290,777	192,791	106,722	266,500	146,500
BUILDING MAINTENANCE	503,836	773,486	631,974	295,410	318,377
UTILITIES	199,467	181,963	172,274	189,800	192,500
GROUNDS MAINTENANCE	203,712	168,090	167,517	244,441	251,681
BUILDING JANITORIAL SERVICES	67,350	70,404	73,539	76,000	80,840
WELFARE	1,750,781	1,745,146	1,844,459	1,987,144	2,170,766
PUBLIC ASSISTANCE	460,863	387,085	396,683	421,884	410,867
CSA	516,415	75,542	521,505	522,652	522,652
RECREATION	312,080	321,195	332,926	348,858	353,778
MUSEUM	36,172	46,978	48,097	48,406	52,818
LIBRARY	709,774	710,206	733,040	735,039	778,678
PLANNING	236,844	245,755	252,125	262,075	282,725
PLANNING COMMISSION	24,406	21,156	21,408	24,189	24,209
ZONING BOARD	652	711	1,035	3,160	3,160
COMMUNITY DEVELOPMENT PROJECTS	358,163	277,238	169,775	16,136	271,060
EDA BOARD	8,994	3,876	4,041	4,526	4,526
TOURISM	14,109	28,448	41,413	35,100	43,080
EXTENSION SERVICE	74,358	71,261	78,870	85,995	86,537
EXTERNAL PROVIDERS	2,059,350	2,439,955	2,129,755	2,455,098	2,482,207

COUNTY OF AMHERST
PROPOSED FY 2018 BUDGET

EXPENSE SUMMARY					
FY 2018					
	Prior Years			FY 2017	FY 2018
GENERAL FUND				Adopted	County Admin
DEPARTMENT	FY/2014	FY/2015	FY/2016	Budget	Recommends
NONDEPT/INTERNAL SERVICES	610,649	530,710	433,895	520,099	1,689,015
DEBT SERVICE	2,787,011	2,478,022	668,376	2,922,820	3,186,005
TRANSFERS	15,882,255	15,304,202	17,246,810	16,143,028	15,473,140
TOTAL DEPARTMENT	\$ 40,106,618	\$ 37,955,478	\$ 39,084,979	\$ 39,616,853	\$ 41,095,298

GENERAL FUND	FY 2018		
	Projected Beginning	Anticipated increases	Projected Ending
FUND BALANCE	Balance	and Decreases	Balance
Assigned Funds:			
Bright Software and Training	\$ 5,000		\$ 5,000
Slope Failure	155,000		155,000
Riveredge design grant	16,000	(16,000)	-
Parks, recreation, and cultural	51,693		51,693
Public works	20,000	(20,000)	-
Learning Lane	233,219	(233,219)	
Schools - CIP	595,224	(195,224)	400,000
Pump Fire Truck	535,000	(535,000)	-
County CIP Projects	5,210,480	(769,000)	4,441,480
County Supplemental Projects	342,250	(342,250)	-
Committed Funds:			
Tourism	18,502		18,502
20% of Fines & Forfeitures (County)	123,621	60,000	183,621
80% of Fines & Forfeitures (Sheriff)	153,170	35,000	188,170
ESC - Capital Funds	226,680		226,680
Policy Reserve:	5,961,384		5,961,384
Unassigned Funds:	739,335	-	739,335
TOTAL FUND BALANCE	\$ 14,386,558	\$ (2,015,693)	\$ 12,370,865

COUNTY OF AMHERST

PROPOSED FY 2018 BUDGET

	Prior Years			FY 2017	FY 2018
Solid Waste Fund				Adopted	County Admin
Department	FY/2014	FY/2015	FY/2016	Budget	Recommends
Revenues					
User Fees	\$ 298,586	\$ 372,744	\$ 336,018	\$ 306,500	\$ 328,500
Recycling	26,949	23,837	30,631	25,000	10,000
Litter Grant	11,014	11,000	11,380	11,000	11,000
Transfer from General Fund	1,304,869	1,410,230	1,552,571	1,385,044	1,263,805
Total Revenues	1,641,418	1,817,811	1,930,600	1,727,544	1,613,305
Expenditures					
Greenbox Container	426,084	445,666	443,706	466,791	530,791
Solid Waste Administration	108,537	110,211	108,416	136,863	138,045
Recycling	34,209	56,170	55,505	39,133	41,750
Landfill Operations	1,588,469	956,125	1,057,532	1,006,757	842,719
Closure	49,216	46,420	38,425	78,000	60,000
Total Expenditures	2,206,515	1,614,592	1,703,584	1,727,544	1,613,305
NET REVENUES AND EXPENDITURES	\$ (565,097)	\$ 203,219	\$ 227,016	\$ -	\$ -

FY 2018-2022 CAPITAL IMPROVEMENT PLAN

Project Number		FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22	Beyond 2022	Total
	PUBLIC SAFETY							
1	Self Contained Breathing Apparatus (SCBA)	\$ 200,000	\$ 200,000					\$ 400,000
21	Pedlar Engine 3 Refurbish	\$ 125,000						\$ 125,000
2	Pedlar Tanker replacement/Refurbish		\$ 425,000					\$ 425,000
3	Monelison Brush Truck Replacement/Refurbish		\$ 160,000					\$ 160,000
4	Amherst Engine 3 replacement/refurbish			\$ 620,000				\$ 620,000
5	Monelison Tanker Truck Replacement/Refurbish			\$ 425,000				\$ 425,000
6	Monelison Rescue Unit 50 replacement		\$ 253,000					\$ 253,000
7	Amherst Medic Unit replacement				\$ 258,000			\$ 258,000
8	Fire Station						\$ 3,000,000	\$ 3,000,000
	PUBLIC WORKS							
11	Parking Lot Resurfacing at the County Lakes	\$ 200,000						\$ 200,000
12	Landfill expansion (phase 5)	\$ 3,587,056						\$ 3,587,056
	RECREATION & PARKS							
14	Riveredge Phase 3 - Construction		\$ 602,400					\$ 602,400
15	John Lynch pedestrian walkway			\$ 750,000				\$ 750,000
16	Mill Creek Campground			\$ 100,000				\$ 100,000
	MAINTENANCE							
17	Parking Lot Resealing and Line Painting	\$ 62,000						\$ 62,000
18	Parsonage Building Renovations	\$ 50,000						\$ 50,000
19	Learning Lane	\$ 300,000						\$ 300,000
20	Replacement Windows Amherst Library	\$ 125,000						\$ 125,000
**	Winton Development	\$ 100,000						\$ 100,000
	Total Capital Cost Est.	\$ 4,749,056	\$ 1,640,400	\$ 1,895,000	\$ 258,000	\$ -	\$ 3,000,000	\$ 11,542,456
	Total Operating Impact Est	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Expenditure	\$ 4,749,056	\$ 1,640,400	\$ 1,895,000	\$ 258,000	\$ -	\$ 3,000,000	\$ 11,542,456

	Funding Sources	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22	Beyond 2022	Total
	Grant	\$ 160,000	\$ 641,920	\$ 600,000	\$ 110,000		\$ 1,000,000	\$ 2,511,920
	Financing	\$ 3,587,056						\$ 3,587,056
	Reserves	\$ 233,000						
	General Fund Unassigned Fund Balance	\$ 769,000	\$ 998,480	\$ 1,295,000	\$ 148,000	\$ -	\$ 2,000,000	\$ 5,210,480
	Total Financing	\$ 4,749,056	\$ 1,640,400	\$ 1,895,000	\$ 258,000	\$ -	\$ 3,000,000	\$ 11,309,456



**Amherst County Board of Supervisors
County Ordinance No. 2017-0002**

AN ORDINANCE, NO. 2017-0002

Adding § 714 to Article VII of Appendix A to the Amherst County Code to establish provisions governing development in areas susceptible to flooding.

Approved as to form and legality by the County Attorney

PUBLIC HEARING: Planning Commission, February 16, 2017
FIRST READING: Board of Supervisors, March 7, 2017
PUBLIC HEARING: Board of Supervisors, April 18, 2017

THE COUNTY OF AMHERST HEREBY ORDAINS:

§ 1. That Section 714 be and hereby is added to Appendix A to the Code of the County of Amherst, as follows:

714. – Flood Hazard Overlay District (FH).

Intent and Definitions

714.01. Intent and applicability.

1. Section 714 of Appendix A to the Amherst County Code, pursuant to the authority granted under Virginia Code §15.2-2280, establishes provisions intended to prevent the loss of property and life, the creation of health and safety hazards, the disruption of commerce and governmental services, the extraordinary and unnecessary expenditure of public funds for flood protection and relief, and the impairment of the tax base by:

- a. Regulating uses, activities, and development which, alone or in combination with other existing or future uses, activities and development, will cause unacceptable increases in flood heights, velocities and frequencies;
- b. Restricting or prohibiting certain uses, activities, and development from locating within areas subject to flooding;
- c. Requiring all uses, activities, and developments situate in a flood hazard district to be flood-proofed against flooding and flood damage; and
- d. Protecting individuals from buying lands and structures which are unsuited for intended purposes because of flood hazards.

2. These provisions shall apply to all privately and publicly owned lands within the jurisdiction of Amherst County and identified as areas of special flood hazard according to the Flood Insurance Rate Map (FIRM) provided to the County by the Federal Emergency Management Agency (FEMA) and dated September 19, 2007.

3. No land shall hereafter be developed and no structure shall be located, relocated, constructed, reconstructed, enlarged, or structurally altered except in full compliance with the terms and provisions of this Section 714 and any other applicable laws and regulations that apply to uses within the County.

4. The degree of flood protection this Section 714 seeks to ensure is considered reasonable for regulatory purposes and is based on acceptable engineering methods of study, but does not constitute total flood protection. Larger floods may occur on rare occasions. Flood heights may be increased by man-made or natural causes, such as ice jams and bridge openings restricted by debris. Compliance with this Section 714 will not ensure that districts outside the floodplain district or land uses permitted within such district will be free from flooding or flood damages.

714.02. Superimposed districts. The Flood Hazard Overlay District is superimposed over other existing districts, and the special requirements of this District shall apply in addition to the requirements of the zoning district within which a property is located.

714.03. Definition of terms. Terms defined herein are applicable only to this Section 714, Flood Hazard Overlay District (FH).

Base flood. The flood having a one percent chance of being equaled or exceeded in any given year.

Base flood elevation (BFE). The Federal Emergency Management Agency designated one percent annual chance water surface elevation. The water surface elevation of the base flood in relation to the datum specified on the County's Flood Insurance Rate Map. For the purposes of this Section 714, the one hundred (100) year flood or one percent (1%) annual chance flood.

Basement. Any area of a building having its floor sub-grade (below ground level) on all sides.

BZA. Board of Zoning Appeals.

Development. Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials.

Encroachment. The advance or infringement of uses, plant growth, fill, excavation, buildings, permanent structures, or development into a floodplain, which may impede or alter the flow capacity of a floodplain.

Existing construction. Structures for which construction commenced before the effective date of the FIRM or commenced before July 17, 1978, for FIRMs effective before that date. "Existing construction" may also be referred to as "existing structures."

FEMA. The Federal Emergency Management Agency.

Flood or flooding. A general or temporary condition of partial or complete inundation of normally dry land areas from (i) the overflow of inland or tidal waters or (ii) the unusual and rapid accumulation or runoff of surface waters from any source. This includes mudflows which are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

The terms also may refer to the collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event.

Flood Insurance Rate Map (FIRM). An official map of a community, on which the Floodplain Administrator has delineated both the special hazard areas and the risk premium zones applicable to the community. A FIRM that has been made available digitally is referred to as a Digital Flood Insurance Rate Map (DFIRM).

Flood Insurance Study (FIS). An examination, evaluation, and determination of flood hazards and, if appropriate, corresponding water surface elevations; or an examination, evaluation, and determination of mudflow or flood-related erosion hazards.

Floodplain. Any land area susceptible to being inundated by water from any source.

Floodplain Administrator. The person having general responsibility for administering the provisions of this Section 714; usually the Zoning Administrator.

Flood proofing. Any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway. The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

Historic structure. Any structure that is: (i) listed individually in the National Register of Historic Places or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register; (ii) certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district; (iii) individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or (iv) individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either (a) by an approved state program as determined by the Secretary of the Interior or (b) by the Secretary of the Interior in states without approved programs.

Hydrologic and Hydraulic Engineering Analysis. Analyses performed by a licensed professional engineer, in accordance with standard engineering practices that are accepted by the Virginia Department

of Conservation and Recreation and FEMA, used to determine the base flood, other frequency floods, flood elevations, floodway information and boundaries, and flood profiles.

Letters of Map Change (LOMC). A Letter of Map Change is an official FEMA determination, by letter, that amends or revises an effective Flood Insurance Rate Map or Flood Insurance Study. Letters of Map Change include:

1. Letter of Map Amendment (LOMA): An amendment based on technical data showing that a property was incorrectly included in a designated special flood hazard area. A LOMA amends the current effective Flood Insurance Rate Map and establishes that a specific property or structure is not located in a special flood hazard area.
2. Letter of Map Revision (LOMR): A revision based on technical data that may show changes to flood zones, flood elevations, floodplain and floodway delineations, and planimetric features. A Letter of Map Revision Based on Fill (LOMR-F) is a determination that a structure or parcel of land has been elevated by fill above the base flood elevation and is, therefore, no longer exposed to flooding associated with the base flood. In order to qualify for this determination, the fill must have been permitted and placed in accordance with this Section 714.
3. Conditional Letter of Map Revision (CLOMR): A formal review and comment as to whether a proposed flood protection project or other project complies with the minimum NFIP requirements for such projects with respect to delineation of special flood hazard areas. A CLOMR does not revise the effective Flood Insurance Rate Map or Flood Insurance Study.

Lowest floor. The lowest floor, including a basement, of the lowest enclosed area. An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access, or storage in an area other than a basement area is not considered a building's lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of Federal Code 44CFR §60.3.

Manufactured home. A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days.

Manufactured Home Park/Subdivision. A parcel, or contiguous parcels, of land divided into two (2) or more lots for rent or sale.

NFIP. National Flood Insurance Program

New construction. For the purposes of determining insurance rates, structures for which the "start of construction" commenced on or after July 17, 1978, including any subsequent improvements to such structures. For floodplain management purposes, new construction means structures for which the start of construction commenced on or after the effective date of this Section 714, including any subsequent improvements to such structures.

Recreational vehicle. A vehicle which is (i) built on a single chassis; (ii) four hundred (400) square feet or less when measured at the largest horizontal projections; (iii) designed to be self-propelled or permanently towable by a light duty truck; and (iv) designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Special flood hazard area (SFHA). The land in the floodplain subject to a one percent (1%) or greater chance of being flooded in any given year as determined in accordance with this Section 714.

Start of construction. For other than new construction and substantial improvement, under the Coastal Barriers Resource Act (P.L. – 97-348), means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, substantial improvement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of the construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure. For floodplain management purposes, a walled and roofed building, including a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial damage. Damage of any origin sustained by a structure when the cost of restoring the structure to its before damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial improvement. Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the start of construction of the improvement. This term includes structures which have incurred substantial damage regardless of the actual repair work performed. The term does not include either:

1. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions, or
2. Any alteration of a historic structure provided that the alteration will not preclude the structure's continued designation as a historic structure.

USBC. The Uniform Statewide Building Code at Ch. 6 of Title 36 of the Code of Virginia (1950), as amended (§§ 36-97 et seq.).

Violation. The failure of a structure or other development to be fully compliant with the requirements imposed by this Section 714. A structure or other development without the elevation certificate, other

certifications, or other evidence of compliance required by this Section 714, is presumed to be in violation until such time as that documentation is provided.

Watercourse. Any stream or river.

Administration, Permit Application, Appeals

714.04. Administration.

1. The zoning administrator shall act as Floodplain Administrator to administer and implement the provisions of this Section 714 with the assistance of the Amherst County Building Official. The Floodplain Administrator may:

- a. Delegate duties and responsibilities set forth in Section 714 to qualified technical personnel, plan reviewers, inspectors, and other employees.
- b. Enter into a written agreement or written contract with another community or private sector entity to administer specific provisions of Section 714. Administration of any part of Section 714 provisions by another entity shall not relieve the County of its responsibilities pursuant to the participation requirements of the National Flood Insurance Program as set forth in the Code of Federal Regulations at 44 C.F.R. §59.22.

2. The duties and responsibilities of the Floodplain Administrator include but are not limited to:

- a. Review applications for permits to determine whether proposed activities will be located in flood hazard areas.
- b. Interpret floodplain boundaries and provide available base flood elevation and flood hazard information.
- c. Review applications to determine whether proposed activities will be reasonably safe from flooding, and require new construction and substantial improvements to meet the requirements of these regulations.
- d. Review applications to determine whether all necessary permits have been obtained from the applicable Federal, State or local agencies from which prior or concurrent approval is required. In particular, permits from state agencies for any: construction, reconstruction, repair, or alteration of a dam, reservoir, or waterway obstruction (including bridges, culverts, structures); and any alteration of a watercourse, which affects its course, current, or cross section, including any change to the 100-year floodplain of any free-flowing non-tidal waters of the State.
- e. Verify that applicants proposing an alteration of a watercourse have notified adjacent communities, the Department of Conservation and Recreation (Division of Dam Safety and Floodplain Management), and other appropriate agencies (VADEQ, USACE, VMRC), and have submitted copies of such notifications to FEMA.
- f. Approve applications and issue permits to develop in flood hazard areas if the requirements of this Section 714 have been met, or disapprove applications if the requirements have not been met.
- g. Inspect, or cause to be inspected permitted buildings, structures, and other developments to determine compliance with this Section 714.
- h. Review Elevation Certificates and require incomplete or deficient certificates to be corrected.

- i. Submit to FEMA, or require applicants to submit to FEMA, data and information necessary to maintain FIRMs, including hydrologic and hydraulic engineering analyses prepared by or for the County, within six months after such data and information becomes available, if the analyses indicate changes in base flood elevations.
- j. Maintain and keep records that are necessary for the administration of this Section 714, including: (i) Flood Insurance Studies, Flood Insurance Rate Maps (including historic studies and maps and current studies and maps) and Letters of Map Change; and (ii) documentation supporting issuance and denial of permits, Elevation Certificates, documentation of the elevation (in relation to the datum on the FIRM) to which structures have been flood-proofed, other required design certifications, variances, and records of enforcement actions taken to correct violations of these regulations.
- k. Enforce the provisions of this Section 714, investigate violations, issue notices of violations or stop work orders, and require permit holders to take corrective action.
- l. Inform the BZA of the intent of this Section 714, and for each application for a variance, prepare a detailed staff report.
- m. Administer the requirements related to proposed work on existing buildings, including (i) making determinations as to whether buildings and structures located in flood hazard areas and damaged by any cause are considered to have been substantially damaged; (ii) making reasonable efforts to notify owners of substantially damaged structures of the need to obtain a permit to repair, rehabilitate, or reconstruct; and (iii) prohibiting the non-compliant repair of substantially damaged buildings except for temporary emergency protective measures necessary to secure a property, or stabilize a building or structure in order to prevent additional damage.
- n. Undertake other actions including issuing press releases, public service announcements, and other information related to permit requests and repair of damaged structures; coordinating with other Federal, State, and local agencies to assist with substantial damage determinations; providing owners of damaged structures information related to the proper repair of damaged structures in special flood hazard areas; and assisting property owners with documentation necessary to file claims for Increased Cost of Compliance coverage under NFIP flood insurance policies.
- o. Notify the FEMA if the County's boundaries are modified and (i) provide a map that clearly delineates the revised boundaries or the land area for which the authority to regulate pursuant to this Section 714 has either been assumed or relinquished; and (ii) If the FIRM for any annexed land area includes special flood hazard areas that have flood zones which have regulatory requirements that are not set forth in this Section 714, prepare amendments to this Section 714 to adopt the FIRM and appropriate requirements. A copy of the amended Code provisions shall be provided to Department of Conservation and Recreation (Division of Dam Safety and Floodplain Management) and FEMA.
- p. At FEMA's request, complete and submit a report concerning participation in the NFIP which may request information regarding the number of buildings in the SFHA, number of permits issued for development in the SFHA, and number of variances issued for development in the SFHA.
- q. Take into account flood, mudslide and flood-related erosion hazards, to the extent that they are known, in all official actions relating to land management and use throughout the entire County, whether or not those hazards have been specifically delineated geographically (e.g. via mapping or surveying).

714.05. Permit Requirement.

1. All uses, activities, and development occurring within any floodplain district, including placement of manufactured homes, shall be undertaken only upon the issuance of a valid zoning permit and in strict compliance with the provisions of this Section 714, and all other applicable law, including the USBC and the Amherst County Subdivision Regulations. The Floodplain Administrator shall issue a permit to only those applications that comply with all applicable state and federal laws. No use, activity, or development shall adversely affect the capacity of the channels or floodways of any watercourse, drainage ditch, or any other drainage facility or system.

2. Prior to any proposed alteration or relocation of any channels or of any watercourse in a special flood hazard area, a permit shall be obtained from the U. S. Corps of Engineers, the Virginia Department of Environmental Quality, and the Virginia Marine Resources Commission (a joint permit application is available from any of these organizations). Notification of the proposal shall be given by the applicant to all affected adjacent jurisdictions, the Department of Conservation and Recreation (Division of Dam Safety and Floodplain Management), the Federal Emergency Management Agency, and other required agencies. The flood carrying capacity within an altered or relocated portion of any watercourse shall be the same as in the original watercourse.

714.06. Site Plans and Development Applications. All applications for a permit authorizing development within any floodplain district shall contain the following information:

1. The elevation of the base flood at the site.
2. The elevation of the lowest floor of proposed habitable structures, including basement.
3. For non-residential structures to be flood-proofed, the elevation to which the structure will be flood-proofed.
4. Topographic information showing existing and proposed ground elevations.

714.07. Appeals procedures for administrative decisions regarding Flood Hazard District requirements.

1. Appeals

Any person aggrieved by a decision of the Floodplain Administrator with respect to the provisions of this Section 714 may appeal to the BZA. Any such appeal shall be filed, in writing, within thirty (30) days after the date of the decision by the Floodplain Administrator. Upon receipt of an appeal, the BZA shall set a time and place for hearing the appeal, which shall be not less than ten (10) nor more than thirty (30) days from the date of the receipt of the appeal. Notice of the time and place of the hearing shall be given to all parties. The determination by the BZA shall be final in all cases.

2. Appeals Seeking a Variance

In deciding appeals seeking a variance to the requirements imposed by this Section 714, the BZA shall address the following factors:

- a. The repair or rehabilitation of historic structures will depend upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- b. The danger to life and property due to increased flood heights or velocities caused by encroachments. No variance shall be granted for any proposed use, development or activity within the Floodway District that will cause any increase in flood levels during the one hundred (100) year flood.
- c. The danger that materials may be swept on to other lands or downstream to the injury of others.
- d. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination and unsanitary conditions.
- e. The susceptibility of the proposed structure or facility and its contents to flood damage, and the effect of such damage on the individual owners.
- f. The importance of the services provided by the proposed structure or facility.
- g. The requirements of the structure or facility for a waterfront location.
- h. The availability of alternative locations not subject to flooding for the proposed use.
- i. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.
- j. The relationship of the proposed use to the comprehensive plan and flood plain management program for the area.
- k. The safety of access to the property in time of flood of ordinary and emergency vehicles.
- l. The expected heights, velocity, duration, rate of rise and sediment transport of the flood waters expected at the site.

The BZA may refer any application and accompanying documentation pertaining to any request for variance to any engineer or other qualified person or agency for technical assistance in evaluating the proposed project in relation to flood heights and velocities and adequacy of the plans for protection and other related matters.

3. Granting of Variance

Variances shall be granted only if the BZA has determined: (i) that the variance constitutes the minimum relief to any exceptional hardship; and (ii) that the granting of the variance will not result in: (a) unacceptable or prohibited increases in flood heights; (b) additional threats to public safety; (c) extraordinary public expense; (d) create nuisances; (e) cause fraud or victimization of the public; or (f) conflict with County Code.

The BZA shall notify the applicant for a variance in writing that the granting of a variance to construct below the one hundred (100) year flood evaluation increases risks to life and property and will result in increased premium rates for flood insurance.

A record of the above notification, as well as all actions on the requested variances, including justification for their issuance, shall be maintained by the Floodplain Administrator. Any variances which are granted shall be noted in the annual report submitted to the Federal Insurance Administration.

Establishing the Boundaries of Areas within the Flood Hazard Overlay District

714.08. Use and Interpretation of FIRMs. The Floodplain Administrator shall make interpretations, where needed, as to the exact location of special flood hazard areas, floodplain boundaries, and floodway boundaries. Should a dispute arise concerning the boundaries of any of the districts, the BZA shall make the necessary determination in accordance with the provision of subsection 714.07.

The following shall apply to the use and interpretation of FIRMs and data:

1. Where field-surveyed topography indicates that ground elevations:
 - a. Are below the base flood elevation, even in areas not delineated as a special flood hazard area on a FIRM, the area shall be considered as special flood hazard area and subject to the requirements of this Section 714;
 - b. Are above the base flood elevation, the area shall be regulated as special flood hazard area unless the applicant obtains a Letter of Map Change that removes the area from the special flood hazard area.
2. In FEMA-identified special flood hazard areas where base flood elevation and floodway data have not been identified, and in areas where FEMA has not identified special flood hazard areas, any other flood hazard data available from a Federal, State, or other source shall be reviewed and reasonably used.
3. Base flood elevations and designated floodway boundaries on FIRMs and in FISs shall take precedence over base flood elevations and floodway boundaries by any other sources if such sources show reduced floodway widths or lower base flood elevations.
4. Other sources of data shall be reasonably used if such sources show increased base flood elevations or larger floodway areas than are shown on FIRMs and in FISs.
5. If a Preliminary Flood Insurance Rate Map or a Preliminary Flood Insurance Study has been provided by FEMA:
 - a. Upon the issuance of a Letter of Final Determination by FEMA, the preliminary flood hazard data shall be used and shall replace the flood hazard data previously provided from FEMA for the purposes of administering these regulations.
 - b. Prior to the issuance of a Letter of Final Determination by FEMA, the use of preliminary flood hazard data shall be deemed the best available data and be used where no base flood elevations or floodway areas are provided on the effective FIRM.
 - c. Prior to the issuance of a Letter of Final Determination by FEMA, the use of preliminary flood hazard data is permitted where the preliminary base flood elevations or floodway areas exceed the base flood elevations or designated floodway widths in existing flood hazard data provided by FEMA. Such preliminary data may be subject to change or appeal to FEMA.

714.09. Establishment of floodplain districts. The various floodplain districts shall include special flood hazard areas. The basis for the delineation of these districts shall be the FIS and FIRMs for Amherst County prepared by the Federal Emergency Management Agency and Federal Insurance Administration, dated September 19, 2007, and any subsequent revisions or amendments thereto. The boundaries of the Special Flood Hazard Area and Floodplain Districts are established as shown on the FIRM which is incorporated in this Section 714, and which shall be kept on file at the offices of the Floodplain Administrator.

In addition, Amherst County may identify and regulate new local flood hazard or ponding areas. These areas may be delineated on a "Local Flood Hazard Map" using the best available topographic data and locally derived information such as flood of record, historic high water marks or approximate study methodologies.

1. The Floodway District (FW) is delineated for purpose of this Section 714, using the criteria that a certain area within the flood plain must be capable of carrying the waters of the one hundred (100) year flood without increasing the water surface elevation of that flood more than one (1) foot at any point. These areas included in this district are specifically defined in the FIS and shown on the flood boundary and floodway map.

2. The Special Floodplain District (SFD) shall be those areas identified as an AE Zone on the maps accompanying the FIS for which one percent annual chance flood elevations have been provided and the floodway has not been delineated.

3. The Approximated Flood Plain District (AFP) shall be that floodplain area for which no detailed flood profiles or elevations are provided, but where a one hundred (100) year flood plain boundary has been approximated on the FIRMs. Such areas are shown as Zone A on the maps accompanying the FIS. For these areas, the one percent annual chance flood elevations and floodway information from federal, state, and other acceptable sources shall be used, when available. Where the specific one hundred (100) year elevation cannot be determined for this area using other sources of data, such as the U.S. Army Corps of Engineers, Flood Plain Information Reports and U.S. Geological Survey Flood Prone Quadrangles, then the application for the proposed use, development or activity shall determine this elevation in accordance with hydrologic and engineering techniques. Hydrologic and hydraulic analyses shall be undertaken only by professional engineers or others of demonstrated qualifications who shall certify that the technical methods used, correctly reflect currently accepted technical concepts. Studies, analyses and computations shall be submitted in sufficient detail to allow a thorough review by the Floodplain Administrator.

714.10. District boundary changes. The County may revise the boundaries of any of the flood plain districts in cases where base flood elevations may have increased or decreased resulting from physical changes affecting flooding conditions. As soon as practicable, but no later than six months after the date such information becomes available, the County shall notify FEMA of the changes by submitting supporting technical or scientific data. Upon confirmation of those physical changes affecting flooding conditions, risk premium rates and flood plain management requirements may be adjusted.

Standards Applicable to Development

714.11. General Standards. The following standards shall apply to all development undertaken pursuant to the requirements of this Section 714:

1. New construction and substantial improvements shall be constructed in accordance with the USBC and this ordinance, including being properly anchored to prevent flotation, collapse or lateral movement of the structure.

2. Standards for residential construction: New construction or substantial improvement of any residential structure, including manufactured homes, shall have the lowest floor, including basement, elevated one foot above base-flood elevation.

3. Manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground

anchors. This standard shall be in addition to and consistent with applicable State anchoring requirements for resisting wind forces.

4. New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.

5. New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.

6. Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities, including duct work, shall be designed or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

7. New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system.

8. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters.

9. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding.

10. Historic structures undergoing repair or rehabilitation that would constitute a substantial improvement as defined here in shall comply with all requirements of this Section 714 that do not preclude the structure's continued designation as a historic structure. Documentation that a specific requirement of County Code will cause removal of the structure from the National Register of Historic Places or the State Inventory of Historic places must be obtained from the Secretary of the Interior or the State Historic Preservation Officer. Any exemption from the requirements of County Code will be the minimum necessary to preserve the historic character and design of the structure.

714.12. Specific Standards. In all special flood hazard areas where base flood elevations have been provided in the FIS or generated by a certified professional, the following provisions shall apply:

1. Standards for existing structures: The substantial damage or improvement of any structure shall require full compliance with the following provisions:

- a. Existing structures or uses located in the Floodway District shall not be expanded or enlarged unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the proposed expansion would not result in any increase in the base flood elevation.
- b. Any modification, alteration, repair, reconstruction or improvement of any kind to a structure or use, regardless of its location in a flood plain district, to an extent or amount of less than fifty (50) percent of its market value shall be elevated or flood-proofed to the greatest extent possible and shall conform to the Virginia USBC.
- c. The modification, alteration, repair, reconstruction or improvement of any kind to a structure or use, regardless of its location within the Flood Hazard Overlay District, to an extent or amount of fifty (50) percent or more of its market value shall be undertaken only in full compliance with the

provisions of this Section 714, and the entire structure shall conform to the requirements of the USBC.

2. Standards for non-residential construction: New construction or substantial improvement of any commercial, industrial, or non-residential building shall have the lowest floor, including basement, elevated one foot above base-flood elevation. Buildings located in all A1-30, AE, and AH zones may be flood-proofed in lieu of being elevated provided that all areas of the building components below the elevation corresponding to the BFE plus one foot are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification, including the specific elevation in relation to mean sea level to which such structures are floodproofed, shall be maintained by the Floodplain Administrator.

3. Fully enclosed areas of new construction or substantially improved structures, which are below the regulatory flood protection elevation shall:

- a. Not be designed or used for human habitation, but shall only be used for parking of vehicles, building access, or limited storage of maintenance equipment used in connection with the premises. Access to the enclosed area shall be the minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment (standard exterior door), or entry to the living area (stairway or elevator).
- b. Be constructed entirely of flood resistant materials below the regulatory flood protection elevation;
- c. Include, in Zones A and AE measures to automatically equalize hydrostatic flood forces on walls by allowing for the entry and exit of floodwaters. To meet this requirement, the openings must either be certified by a professional engineer or architect or meet the following minimum design criteria:
 - i. Provide a minimum of two openings on different sides of each enclosed area subject to flooding.
 - ii. The total net area of all openings must be at least one (1) square inch for each square foot of enclosed area subject to flooding.
 - iii. If a building has more than one enclosed area, each area must have openings to allow floodwaters to automatically enter and exit.
 - iv. The bottom of all required openings shall be no higher than one (1) foot above the adjacent grade.
 - v. Openings may be equipped with screens, louvers, or other opening coverings or devices, provided they permit the automatic flow of floodwaters in both directions.
 - vi. Foundation enclosures made of flexible skirting are not considered enclosures for purposes of this Section 714, and, therefore, do not require openings. Masonry or wood underpinning, regardless of structural status, is considered an enclosure and requires openings as outlined above.

4. Standards for Manufactured Homes and Recreational Vehicles:

- a. All manufactured homes placed, or substantially improved: (i) on individual lots or parcels, (ii) in expansions to existing manufactured home parks or subdivisions, and (iii) in a new or existing manufactured home park or subdivision, in which a manufactured home has incurred substantial damage as the result of a flood, must meet all the requirements for new construction, including all applicable elevation and anchoring requirements established by the USBC and this ordinance.
 - b. All recreational vehicles placed on sites must:
 - i. Be on the site for fewer than 180 consecutive days;
 - ii. Be fully licensed and ready for highway use such that it is on its wheels or a jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions; or
 - iii. Meet all the applicable building code requirements for manufactured homes.
5. Standards for utilities and facilities:
- a. Sanitary sewer facilities. All new replacement sanitary sewer facilities and private package sewage treatment plants, including all pumping stations of flood waters into the systems and discharges from the systems into the flood waters, shall be located and constructed to minimize or eliminate flood damage and impairments.
 - b. Water facilities. All new or replacement facilities shall be designed to minimize or eliminate flood damages.
 - c. Drainage Facilities. All storm drainage facilities shall be designed to convey the flow of surface water without damage to persons or property. The system shall be structured to direct drainage away from buildings and on-site waste disposal sites. The Floodplain Administrator may require a primarily underground system to accommodate larger, less frequent floods.
 - d. Utilities. All utilities such as gas lines, electrical and telephone systems shall be located, elevated (if possible), and constructed to minimize the chance of impairment during a flooding occurrence.
 - e. Streets and sidewalks. Streets and sidewalks shall be designed to minimize their potential for increasing and aggravating the levels of flood flow. Drainage openings shall be designed to sufficiently discharge flood flows without unduly increasing flood heights.

714.14. Elevation and Construction Standards.

In all identified flood hazard areas where base flood elevations have been provided in the FIS or generated by a certified professional, the following provisions shall apply:

Residential Construction

New construction or substantial improvement of any residential structure (including manufactured homes) in Zones A1-30, AE, AH and A with detailed base flood elevations shall have the lowest floor, including basement, elevated at least one foot above the base flood level.

Non-Residential Construction

New construction or substantial improvement of any commercial, industrial, or non-residential building (or manufactured home) shall have the lowest floor, including basement, elevated at least one foot above the base flood elevation. Buildings located in all A1-30, AE, and AH zones may be flood-proofed in lieu of being elevated provided that all areas of the building components below the elevation corresponding to the BFE plus one foot are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification, including the specific elevation (in relation to mean sea level) to which such structures are floodproofed, shall be maintained by the Floodplain Administrator.

714.15. Standards for Subdivision Proposals.

1. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage;
2. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards; and,
3. Base flood elevation data shall be obtained from other sources or developed using detailed methodologies comparable to those contained in a FIS for subdivision proposals and other proposed development proposals (including manufactured home parks and subdivisions) that exceed fifty lots or five acres, whichever is the lesser.

Development Activities by District

714.16 Floodway District activities. The following provisions shall apply within the Floodway District:

1. Within any floodway area, no encroachments including fill, new construction, substantial improvements, or other development shall be permitted unless it has been demonstrated through hydrologic and hydraulic analysis performed in accordance with standard engineering practice, that the proposed encroachment will not result in any increase in flood levels during the occurrence of the base flood discharge. Hydrologic and hydraulic analyses shall be undertaken only by professional engineers or others of demonstrated qualifications, who shall certify that the technical methods used correctly reflect currently-accepted technical concepts. All studies, analyses, computations, and other supporting documentation shall be submitted in sufficient detail to allow a thorough review by the Floodplain Administrator.
2. Development activities which increase the water surface elevation of the base flood may be allowed, provided that the applicant first applies, with Amherst County's endorsement, for a conditional Flood Insurance Rate Map and floodway revision, and receives FEMA approval.
3. The placement of manufactured homes is prohibited, except in an existing manufactured home park. A replacement manufactured home may be placed on a lot provided anchoring, elevation, and encroachment standards are met.

714.17. Prohibited uses in the Floodway District. The following structures and uses are hereby prohibited in the Floodway District:

1. Structures designed or used for human habitation.
2. The storage or processing of materials that are pollutants, buoyant, flammable, poisonous, or explosive, or which otherwise could be injurious to human, animal or plant life in time of flooding or that has high flood damage potential.
3. Garbage and waste disposal facilities including any further encroachment upon the floodway at existing sites.
4. Placement of fill material.
5. Permanent structures.

714.18. Approximated Flood Plain District Activities. The following provisions shall apply within the Approximated Floodplain District:

1. The lowest floor shall be elevated to or above the base flood level of one foot above base-flood elevation. During the permitting process, the Floodplain Administrator shall obtain:
 - a. The elevation of the lowest floor, including the basement, of all new and substantially improved structures; and
 - b. The hydrologic and hydraulic study; and
 - c. If the structure has been flood-proofed in accordance with the requirements of this Section 714, the elevation in relation to mean sea level to which the structure has been flood-proofed.
2. Base flood elevation data shall be obtained from other sources or developed using detailed methodologies comparable to those contained in a Flood Insurance Study for subdivision proposals and other proposed development proposals, including manufactured home parks and subdivisions, that exceed fifty lots or five acres, whichever is the lesser.

714.19. Special exceptions within the Approximated Flood Plain District. The following uses may be permitted as special exceptions:

1. Single-family dwelling, two-family dwelling and multi-family dwelling consisting of no more than four (4) units which are constructed, altered or moved so that the elevation of the lowest floor, including the basement, shall be at least one (1) foot above base flood elevation. Such structures shall have a means of ingress and egress to land outside the floodplain which is above the regulatory base flood elevation. The means of pedestrian ingress and egress shall be a minimum of fifteen (15) feet wide, or five (5) feet wide if equipped with handrails or other safety features. Such structures will also have a means of ingress and egress to land outside the floodplain for emergency vehicles.
2. Commercial uses: New construction of, and substantial improvements to, commercial structures which are elevated to a point above the one hundred (100) year flood level. Accessory land uses such as yards, parking areas, and railroad tracks may be placed at lower elevations.

3. Manufacturing and industrial uses: New construction and substantial improvement of manufacturing and industrial structures which are situated one (1) foot above the base flood elevation, or adequately flood-proof in accordance with the requirements of this Section 714. Accessory land uses such as yards and parking areas may be at lower elevations. In considering permit applications, the County shall give due consideration to needs of industry whose business requires that it be located in flood plain areas, or which presently exist in floodplain area and for whom failure to make improvements to their industrial processes would cause major employment and economic hardships for employees and the community.

4. Utilities, railroads, streets, bridges, public utility facilities, roads, railroad tracks, and bridges which are constructed so as not to increase the regulatory flood stage more than one (1) foot in any one reach or for the cumulative effect of several reaches and will be compatible with local comprehensive floodplain development plans.

5. Storage of materials: Storage of materials that are pollutants, buoyant, flammable, explosive, or which otherwise could be injurious to human, animal or plant life in time of flooding or that have high flood damage potential shall be stored one (1) foot above the flood protection elevation, flood-proofed, or protected by structural measures consistent with the standards set forth herein.

6. Sanitary waste treatment and disposal: No new construction, addition or substantial improvements to existing sanitary sewer facilities will be allowed unless emergency plans and procedures for action to be taken in the event of flooding are prepared, filed with, and approved by the State Board of Health. These emergency plans and procedures must show in detail steps taken against the possible introduction of any pollutants or toxins into the flood waters. There shall be no disposal of garbage or solid waste material within the Approximated Flood Plain District.

7. All manufactured homes placed, or substantially improved: (i) on individual lots or parcels, (ii) in expansions to existing manufactured home parks or subdivisions, and (iii) in a new or existing manufactured home park or subdivision, in which a manufactured home has incurred substantial damage as the result of a flood, must meet all the requirements for new construction, including all applicable elevation and anchoring requirements established by the USBC.

8. All manufactured homes placed, or substantially improved, in an existing manufactured home park or subdivision where no manufactured home has incurred substantial damage as a result of flooding must be elevated so that:

- a. The lowest floor of the manufactured home is elevated no lower than one (1) foot above the base flood elevation; or
- b. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least an equivalent strength, of no less than one foot above base flood elevation; and
- c. The manufactured home must be securely anchored to the adequately anchored foundation system to resist flotation, collapse and lateral movement.

714.20. Special Floodplain District. The following provisions shall apply within the Special Floodplain District:

1. Until a regulatory floodway is designated, no new construction, substantial improvements, or other development (including fill) shall be permitted within the areas of special flood hazard, designated as Zones A1-30 and AE on the Flood Insurance Rate Map.

2. Development activities in Zones A1-30, AE, and AH, on Amherst County's Flood Insurance Rate Map which increase the water surface elevation of the base flood by more than one foot may be allowed, provided that the applicant first applies, with Amherst County's endorsement, for a conditional Flood Insurance Rate Map revision, and receives the approval of the Federal Emergency Management Agency.

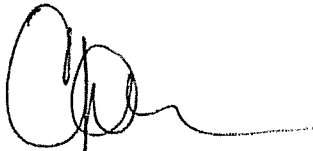
714.21. Penalty for violations. Any person who fails to comply with any of the requirements or provisions of this Section 714, shall be subject to the provisions of Section 1002 of Appendix A to the Amherst County Code.

In addition, all other actions are hereby reserved, including an action in equity for the proper enforcement of this article. The imposition of a fine or penalty for any violation or noncompliance with this article shall not excuse the violation or noncompliance, or permit it to continue. All persons in conflict with Section 714 shall be required to correct or remedy such violations or noncompliances within a reasonable time. Any structure constructed, reconstructed, enlarged, altered or relocated in noncompliance with this section may be declared to be a public nuisance by the Building Official and shall be abatable as such.

§ 2. That Section 709 of Article VII to Appendix A of the Amherst County Code be and is hereby repealed.

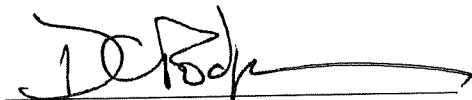
§ 3. That this ordinance shall be in force and effect upon adoption.

Adopted this 18th day of April, 2017.



Claudia D. Tucker, Chair
Amherst County Board of Supervisors

ATTEST:



Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 5

Nays 0

Abstentions 0

ADOPTED

4 / 18 / 17

Secondary System
Amherst County
Construction Program
Estimated Allocations

Fund	FY2018	FY2019	FY2020	FY2021	FY2022	FY2023	Total
CTB Formula - Unpaved State	\$294,055	\$338,262	\$325,097	\$0	\$0	\$0	\$957,414
Secondary Unpaved Roads	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TeleFee	\$109,474	\$109,474	\$109,474	\$109,474	\$109,474	\$109,474	\$656,844
Residue Parcels	\$0	\$0	\$0	\$0	\$0	\$0	\$0
STP Converted from IM	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP - Bond Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Formula STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
MG Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
BR Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other State Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
State Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
District Grant - Unpaved	\$0	\$0	\$0	\$456,462	\$276,836	\$370,622	\$1,103,920
Total	\$403,529	\$447,736	\$434,571	\$565,936	\$386,310	\$480,096	\$2,718,178

Board Approval Date:

April 18, 2017

Residency Administrator

Date

D. R. Austin 5/15/17

County Administrator

Date

D. R. Austin 5/10/2017

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS							Balance to complete	Traffic Count
PPMS ID	Project #		Funding	Funding Required									Scope of Work
Accomplishment	Description		SSYP Funding										FHWA #
Type of Funds	FROM		Other Funding										Comments
Type of Project	TO		Total		2017-18	2018-19	2019-20	2020-21	2021-22	2022-23			
Priority #	Length	Ad Date											
Rt.0643	WAGON TRAIL ROAD	PE \$394,713											
51353	0643005171	RW \$34,947	\$1,632,182		\$0	\$0	\$0	\$0	\$0	\$0		340	
RAAP CONTRACT	RTE 643 - BRIDGE & APPROACHES OVER HORSLEY CREEK	CON \$1,270,931	\$68,409		\$0	\$0	\$0	\$0	\$0	\$0			Bridge Replacement w/o Added Capacity
BROS.STP	0.018 MILE SOUTH OF HORSLEY CREEK	Total \$1,700,591	\$1,700,591	\$0	\$0	\$0	\$0	\$0	\$0	\$0		\$0	16011
SECONDARY - ONE HEARING DESIGN	0.018 MILE NORTH OF HORSLEY CREEK	9/9/2014											Construction Complete, Waiting on Financial Closeout
Rt.0824	BANTON LANE	PE \$0											
106269	0824005P01	RW \$0	\$30,565		\$0	\$0	\$0	\$0	\$0	\$0		120	
STATE FORCES/HIRED EQUIPMENT S	RTE 824 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE)	CON \$56,001	\$25,435		\$0	\$0	\$0	\$0	\$0	\$0			Resurfacing
	RTE 80	Total \$56,001	\$56,000	\$1	\$0	\$0	\$0	\$0	\$0	\$0		\$1	16005
No Plan	DEAD END												UNPAVED CONSTRUCTION, Construction Complete, Waiting On Financial Closeout
0000.00	0.4	8/17/2016											
Rt.0609	STOVE HILL ROAD	PE \$0											
106285	0609005P01	RW \$0	\$126,000		\$0	\$0	\$0	\$0	\$0	\$0		170	
STATE FORCES/HIRED EQUIPMENT S	RTE 609 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE)	CON \$126,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0			Resurfacing
	RTE 610	Total \$126,000	\$126,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0		\$0	16005
No Plan	DEAD END												UNPAVED CONSTRUCTION, Construction Complete, Waiting On Financial Closeout
0000.00	0.8	8/17/2016											

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	PROJECTED FISCAL YEAR ALLOCATIONS										Balance to	Traffic Count
PPMS ID	Project #		Previous Funding	Additional Funding Required								complete	Scope of Work	
Accomplishment	Description												FHWA #	
Type of Funds	FROM		SSYP Funding										Comments	
Type of Project	TO		Other Funding											
Priority #	Length	Ad Date	Total		2017-18	2018-19	2019-20	2020-21	2021-22	2022-23				
Rt.0628	STROBE MOUNTAIN ROAD	PE												
		\$0												
106286	0628005P01	RW	\$173,534		\$0	\$0	\$0	\$0	\$0	\$0	198	Resurfacing		
		\$0												
STATE FORCES/HIRED EQUIPMENT	RTE 628 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE)	CON	\$6,466		\$0	\$0	\$0	\$0	\$0	\$0	16005	UNPAVED CONSTRUCTION, Construction Complete, Waiting On Financial Closeout		
S	RTE 663	Total	\$180,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0			
No Plan	DEAD END													
0000.00	0.9	8/19/2016												
Rt.0712	PENDELETON DRIVE	PE												
		\$0												
106287	0712005P01	RW	\$140,000		\$0	\$0	\$0	\$0	\$0	\$0	67	Resurfacing		
		\$0												
STATE FORCES/HIRED EQUIPMENT	RTE 712 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE)	CON	\$0		\$0	\$0	\$0	\$0	\$0	\$0	16005	UNPAVED CONSTRUCTION, Construction Complete, Waiting On Financial Closeout		
S	RTE 759	Total	\$140,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0			
No Plan	DEAD END													
0000.00	0.7	9/30/2016												
Rt.0759	BRAXTON RIDGE ROAD	PE												
		\$0												
108934	0759005P01	RW	\$110,209		\$0	\$0	\$0	\$0	\$0	\$0	107	Resurfacing		
		\$0												
STATE FORCES/HIRED EQUIPMENT	RTE 759 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE)	CON	\$9,791		\$0	\$0	\$0	\$0	\$0	\$0	16005	UNPAVED CONSTRUCTION, Construction Complete, Waiting On Financial Closeout		
S	RTE 712	Total	\$119,999	(\$1)	\$0	\$0	\$0	\$0	\$0	\$0	(\$1)			
No Plan	DEAD END													
0000.00	0.8	9/23/2016												

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS							Balance to complete	Traffic Count Scope of Work FHWA # Comments
PPMS ID	Project #		Funding										
Accomplishment Type of Funds	Description FROM TO		SSYP Funding Other Funding Total										
Type of Project	Length	Ad Date			2017-18	2018-19	2019-20	2020-21	2021-22	2022-23			
Priority #													
RT.0686	STINNETT ROAD	PE \$0											
110262	0686005P01	R/W \$0	\$140,000		\$0	\$0	\$0	\$0	\$0	\$0		170	Resurfacing
STATE FORCES/HIRED EQUIPMENT S	RTE 686 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE) RTE 60	CON \$140,000 Total \$140,000	\$0 \$140,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	16005	
State forces/Hired equip CN Only 0001.01	DEAD END	PE 8/30/2017											
RT.0663	SMOKEY HOLLOW ROAD	PE \$0											
110241	0663005P01	R/W \$0	\$59,885		\$300,115	\$0	\$0	\$0	\$0	\$0		108	Resurfacing
STATE FORCES/HIRED EQUIPMENT S	RTE 663 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE) RTE 628	CON \$360,000 Total \$360,000	\$0 \$59,885	\$300,115	\$0	\$0	\$0	\$0	\$0	\$0	\$0	16005	
State forces/Hired equip CN Only 0002.02	RTE 628	PE 8/30/2017											
RT.0602	PARK LANE	PE \$0											
-15125	0602005P01	R/W \$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0		170	Resurfacing
STATE FORCES/HIRED EQUIPMENT	RTE 602 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE) RTE 60	CON \$35,000 Total \$35,000	\$35,000 \$35,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	16005	
No Plan 0003.03	0.100 MILE EAST OF RTE 60	8/3/2023											UNPAVED CONSTRUCTION

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS							Balance to complete	Traffic Court
PPMS ID	Project #		Funding										Scope of Work
Accomplishment	Description		SSYP Funding										FHWA #
Type of Funds	FROM		Other Funding										Comments
Type of Project	TO		Total										
Priority #	Length	Ad Date			2017-18	2018-19	2019-20	2020-21	2021-22	2022-23			
RI.0632	FRANKLIN CREEK ROAD	PE \$0											
-15126	0632006P01	RW \$0	\$0		\$65,668	\$174,332	\$0	\$0	\$0	\$0		70	Resurfacing
STATE FORCES/HIRED EQUIPMENT	RTE 632 - RURAL RUSTIC (SURFACE TREAT NON-HARDSURFACE) 1.640 MILES NORTH OF RTE 722	CON \$240,000 Total \$240,000	\$0	\$240,000	\$0 \$65,668	\$0 \$174,332	\$0	\$0	\$0	\$0		\$0	16005
No Plan	DEAD END												UNPAVED CONSTRUCTION
0004.04	1.2	8/3/2020											
RI.0751	HARTLESS ROAD	PE \$0											
-17950	0751005707	RW \$0	\$0		\$0	\$250,000	\$0	\$0	\$0	\$0		70	Resurfacing
STATE FORCES/HIRED EQUIPMENT	RTE 751 - RURAL RUSTIC(SURFACE TREAT NON-HARDSURFACE) ROUTE 151	CON \$250,000 Total \$250,000	\$0	\$250,000	\$0 \$0	\$0 \$250,000	\$0	\$0	\$0	\$0		\$0	16005
State forces/Hired equip CN Only	DEAD END												
0005.05	1.2												
RI.0689	EAST MONITOR ROAD	PE \$0											
-17951	0689005708	RW \$0	\$0		\$0	\$12,558	\$227,342	\$0	\$0	\$0		50	Resurfacing
STATE FORCES/HIRED EQUIPMENT	RTE 689 - RURAL RUSTIC(SURFACE TREAT NON-HARDSURFACE) ROUTE 617	CON \$240,000 Total \$240,000	\$0	\$240,000	\$0 \$0	\$0 \$12,558	\$0 \$227,342	\$0	\$0	\$0		\$0	16005
State forces/Hired equip CN Only	01.20 MILE SOUTH ROUTE 617												
0006.06	1.2												

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

District: Lynchburg
County: Amherst County

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS								Balance to complete	Traffic Count
PPMIS ID	Project #		Funding	Funding Required										Scope of Work
Accomplishment Type of Funds	Description FROM		SSYP Funding Other Funding Total											FHWA # Comments
Type of Project	TO													
Priority #	Length	Ad Date												
Rt.0691	TINSLEY ROAD	PE \$0											88	
-17952	0691005709	RW \$0	\$0		\$0	\$0	\$150,600	\$69,400	\$0	\$0			Resurfacing	
STATE FORCES/HIRED EQUIPMENT	RTE 691 - RURAL RUSTIC(SURFACE TREAT NON-HARDSURFACE)	CON \$220,000	\$0	\$220,000	\$0	\$0	\$150,600	\$69,400	\$0	\$0		\$0	16005	
	ROUTE 650	Total \$220,000	\$0											
State forces/Hired equip CN Only 0007.07	DEAD END													
1.1														
Rt.0692	MUDDY BRANCH ROAD	PE \$0											53	
-17954	0692005711	RW \$0	\$0		\$0	\$0	\$0	\$55,062	\$224,938	\$0			Resurfacing	
STATE FORCES/HIRED EQUIPMENT	RTE 692 - RURAL RUSTIC(SURFACE TREAT NON-HARDSURFACE)	CON \$280,000	\$0	\$280,000	\$0	\$0	\$0	\$0	\$0	\$0		\$0	16005	
	ROUTE 752	Total \$280,000	\$0											
State forces/Hired equip CN Only 0008.08	ROUTE 616													
1.4														
Rt.0648	BECK CREEK ROAD	PE \$0											61	
-17953	0648005710	RW \$0	\$0		\$0	\$0	\$0	\$332,000	\$0	\$0			Resurfacing	
STATE FORCES/HIRED EQUIPMENT	RTE 648 - RURAL RUSTIC(SURFACE TREAT NON-HARDSURFACE)	CON \$332,000	\$0	\$332,000	\$0	\$0	\$0	\$0	\$0	\$0		\$0	16005	
	ROUTE 622	Total \$332,000	\$0											
State forces/Hired equip CN Only 0009.09	ROUTE 613													
1.7														

District: Lynchburg

County: Amherst County

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS							Balance to complete	Traffic Count
PPMS ID	Project # Description		Funding	Funding Required									Scope of Work FHWA # Comments
Accomplishment Type of Funds	FROM TO		SSYP Funding Other Funding Total		2017-18	2018-19	2019-20	2020-21	2021-22	2022-23			
Type of Project	Length	Ad Date											
Priority #													
Rt.0636	WARES GAP ROAD	PE \$0											
-18287	0636005712	RW \$0	\$0		\$0	\$0	\$0	\$0	\$150,626	\$411,374		Resurfacing	
STATE FORCES/HIRED EQUIPMENT	RTE 636 - RURAL RUSTIC(SURFACE TREAT NON- HARDSURFACE) RTE 610	CON \$562,000 Total \$562,000	\$0	\$562,000	\$0	\$0	\$0	\$0	\$0	\$0	\$150,626	\$411,374	6005
State forces/Hired equip CN Only 0010.10	1.79 MILE WEST RTE 643 2.8												

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date: April 18, 2017

2018-19 through 2022-23

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS							Balance to complete	Traffic Count
PPMS ID	Project #		Funding										Scope of Work
Accomplishment	Description		SSYP Funding										Comments
Type of Funds	FROM		Other Funding										
Type of Project	TO		Total										
Priority #	Length	Ad Date											
RL4007		PE	\$0										
99781	1204007	RW	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	Safety
NOT APPLICABLE	COUNTYWIDE TRAFFIC SERVICES	CON	\$396,976	\$137,913	\$2,746	\$10,746	\$56,629	\$109,474	\$10,746	\$68,722	\$0	16021	
S	VARIOUS LOCATIONS IN COUNTY	Total	\$396,976	\$137,913	\$2,746	\$10,746	\$56,629	\$109,474	\$10,746	\$68,722	\$0		TRAFFIC SERVICES INCLUDE SECONDARY SPEED ZONES, SPEED STUDIES, OTHER NEW SECONDARY SIGNS
0011.11	VARIOUS LOCATIONS IN COUNTY												
RL4005		PE	\$697,565	\$662,565	\$35,000	\$0	\$0	\$0	\$0	\$0	\$0	0	
99999	1204005	RW	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	Preliminary Engineering
NOT APPLICABLE	COUNTYWIDE ENGINEERING & SURVEY	CON	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	16015	
S	VARIOUS LOCATIONS IN COUNTY	Total	\$697,565	\$662,565	\$35,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	MINOR SURVEY & PRELIMINARY ENGINEERING FOR BUDGET ITEMS AND INCIDENTAL TYPE WORK
0012.12	VARIOUS LOCATIONS IN COUNTY												
RL4008		PE	\$0										
100309	1204008	RW	\$7,089	\$7,089	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	Right of Way
NOT APPLICABLE	COUNTYWIDE RIGHT OF WAY ENGR.	CON	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	16016	
S	VARIOUS LOCATIONS IN COUNTY	Total	\$7,089	\$7,089	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	USE WHEN IMPRACTICAL TO OPEN A PROJECT: ATTORNEY FEES and ACQUISITION COST.
0013.13	VARIOUS LOCATIONS IN COUNTY												

AMHERST COUNTY

RURAL RUSTIC PRIORITY LIST - FY18 - FY23

April 18, 2017

PRIORITY	ROUTE	NAME	FROM	TO	LENGTH	TC - VPD	PROJECTED FUNDING *
1	686	STINNETT ROAD	ROUTE 60	DEAD END	0.67 MI.	170	UNDED CONSTR 2017 \$140,000
2	663	SMOKEY HOLLOW ROAD	ROUTE 828	ROUTE 628	1.63 MI.	108	UNDED CONSTR 2017 \$326,000
3	602	PARK LANE	ROUTE 60	0.39 MI. E. ROUTE 60	0.39 MI.	110	UNDED CONSTR 2017 \$35,000
4	632	FRANKLIN CREEK ROAD	1.64 MI. N. ROUTE 722	DEAD END	1.16 MI.	70	FY18/19 \$232,000
5	751	HARTLESS ROAD	ROUTE 151	DEAD END	1.23 MI.	70	FY18-19 \$250,000
6	689	EAST MONITOR ROAD	ROUTE 617	1.20 MI. S. RTE 617	1.20 MI.	50	FY19/20 \$240,000
7	691	TINSLEY LANE	ROUTE 650	DEAD END	1.10 MI.	88	FY 20/21 \$220,000
8	648	BECK CREEK ROAD	ROUTE 622	ROUTE 613	1.66 MI.	61	FY 20/21 \$332,000
9	692	MUDDY BRANCH ROAD	ROUTE 752	ROUTE 616	1.40 MI.	53	FY21/22 \$280,000
10	636	WARES GAP ROAD	ROUTE 610	1.79 MI. W Rte 643	2.81 MI.	40-70	FY21/22/23 \$562,000
11	743	LAVENDER LANE	ROUTE 615	DEAD END	0.50 MI.	50	FY23 \$100,000
12	608	CAMPBELL'S MILL ROAD	0.60 MS ROUTE 736	2.35 MS ROUTE 736	1.75 MI.	60	Unfunded \$350,000
13	650	EAST/WEST PERCH RD	1.85 MI. E. RTE 695	ROUTE 691	2.75 MI.	60/80	Unfunded \$500,000
14	606	FOX HALL DRIVE	ROUTE 60	DEAD END	1.40 MI.	80	Unfunded \$280,000
15	696	SHADY MOUNTAIN ROAD	ROUTE 715	DEAD END	1.00 MI.	60	Unfunded \$200,000

Estimated cost per mile \$200,000

Based FY18/FY23 SSYP projected allocations

LEASE AGREEMENT

THIS LEASE AGREEMENT ("Lease"), made as of the first day of June, 2017, by and between **Amherst County**, a political subdivision of the Commonwealth of Virginia ("Lessor"), party of the first part; and the **James River Association**, a Virginia nonprofit nonstock corporation ("Lessee"), party of the second part.

WITNESSETH:

WHEREAS, Lessor owns the real property located at 150 Rocky Hill Road, designated as Tax Map Parcel 160A3 A 158 ("Property"), which Property constitutes a County park denominated Riveredge Park ("Park"), on which is situated the Trailhead Building ("Building"); and

WHEREAS, Lessor obtained grant funds from the Virginia Department of Transportation to improve Riveredge Park, including construction of the Building.

NOW, THEREFORE, for and in consideration of the mutual covenants of the parties herein, and other good and valuable consideration, Lessor does hereby agree to lease to Lessee certain space within the Building, as depicted in Exhibit A attached hereto, the same being hereinafter designated "Premises"; and in furtherance thereof the parties agree as follows:

1. Term – The initial term of the Lease is 19 months, from June 1, 2017, to December 31, 2018. Lessee shall either request renewal of the Lease or advise Lessor that it does not wish to renew the Lease on or before October 1, 2018.
2. Rent - Rent for the premises is \$500 per month. The first month's rent is due upon lease execution, with monthly rental payments due by the first of each subsequent month.
3. Termination of Lease - The Lease may be terminated as follows:
 - a. Lessor or Lessee may terminate the lease at any time by giving written notice 120 days prior to the identified termination date; except that Lessor shall use its best efforts in its sole discretion to provide written notice at least 365 days prior to the identified termination date.
 - b. Pursuant to paragraphs 16 or 19.
4. Premises - The Premises are depicted in Exhibit A. The Premises consist of the meeting room, storage room and kitchen as shown within the yellow highlighted boundaries on Exhibit A. Lessee has nonexclusive use of other areas of the building accessible to the public, including restrooms and their respective hallway access areas, and exterior porches, as shown within the blue highlighted boundaries on Exhibit A. Lessee shall have no access to the Sheriff's Office area.
5. Lessee Activities – Lessee shall coordinate event scheduling at the Park with the Amherst County Recreation and Parks Department. Lessee shall conduct its events and other activities so as not to obstruct or restrict public use of the Property.
6. Annual Report - Lessee shall provide an annual business activity report, in a form specified by the County, to the Amherst County Recreation and Parks Department by December 31st of each year.

7. Furnishings - Lessee shall be responsible for provision of furnishings and equipment in the Premises.
8. Maintenance - Lessor agrees to maintain the Premises, including snow and ice removal from the parking lot and trimming grass and shrubs.
9. Appearance and operations - Lessee shall keep both restrooms open to the public during Lessee's normal operating hours. Lessee shall be responsible for janitorial/cleaning service for all interior areas of the Building except the Sheriff's Office, and shall provide at its own expense the cleaning products and equipment necessary to such janitorial/cleaning service. Lessor will provide bathroom paper products, soap, and trash can liners. Lessee shall at its own expense keep the exterior area in the immediate vicinity of the Building clean of any trash or debris, and shall similarly maintain other areas in the Property that are related to their activities. Lessee shall keep its equipment, materials, and any other personal property neat and orderly in compliance with Lessor's goals of encouraging outdoor recreational activities and enhancing the Park's appearance.
10. Utilities - Lessor shall be responsible for the cost of electrical, water, and sewer utility costs. Lessee shall be responsible for the cost of all other utilities.
11. Alterations - Lessee must obtain written permission from Lessor prior to making any alterations to County property.
12. Funding - Lessee may accept and use funding from any source so long as such acceptance or use is not predicated on a commitment of County resources which has not been approved in writing by the Amherst County Board of Supervisors prior to funding acceptance or use. Lessee will not undertake any action, commitment, status, registration, application, or representation that will collateralize, impede, encumber or otherwise restrict the County's use or control of the Property.
13. Property Insurance - Lessor shall maintain insurance against loss or damage to the Property and Building, and any personal property owned by Lessor located upon the Property or within the Building. Lessor shall not insure Lessee's personal property located upon the Property or within the Building, and Lessee shall carry such insurance with respect to such personal property as it may deem appropriate.
14. Liability Insurance - Lessee shall obtain and continue a commercial general liability insurance policy with a competent insurance company, licensed to do business in the State of Virginia, throughout the lease term. The policy shall have minimum limits of \$1,000,000, with Amherst County named as "an additional insured" and endorsed on the policy. A copy of the policy shall be provided to the County.
15. Indemnification - Lessee shall indemnify and hold harmless Amherst County and its officers, agents, volunteers, and employees against any and all liability, losses, damages, claims, causes of action, suits of any nature, costs, and expenses, including reasonable attorney's fees, resulting from or arising out of Lessee's or its agent's activities or omissions on the Property, including, without limitation, fines and penalties, violations of federal, state, or local laws, or regulations promulgated thereunder, or any personal injury, wrongful death, or property damage claims of any type.

16. Damage and Destruction of Premises - If, during the term of this Lease, the Premises or the Property, or any part thereof, is damaged or destroyed by fire or other casualty, either party shall have the right to terminate the Lease immediately.
17. Taxes - Lessor shall pay all real property taxes and assessments levied upon the Property.
18. View of Premises - Lessor may enter the Premises to view them. If Lessor needs access to perform maintenance under Paragraph 8 herein, Lessor shall have the right to enter the Premises at such times as the Lessor deems necessary.
19. Default - If any party breaches any of the terms of this Lease, the breaching party shall be in default and written notice of such default shall be given to the breaching party by the non-breaching party. If the breaching party fails to cure such default to the reasonable satisfaction of the non-breaching party within thirty (30) days of the date of such notice, the non-breaching party may terminate the Lease.
20. Notice - All notices required to be given hereunder shall be delivered by hand or certified mail to:
- If to Lessor: Dean C. Rodgers
Amherst County Administrator
PO Box 390
Amherst, VA 24521
- If to Lessee: Bill Street
Chief Executive Officer
James River Association
4833 Old Main St
Richmond, VA 23231
21. The terms and conditions of this Lease shall inure to the benefit of, and be binding upon, the parties hereto and their respective heirs, representatives, successors and assigns.
22. By virtue of entering into this Lease, Lessee submits itself to a court of competent jurisdiction in the County of Amherst, Virginia, and further agrees that this Lease is controlled by the laws of the Commonwealth of Virginia and that all claims, disputes, and other matters shall only be decided by such a court according to the laws of the Commonwealth of Virginia.
23. This Lease represents the complete understanding of the parties, and there are no agreements, representations or warranties, except as contained herein. This Lease may not be amended except in writing, signed by both parties.
24. Lessee shall comply with all applicable federal, state, and local laws, codes and regulations currently in force or subsequently adopted.
25. In the event that any provision of this Lease is adjudged or decreed to be invalid, such ruling shall not invalidate the entire Lease but shall pertain only to the provision in question, and the remaining provisions shall continue to be valid, binding, and in full force and effect.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, THE PARTIES HEREBY BIND THEMSELVES TO THIS LEASE AS OF THE DAY AND YEAR FIRST ABOVE WRITTEN.

LESSOR: Board of Supervisors of Amherst County, Virginia

By: [Signature]
Claudia D. Tucker, Chair, Amherst County Board of Supervisors

STATE OF VIRGINIA,
COUNTY OF AMHERST, to-wit:

I, Regina M. Rice, a notary public in and for the state and county as aforesaid, do hereby certify that Claudia D. Tucker, Chair, Amherst County Board of Supervisors, did sign her name to the foregoing Lease Agreement before me the 18th day of April, 2017.

Notary Public: Regina M. Rice

Notary Registration Number: 2052067

My Commission Expires: November 30, 2018

LESSEE: James River Association

By: [Signature]
President, James River Association

STATE OF VIRGINIA,
COUNTY/CITY OF Amherst, to-wit:

I, Cynthia L. Hart, a notary public in and for the state and county as aforesaid, do hereby certify that Robert Campbell II, President, James River Association, did sign his name to the foregoing Lease Agreement before me the 28th day of April, 2017.

Notary Public: Cynthia L. Hart

Notary Registration Number: 354860

My Commission Expires: Oct 31, 2017

Approved as to form:

[Signature]
Ellen Bowyer
Amherst County Attorney

Date

5.1.2017

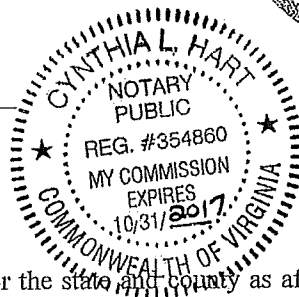
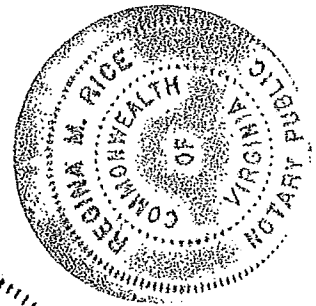


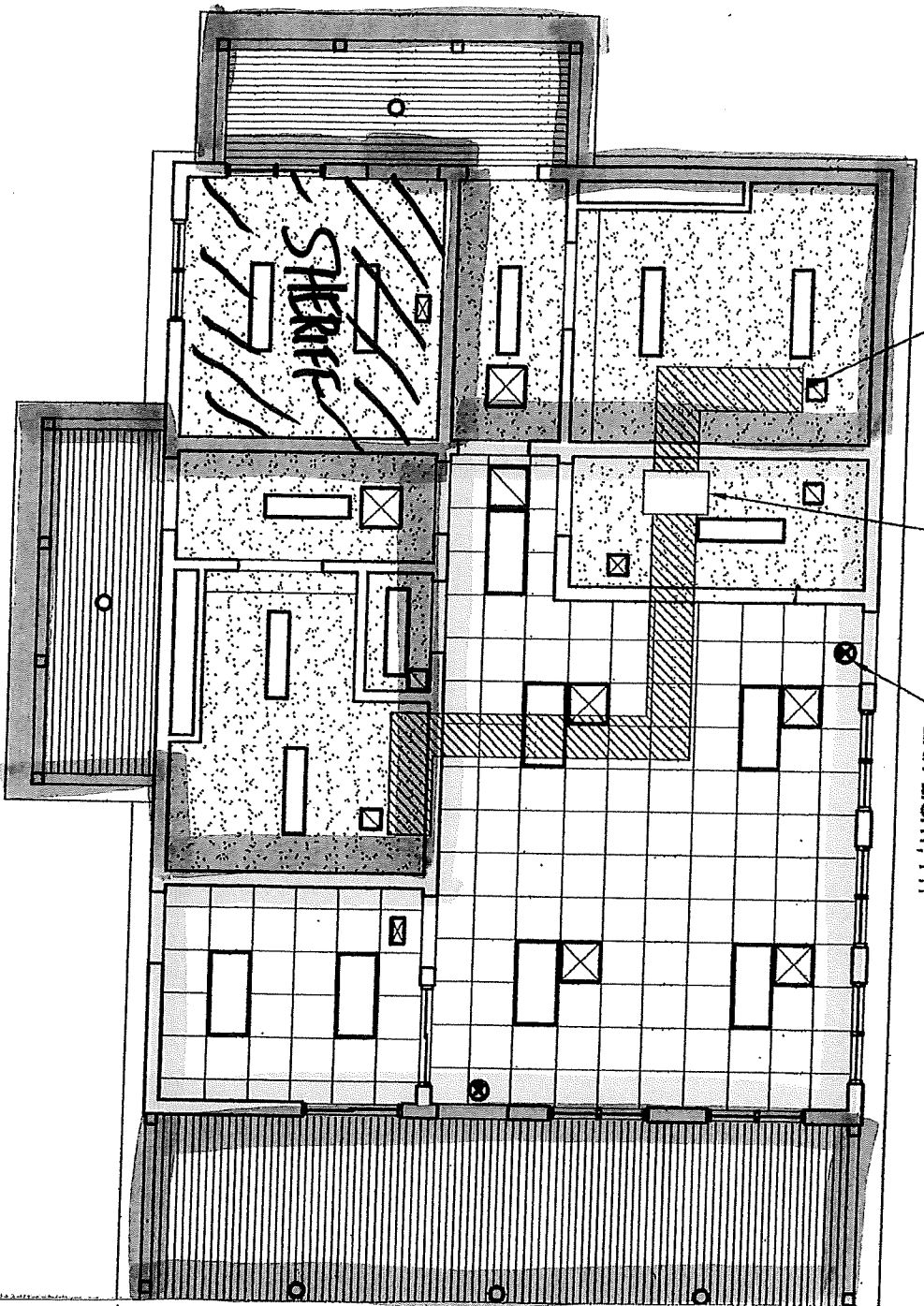
EXHIBIT A: DEPICTION OF PREMISES

CATWALK FOR ATTIC FAN
ACCESS - COORDINATE
WITH FAN LOCATION,
DUCTWORK, & TRUSSES

24"x36"
ATTIC
ACCESS

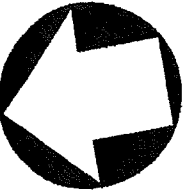
EXIT LIGHT, TYP

Exhibit A



REFLECTED CEILING PLAN

SCALE: 1/8" = 1'-0"





Amherst County Board of Supervisors
County Commemorative Resolution No. 2017-0002-CR

For consideration on April 18, 2017

A COMMEMORATIVE RESOLUTION, NO. 2017-0002-CR

Commemorating and celebrating the service of Ernest N. ("Ernie") Cash to Amherst County.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Amherst County Board of Supervisors expresses its profound thanks to Ernest N. ("Ernie") Cash for his dedicated and unstinting decades of service to Amherst County, as follows:

WHEREAS, Ernie Cash retired from service with the Monelison Volunteer Fire Department ("MVFD") on February 19, 2017; and

WHEREAS, Chief Cash began his career in the public safety arena when he volunteered to serve MVFD over four decades earlier, on October 24, 1971; and

WHEREAS, Chief Cash served in various positions in the MVFD, including as a firefighter as well as in various line officer positions during his career; and

WHEREAS, Chief Cash was first elected as MVFD Chief in 1980, and served in that position intermittently for 20 years, with his last year as Chief beginning on January 1, 2015, and ending on December 31, 2015; and

WHEREAS, Chief Cash graduated with an Associate of Applied Science Degree in Fire Science from Central Virginia Community College in 1998; and

WHEREAS, Chief Cash was certified as a Fire Instructor III with the Virginia Department of Fire Programs, and as an Emergency Medical Technician by the Virginia Office of Emergency Medical Services; and

WHEREAS, Chief Cash instructed many firefighting students during his career, and was instrumental in forming the Amherst County Fire Academy in 2014; and

WHEREAS, Chief Cash was a valuable member of the Amherst County Emergency Services Council during his tenure as Chief, especially in his work assisting the development of the emergency services system for Amherst County; and

WHEREAS, during the course of the forty-five years and four months that he served with MVFD, Chief Cash has run innumerable calls at all hours of night and day, and has witnessed tremendous changes in the requirements for training and equipment; and

WHEREAS, Chief Cash continuously sought out and enjoyed fire training and education for the insights they provided into problem-solving on site at a conflagration, and in developing strong skills in new firefighters; and

WHEREAS, Chief Cash has always supported the volunteers he led, including lobbying for them to receive incentives and other benefits from the County, seeking to obtain additional training and education for them, and modeling good leadership and fire-fighting practices; and

WHEREAS, Chief Cash also helped facilitate the relationships between the volunteers and County staff to help further development of more holistic and effective responses to crisis situations in the County; and

WHEREAS, Chief Cash is prepared to enjoy his well-earned retirement with his family; however, the County still hopes he may yet be willing to teach some fire safety classes, and thereby help impart to new volunteers his love for the County and his faithful commitment to public safety.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST:

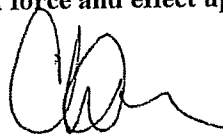
That the Amherst County Board of Supervisors hereby recognizes Ernest N. "Ernie" Cash as an admired longtime volunteer firefighter, and commends him for the exceptional service and dedication he has demonstrated to Amherst County and the Commonwealth of Virginia.

BE IT FURTHER RESOLVED:

That the Clerk of the Board of Supervisors is directed to prepare a copy of this Resolution 2017-0002-CR for presentation to Chief Cash as an expression of the Board's appreciation for his generous dedication and commitment to the citizens of Amherst County in their most vulnerable moments of loss and desolation.

II. That this resolution shall be in force and effect upon adoption.

Adopted this 18th day of April, 2017.



Claudia D. Tucker, Chair
Amherst County Board of Supervisors

ATTEST:



Dean Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 5

Nays 0

Abstentions 0

ADOPTED

4/18/17



Amherst County Board of Supervisors
County Resolution No. 2017-0015-R

For consideration on April 18, 2017

A RESOLUTION, NO. 2017-0015-R

A resolution, expressing the acceptance by the Board of Supervisors of the County of Amherst, Virginia, on behalf of Amherst County, of the fee simple interest in the real property at tax map number 96A4 A 121, containing the Amherst County Administration Building.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Board of Supervisors of the County of Amherst, Virginia, hereby expresses its acceptance, on behalf of Amherst County, of the fee simple interest in the real property at tax map number 96A4 A 121, as follows:

WHEREAS, the Amherst County School Board (the "School Board") holds fee simple title to Tax Map 96A4 A 121 (the "Property"), which is located at 153 Washington Street in the Town of Amherst and contains the Amherst County Administration Building, among other improvements; and

WHEREAS, the County of Amherst, Virginia (the "County") proposes to (i) finance a landfill construction project (the "Landfill Project") and the costs of issuance related thereto through the issuance by the Economic Development Authority of Amherst County, Virginia (the "Authority") of the Authority's Lease Revenue Bond (Landfill Project), Series 2017A (the "Series 2017A Bond"), and (ii) refund the Authority's \$5,350,000 Public Facility Lease Revenue Bond, Series 2007 and \$2,373,000 Public Facility Lease Revenue Bond, Series 2008 (collectively, the "Prior Bonds") and pay the costs of issuance related thereto through the issuance by the Authority of its Lease Revenue Refunding Bond (County Government Projects), Series 2017B (the "Series 2017B Bond" and, together with the Series 2017A Bond, the "Bonds"); and

WHEREAS, the County has requested that the School Board transfer its interest in the Property to the County so that the County can use the Property as collateral for the above-referenced Landfill Project financing and refunding of the Prior Bonds; and

WHEREAS, the School Board has approved, at a meeting on April 5, 2017, in consideration of and regard for the County's best interests, a resolution providing for such transfer to facilitate the County's financing of the Landfill Project and refunding of the Prior Bonds, which resolution is attached hereto as Exhibit A; and

WHEREAS, the Amherst County Attorney is drafting the deed for transfer of the Property (the "Deed"), which Deed will be reviewed and approved as to form by counsel for the School Board prior to being placed before the School Board Chairman for signature; and

WHEREAS, the Board of Supervisors of the County of Amherst, Virginia, (the "Board") is desirous of accepting the Property, for the purposes of securing the financing and refunding; and

WHEREAS, a copy of the draft Deed is attached hereto as Exhibit B; and

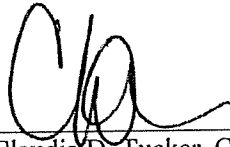
WHEREAS, the Board wishes to direct its Chair to sign the Deed as Grantee.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

That the Board does hereby accept on behalf of Amherst County the interests in real property from the Grantor subject to the terms of the Deed, and authorizes and directs Claudia D. Tucker, in her capacity as Chair of the Board, to execute the Deed.

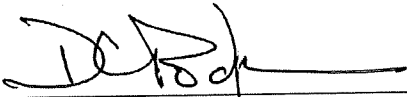
II. That this resolution shall be in force and effect upon adoption.

Adopted this 18th day of April, 2017.



Claudia D. Tucker, Chair
Board of Supervisors of the County of Amherst, Virginia

ATTEST:



Dean C. Rodgers, Clerk
Board of Supervisors of the County of Amherst, Virginia

Ayes 5

Nays 0

Abstentions 0

ADOPTED

4 / 18 / 17

VIRGINIA: At the regular meeting of the Amherst County School Board held at Virginia School Boards Association in Charlottesville, Virginia on the fifth day of April 2017 at 10:00 a.m., with the following Board members present, the following resolution was passed:

PRESENT: Michael Henderson, Chairman
Priscilla Liggon, Vice Chairman
Jennifer Cumby
Francisco Mayo
Randy Summers
Craig Terwilliger
Abby Thompson

ABSENT: None

Upon motion by Mrs. Liggon, seconded by Mr. Terwilliger, the Board approved the following resolution:

AYES: Henderson, Liggon, Cumby, Mayo, Terwilliger, Thompson

NAYS: Summers

WHEREAS, the Amherst County School Board (the "School Board") holds fee simple title to Tax Map 96A4 A 121 (the "Property"), which is located at 153 Washington Street in the Town of Amherst and contains the Amherst County Administration Building, among other improvements; and

WHEREAS, the County of Amherst, Virginia (the "County") proposes to (i) finance a landfill construction project (the "Landfill Project") and the costs of issuance related thereto through the issuance by the Economic Development Authority of Amherst County, Virginia (the "Authority") of the Authority's Lease Revenue Bond (Landfill Project), Series 2017A (the "Series 2017A Bond"), and (ii) refund the Authority's \$5,350,000 Public Facility Lease Revenue Bond, Series 2007 and \$2,373,000 Public Facility Lease Revenue Bond, Series 2008 (collectively, the "Prior Bonds") and pay the costs of issuance related thereto through the issuance by the Authority of its Lease Revenue Refunding Bond (County Government Projects), Series 2017B (the "Series 2017B Bond" and, together with the Series 2017A Bond, the "Bonds"); and

WHEREAS, the County has requested that the School Board transfer its interest in the Property to the County so that the County can use the Property as collateral for the above-referenced Landfill Project financing and refunding the Prior Bonds; and

WHEREAS, the School Board wishes, in consideration of and regard for the County's best interests, to transfer the Property to the County to facilitate the County's financing the Landfill Project and refunding the Prior Bonds; and

WHEREAS, the Amherst County Attorney is drafting the deed for transfer of the Property (the "Deed"), which Deed will be reviewed and approved as to form by counsel for the School Board prior to being placed before the School Board Chairman for signature.

Resolution 2017-0015-R
Exhibit A

NOW, THEREFORE, BE IT RESOLVED BY THE SCHOOL BOARD OF THE COUNTY OF AMHERST, VIRGINIA:

That the Amherst County School Board does hereby consent to and approve of the conveyance of its interest in the Property to Amherst County subject to the terms of the Deed, and W. Michael Henderson, in his capacity as Chairman of the Board, is hereby authorized and directed to execute and deliver the Deed to the Amherst County Board of Supervisors on behalf of the Amherst County School Board.

A Teste

A handwritten signature in cursive script, appearing to read "W. Michael Henderson", written in dark ink.

W. Michael Henderson, Chairman
Amherst County School Board

This Deed of Gift was prepared by
Ellen Bowyer, County Attorney
County of Amherst
P.O. Box 390
Amherst, Virginia 24521
Tax Map No. 96A4 A 121

Consideration: Gift
Assessed Value: N/A

Title Insurance: Existence is unknown to preparer.

This deed is exempt from recordation taxes imposed by § 58.1-801 of the Code of Virginia, 1950 (as amended), pursuant to § 58.1-811 (A) (3) and § 58.1-811 (D).

This deed is exempt from additional Grantor taxes imposed by § 58.1-802 of the Code of Virginia, 1950 (as amended), pursuant to § 58.1-811 (C)(1).

Accepted, pursuant to Virginia Code § 15.2-1803, by the Board of Supervisors of the County of Amherst, Virginia, on April 21, 2017, by Resolution 2017-0015-R.

THIS DEED OF GIFT, made and entered into this 20th day of April, 2017, by and between **AMHERST COUNTY SCHOOL BOARD**, party of the first part, **GRANTOR**; and the **BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA**, party of the second part, **GRANTEE**;

WITNESSETH

NOW THEREFORE, for no monetary or other consideration, as a gift only, the party of the first part does hereby GIVE, GRANT, and CONVEY with Special Warranty of Title unto the said **BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA** in fee simple absolute, the following described real estate, together with its privileges and appurtenances, to-wit:

All that certain lot or parcel of land, together with any buildings and improvements thereon, containing 4.0 acres, more or less, as more particularly described on a Plat dated March 17, 1983, by William Callahan, labeled "**SURVEY OF PROPERTY FOR THE AMHERST CO. SCHOOL BOARD**", which Plat is recorded contemporaneously herewith.

The property hereby conveyed is the same real estate as that which was conveyed unto the School Board of the Courthouse District by two deeds, one deed dated November 15, 1911, which deed is recorded in the Clerk's Office of the Circuit Court for the County of Amherst, Virginia, at Deed Book 80, Page 241; a second

deed dated May 7, 1913, which deed is recorded in the Clerk's Office of the Circuit Court for the County of Amherst, Virginia, at Deed Book 69, Page 272; to which two deeds and the references therein made further reference is here made for a more particular description of the property conveyed.

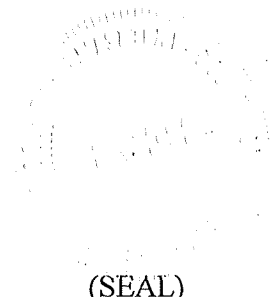
This conveyance is made expressly subject to the restrictions, conditions, rights-of-way, and easements, if any, contained in the instruments constituting the chain of title to the property conveyed herein, and to matters visible upon inspection.

This conveyance is made by the Chairman of the Amherst County School Board pursuant to a duly adopted resolution made by said Board on April 5, 2017, with said resolution being recorded contemporaneously herewith.

The Chair of the Board of Supervisors of Amherst County has affixed her signature hereto on behalf of the Board of Supervisors, thereby accepting the deed on behalf of the County of Amherst, Virginia, her having been authorized to so act on behalf of said County by Resolution 2017-0015-R, duly adopted by the Board of Supervisors of said County at the meeting held on April 18, 2017, which acceptance is evidenced by the execution of this deed by the said Chair, in accordance with Virginia Code §15.2-1803.

In compliance with Virginia Code § 15.2-1803, this deed is in the form approved by Ellen Bowyer, Amherst County Attorney.

WITNESS the following signatures and seals:



W. Michael Henderson

(SEAL)

W. Michael Henderson
Chairman of the Amherst County School Board

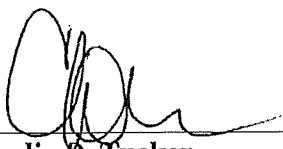
STATE OF VIRGINIA
COUNTY OF AMHERST, to-wit:

I, Teresa Crouch, a Notary Public in and for the State and County aforesaid, do hereby certify that **W. Michael Henderson, Chairman of Amherst County School Board** did personally appear before me and did execute and acknowledge his signature to the foregoing Deed of Gift bearing date of the 20th day of April, 2017.

Given under my hand this 20th day of April, 2017.

My commission expires: January 31, 2020

Registration No.: 103064 Teresa C Crouch
Notary Public


_____(SEAL)
Claudia D. Tucker
Chair of the Amherst County Board of Supervisors

STATE OF VIRGINIA
COUNTY OF AMHERST, to-wit:

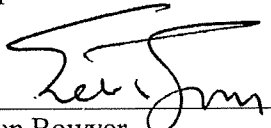
I, Regina M. Rice, a Notary Public in and for the State and County aforesaid, do hereby certify that **Claudia D. Tucker, Chair of the Amherst County Board of Supervisors** did personally appear before me and did execute and acknowledge her signature to the foregoing Deed of Gift bearing date of the 20th day of April, 2017.

Given under my hand this 18th day of April, 2017.

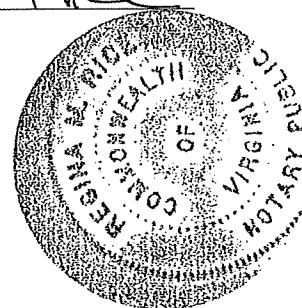
My commission expires: November 30, 2018

Registration No.: 2052067 Regina M. Rice
Notary Public

Approved as to form:



Ellen Bowyer
Amherst County Attorney





Amherst County Board of Supervisors
County Resolution No. 2017-0016-R

For consideration on April 18, 2017

A RESOLUTION, NO. 2017-0016-R

A resolution, providing that the County of Amherst elects to provide health insurance coverage for Medicare-eligible retirees and dependents of such retirees.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Board of Supervisors of Amherst County hereby elects to provide health insurance coverage for Medicare-eligible retirees and dependents of such retirees, as follows:

WHEREAS, the County of Amherst is a participant in The Local Choice Health Benefits Program; and

WHEREAS, the County of Amherst offers health insurance to its eligible employees and their dependents; and

WHEREAS, the County of Amherst has in place a policy to provide coverage to retirees and their dependents not eligible for Medicare; and

WHEREAS, the County of Amherst does not at the current time have in place a policy to provide coverage to retirees and their dependents eligible for Medicare; and

WHEREAS, the County of Amherst believes it beneficial to institute such a policy.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

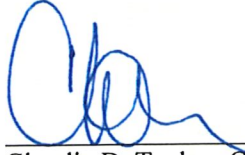
That the County of Amherst does hereby elect to provide coverage to its Medicare eligible retirees and their dependents effective July 1, 2017.

BE IT FURTHER RESOLVED:

That the County's choice of Medicare supplemental coverage is Medicare Advantage 65 with Dental/Vision, which coverage will be provided to Medicare Eligible Retirees and their dependents at their own cost by being billed directly to Medicare Eligible retirees and their dependents who elect this coverage.

II. That this resolution shall be in force and effect upon adoption.

Adopted this 18th day of April, 2017.



Claudia D. Tucker, Chair
Amherst County Board of Supervisors

ATTEST:



Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 5

Nays Ø

Abstentions Ø

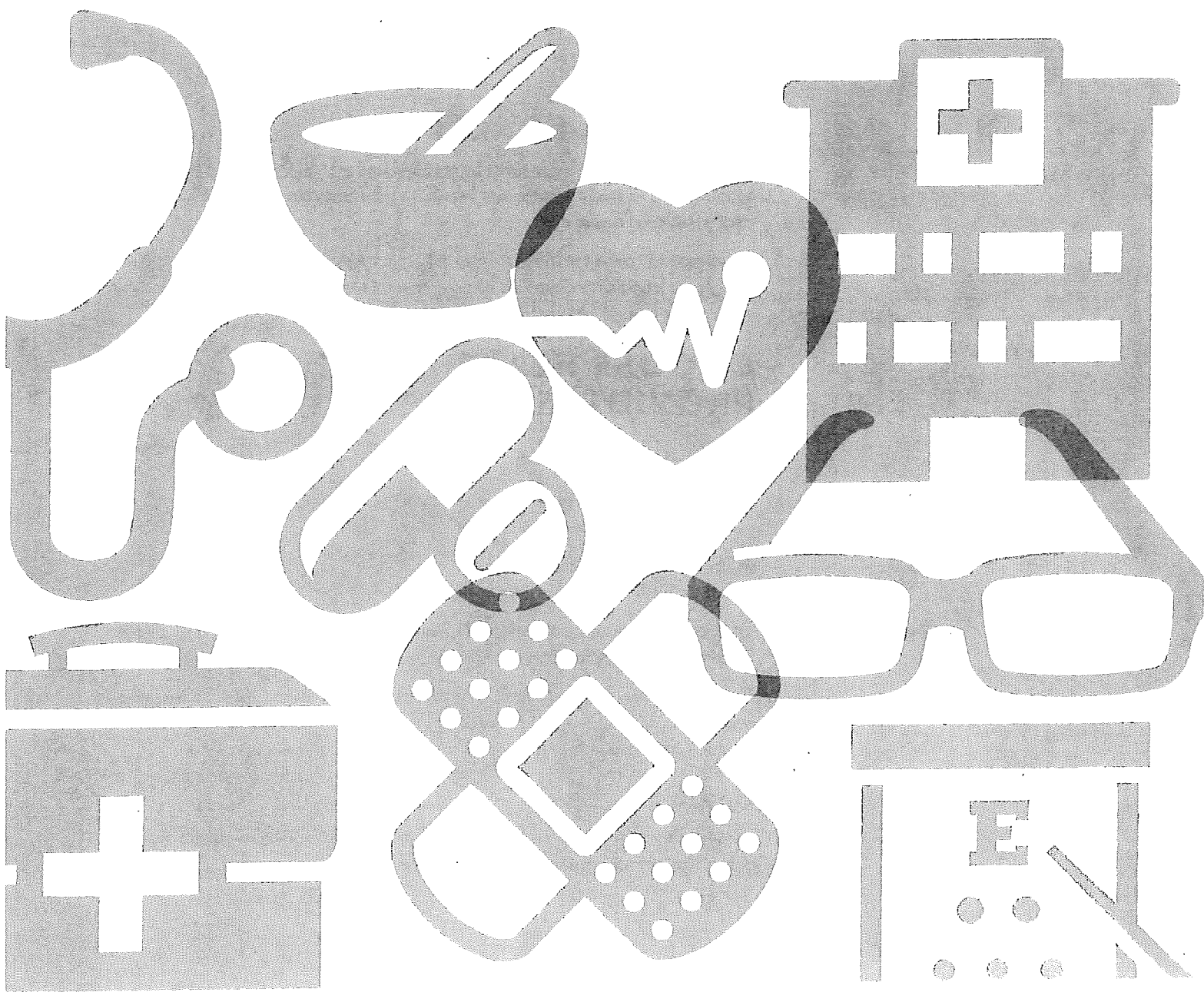
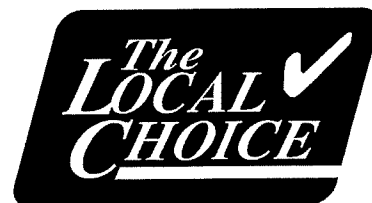
ADOPTED

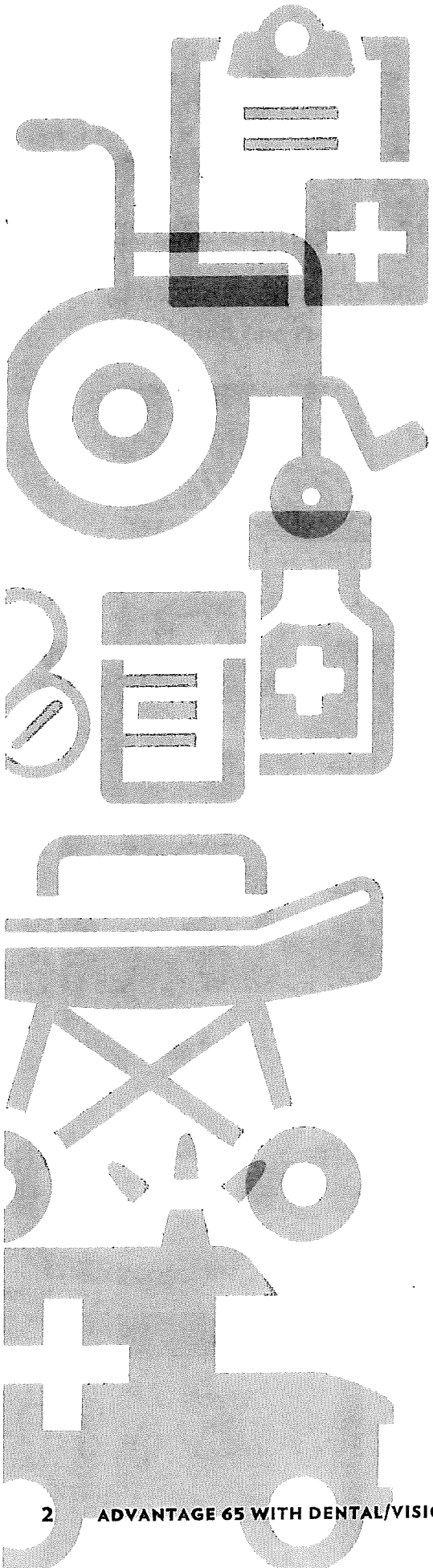
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2017 ADVANTAGE 65 WITH DENTAL/VISION

Effective January 1, 2017 - December 31, 2017

Medical, Dental and Vision administered by
Anthem Blue Cross and Blue Shield





The Local Choice is a unique health benefits program managed by the Commonwealth of Virginia Department of Human Resource Management (DHRM). The Advantage 65



with Dental/Vision plan may be offered to you if you are eligible for Medicare and to your Medicare-eligible family members by your group. Benefits are administered on a calendar year basis to coincide with your Medicare coverage. Changes in your monthly premium are effective July 1 (or October 1 for certain

school groups) to coincide with your former employer's The Local Choice (TLC) health plan renewal.

The Advantage 65 with Dental/Vision plan provides medical benefits that work with Medicare Part A and Part B. **It does not provide prescription drug coverage.**

This guide is only an overview. For a complete description of the benefits, exclusions, limitations, and reductions, please see the Medicare Coordinating Plans Member Handbook.

SERVICE AREA

Wherever retirees live.

MEDICAL BENEFITS

To receive full benefits you must be enrolled under both Part A and Part B of Medicare. Always show both your Medicare card and your Anthem identification card when you receive care.

Advantage 65 covers the Medicare Part A hospital deductible (after you pay \$100) and copayment amounts, and the Part B copayment for Medicare-approved charges. It also covers out-of-country Major Medical services.

CHOOSE HEALTH CARE PROVIDERS CAREFULLY

Physicians

Ask your doctor if he or she is a Medicare participating physician. A doctor who participates in Medicare agrees to:

- File claims on your behalf
- Accept Medicare's payment for covered services

This means your copayment is limited to a percentage of the Medicare-approved charge. Go to [Medicare.gov](https://www.medicare.gov) for additional information about Medicare-participating physicians.

This brochure describes benefits based on Medicare-approved charges. Doctors who do not accept assignments may not charge you any more than 15% above what Medicare considers a reasonable fee. This applies to all doctors and all services.

Hospitals

Hospitals that participate in the Medicare program are covered. Admissions not approved by Medicare are not covered.

ADVANTAGE 65

What The Plan Covers

		Plan Pays
PART A SERVICES		
<i>Hospital Inpatient</i>	■ Medicare Part A hospital deductible less \$100 per benefit period, days 1-60	In full
	■ Medicare Part A daily hospital copayment amount, days 61-90	In full
	■ 100% of the allowable charge*, for eligible expenses for an additional 365 days.	In full
	■ Copayment amount for Medicare Lifetime Reserve Days (60 days available)	In full
<i>Skilled Nursing Facility</i>	■ Medicare Part A skilled nursing facility copayment, days 21-100 (Medicare covers days 1-20 in full.)	In full
	■ A daily amount equal to Medicare skilled nursing home copayment, days 101-180 (Medicare provides no coverage beyond 100 days.)	In full
		Plan Pays
PART B SERVICES		
<i>Physician And Other Services (after you pay \$183 Medicare Part B calendar year deductible)</i>	■ Part B copayment of Medicare-approved charges for services such as: <ul style="list-style-type: none"> • Doctor's care • Surgical services • Outpatient x-ray and lab services • Professional ambulance service 	In full
AT HOME RECOVERY SERVICES	■ At-home recovery care for an illness or injury approved under a Medicare home health treatment plan. Benefits include: <ul style="list-style-type: none"> • Home visits up to the number approved by Medicare, not to exceed 7 visits per week (This benefit applies to home health services, certified by a physician, for personal care during the recovery period) 	Up to \$40 per visit (limited to \$1,600 per calendar year)
		Plan Pays
OUT-OF-COUNTRY MAJOR MEDICAL SERVICES		
<i>(after you pay \$250 calendar year deductible)</i>	■ Lifetime maximum	\$250,000
	■ Annual restoration of lifetime maximum (limited to the amount of benefits used in any one year)	\$2,000
<i>Covered Services</i>	■ Medically necessary services received in a foreign country	80% AC*
<i>Out-Of-Pocket Expense Limit</i>	■ In a calendar year when your out-of-pocket expenses for covered services reach \$1,200, the plan pays 100% of the allowable charge for the rest of the calendar year.	

***Allowable Charge (AC)** — The term has two meanings, depending on whether the service is provided by a doctor (or other health care professional) or a hospital. For care by a doctor or other health care professional, the allowable charge is the lesser amount of your plan's allowance for that service, or the provider's charge for that service. For hospital services, the allowable charge is the amount of the negotiated compensation to the facility for the covered service or the facility's charge for that service, whichever is less. For complete information about the allowable charge, please see the Medicare Coordinating Plans Member Handbook.

DENTAL/VISION BENEFITS

Dental Benefits

The plan pays up to \$1,500 per member per calendar year. It also pays 100% of the allowable charge for diagnostic and preventive services, such as oral examinations and dental x-rays. It pays 80% of the allowable charge for basic services, such as fillings, re-cementing of crowns, inlays and bridges, or repair of removable dentures. The remaining 20% is your responsibility. The plan also pays 5% for major services such as crowns, **dentures**, and implants.

When you need services, simply present your plan identification card to your dentist. If you go to an Anthem Dental Complete network dentist, you will be responsible only for your coinsurance. If services are provided by a non-network dentist, you pay your coinsurance, plus the difference, if any, between the plan's allowable charge for a covered service and the dentist's charge. Network dentists are listed on the Web at www.anthem.com/tlc, or call Anthem Dental Complete at 1-855-648-1411 to determine if a dentist is in the network.

Plan Pays \$1,500 Maximum Per Person Per Calendar Year		In-Network You Pay
<i>Diagnostic And Preventive Services</i>	Twice-a-year visits to the dentist for oral examinations, x-rays, and cleanings	\$0
<i>Basic Dental Care</i>	Fillings, oral surgery, periodontal services, scaling, repair of dentures, root canals and other endodontic services, and recementing of existing crowns and bridges	20% AC**
<i>Major Dental Care</i>	Crowns (single crowns, inlays and onlays), prosthodontics (partial or complete dentures and fixed bridges) and dental implants.	95% AC**
<i>Out-Of-Network Care</i>	For services by a non-network dentist, you pay the applicable coinsurance plus any amounts above the allowable charge.	

****Allowable Charge (AC)** — The allowable charge is the lesser amount of the Anthem Dental Complete plan allowance for that covered service, or the provider's submitted charge for that covered service. Participating Anthem Dental Complete dentists have agreed to accept Anthem's payment, plus any required coinsurance (if applicable) as payment in full for covered benefits.

Routine Vision Benefits

Your routine vision benefits are through the Anthem Blue View Vision network. Available once per calendar year, your vision benefits include a routine eye exam, eyewear and special eye accessory discounts. You may receive services from any ophthalmologist, optometrist, optician and/or retail location in the Anthem Blue View Vision network.

To locate an Anthem Blue View Vision provider, select Find A Doctor at www.anthem.com/tlc, or contact Member Services at 800-552-2682 for assistance. To receive vision services, simply present your Anthem identification card to your Blue View Vision provider when you receive your eye exam or purchase covered eyewear. Your Blue View Vision provider will verify eligibility and file your claims.

While some vision benefits are also covered out-of-network, you will receive the most value when you choose a Blue View Vision provider. If you use an out-of-network provider, your benefits will be covered at a lower payment level. You will need to pay for covered services and purchases at the time of your visit and send an out-of-network claim form to Blue View Vision. The claim form is available at anthem.com/tlc under Forms.

Certain non-routine vision care such as eye surgery may be covered under your primary medical coverage under your Medicare plan. Refer to your Medicare and You Handbook or contact Medicare for more information.

Vision Benefits Highlights

Routine vision care services		In-Network You Pay
Routine eye exam (once per calendar year)		\$20 copayment
Eyeglass frames Once per calendar year you may select any eyeglass frame ¹ and receive the following allowance toward the purchase price:		\$100 allowance then 20% off remaining balance
Standard Eyeglass Lenses Polycarbonate lenses included for children under 19 years old. Once per calendar year you may receive any one of the following lenses: <ul style="list-style-type: none"> ■ Standard plastic single vision lenses (1 pair) ■ Standard plastic bifocal lenses (1 pair) ■ Standard plastic trifocal lenses (1 pair) ■ Standard progressive lenses (1 pair) 		\$20 copay; then covered in full \$20 copay; then covered in full \$20 copay; then covered in full \$85 copay; then covered in full
Upgrade Eyeglass Lenses (available for additional cost) When receiving services from a Blue View Vision provider, you may choose to upgrade your new eyeglass lenses at a discounted cost. Eyeglass lenses copayment applies, plus the cost for the upgrade.	Lens options <ul style="list-style-type: none"> ■ UV coating ■ Tint (solid and gradient) ■ Standard scratch resistance ■ Standard polycarbonate ■ Standard anti-reflective coating ■ Other add-ons and services 	Member cost for upgrades \$15 \$15 \$15 \$40 \$45 20% off retail price
Contact lenses Prefer contact lenses over glasses? You may choose to receive contact lenses instead of eyeglasses (frames and lenses) and receive an allowance toward the cost of a supply of contact lenses once per calendar year.	Lens options <ul style="list-style-type: none"> ■ Elective conventional lenses² ■ Elective disposable lenses² ■ Non-elective contact lenses² 	\$100 allowance then 15% off the remaining balance \$100 allowance (no additional discount) \$250 allowance (no additional discount)

¹ Discount is not available on certain frame brands in which the manufacturer imposes a no-discount policy.

² Elective contact lenses are in lieu of eyeglass lenses. Non-elective lenses are covered when glasses are not an option for vision correction.

OPTIONS FOR PRESCRIPTION DRUG COVERAGE— MEDICARE PART D

If you want prescription drug coverage, you must enroll in a separate Medicare Part D prescription drug plan.

Several Medicare Part D plan options are being offered. To determine what drug coverage option best meets your needs, consult the Medicare and You Handbook, call **1-800-MEDICARE (1-800-633-4227)** or visit the Medicare Web site at www.medicare.gov.

NOTE: This is not a policy. This is a brief summary of the Advantage 65 with Dental/Vision health benefits plan. For a complete description of the benefits, exclusions, terms, and conditions, please see the Medicare Coordinating Plans Member Handbook.



IF YOU NEED ASSISTANCE

Anthem Blue Cross and Blue Shield

Medical and Routine Vision Care

1-800-552-2682

Monday through Friday 8:00 a.m. – 6:00 p.m.

Saturday 9:00 a.m. – 1:00 p.m.

On the Web at www.anthem.com/tlc

Dental Care

1-855-648-1411

Monday - Friday 8:00 a.m. - 9:00 p.m.

On the Web at www.anthem.com/tlc

The Local Choice

The Local Choice Health Benefits Program

Commonwealth of Virginia

Department of Human Resource Management

101 North 14th Street – 13th Floor

Richmond, VA 23219

On the Web at www.thelocalchoice.virginia.gov

Amherst County, Virginia
Board of Supervisors

Amherst County Regulation 1-3
Book 35, Page 51

Boards, Commissions, Councils and Committees Funded by the Board of Supervisors

1. **Purpose.** This regulation will provide guidance to the individuals serving on Amherst County's various boards, commissions, councils, committees and other public entities (hereinafter "bodies") created by or for the Board of Supervisors.

2. **Scope.** This regulation applies to all bodies created by the Board of Supervisors or created by statute to perform a local government function in support of or funded by the Board of Supervisors. It will address the organization, structure, maintenance and operation of the body in relation to other County functions. Applicable state and federal statutes and regulations that pertain to a particular body have precedence over this regulation and may limit the degree of control that may be expressed in a body's charter. **A charter approved by the Board of Supervisors overrides the content of this regulation and governs the affairs of the body.** In the absence of specific guidance from the approved charter or other legally binding outside sources, this regulation will control. At present, the following bodies exist to assist or be financially supported by the Board of Supervisors:

Agriculture Committee
Amherst County Broadband Authority Board
Amherst County Service Authority Board
Building Appeals Board
Building Committee
Board of Assessors
Board of Equalization
Board of Zoning Appeals
Economic Development Authority Board
Emergency Services Council
Library Board
Planning Commission
Recreation & Parks Board
School Board
Social Services

This regulation does not apply to bodies created by other organizations or entities to which the Board of Supervisors is simply invited to participate or send a representative. For such organizations, individuals should consult ACR 1-4, Representatives to External Boards, Commissions, Committees and Councils.

3. **Policy.** It is the policy of the Board of Supervisors to create, from time to time, and to use bodies created by other governments for its benefit to magnify its scope of understanding, assistance, advice and influence in serving the citizens of Amherst County. Unless created to fulfill statutory requirements, bodies created by the Board of Supervisors exist to serve the Board of Supervisors through advice and recommendations from their collective memberships. In order to facilitate the decision-making of bodies, the Board of Supervisors will strive to create bodies with an odd-numbered membership, unless

Boards, Commissions, Councils and Committees Funded by the Board of Supervisors

it has reason to do otherwise. Toward that end, the Board of Supervisors will create a separate body for any special purpose it deems worthwhile.

4. Creating Bodies. A body is created by the Board of Supervisors by a written, dated and numbered resolution prepared by the County Attorney. The resolution will provide the historical context of why the body is created. It will adopt the body's charter. The charter may be changed at the pleasure of the Board of Supervisors by subsequent resolution. Each body created by the Board of Supervisors will receive a charter describing its functions and responsibilities along with other administrative guidance that includes:

- 4.1. a statement of purpose and goals;
- 4.2. a description of the body's membership requirements such as number of members, form or jurisdiction of appointment, length of term, minimum participation requirements, necessity for oath,
- 4.3. administrative requirements such as production of minutes and reports, meeting frequency and location, deliverable documents, coordination on documents forwarded from the Board of Supervisors or County Administrator; appearances before the Board of Supervisors;
- 4.4. the structure and offices of the body;
- 4.4. delegations of authority to act on behalf of the Board of Supervisors or represent the County to other entities;
- 4.6. compilation of a quorum, production of official acts, resolution of disputes, removal of members, control of agenda, whether seats expire at termination or members serve until replaced, and other matters, as appropriate;
- 4.5. the need for compliance with the Virginia Freedom of Information Act and the State and Local Governments Conflict of Interests Act; and
- 4.6. the degree of participation of youth members, liaisons or representatives.

5. Board Liaisons. Bodies which do not include a member of the Board of Supervisors in a voting position may have a member of the Board of Supervisors appointed as a liaison to the body. The function of the liaison will be to provide information, insight and advice to the body in how to best serve the needs of the Board of Supervisors when questions arise. Liaisons are expected to avoid a primary role in the functions of the body and its deliberations. Liaisons will report, at the next regularly scheduled Board of Supervisors meeting, on their activities.

6. Appointing Members. Members of bodies will be appointed by the Board of Supervisors for a specified term. Terms of appointment, unless specified by statute, are served at the pleasure or duration of the Board of Supervisors. Members may be designated according to their voting district or serve at large, as specified in the body's charter. Appointments will run for a specified period of time (normally four years) from the date of appointment by the Board of Supervisors. Incumbents remain in place, with full voting rights, until a replacement is identified. Charters may specify otherwise.

7. Filling Seats. The process for identifying members to serve is as follows:

Boards, Commissions, Councils and Committees Funded by the Board of Supervisors

7.1. The Executive Assistant (EA) to the County Administrator will notify members whose term is about to expire approximately 2 months from the end of their term. The member will be invited to reply, in writing, their interest in being reappointed. This can be done by email. Copies will be provided to the body's Chairman and Secretary.

7.2. The EA will advertise the expiring position in local newspapers and on the County's website soliciting letters of interest and resumes. As responses are received they will be forwarded to the body Chairmen and Secretaries. The advertisement will close approximately one month before the end of the members' term.

7.3. After the closing of the advertisement, the Board of Supervisors will be provided the applicants' letters and resumes at its next regularly scheduled meeting. The Board will express its desire for interviews of the applicants. The Board, at its election, may decide to make its appointment with or without interviews, may extend the solicitation period, or make any other change to the process it deems appropriate. Absent direction otherwise, the EA will schedule the applicants to appear at the next meeting of the Board of Supervisors for interviews.

7.4. If no applicants come forward, replacements will be identified as follows. The County will purchase two more weekly newspaper advertisements. After that, for At-Large seats, the Chairman of the body will identify as many qualified, interested individuals as possible and present their names and documents to the EA for presentation to the Board. For district or Supervisor-assigned seats, the Supervisor for that seat will identify as many qualified, interested individuals as possible and present their names and documents to the EA for presentation to the Board. The procedures of paragraph 6.3, above, will then be followed by the Board.

7.4. The EA will provide to the Board a copy of the applicants' application documents along with sample interview questions.

7.5. Once the Board makes its selection, the EA will produce notification letters for the signature of the County Administrator to each of the applicants. Swearing-in instructions will be provided to the selected applicant. A copy of the notification letter will be provided to the body's secretary and, for those who must be sworn in, to the Clerk of the District Court.

7.7. Prior to the start of each new calendar quarter, the EA will inform the Board of the upcoming vacancies that will need to be filled.

8. Removal. Members of bodies may be removed before the end of their appointed term of office according to the process described in County Code §2-11.

9. Action. Bodies may only act within the cognizance of their charters and as an entire body. A simple majority is the quorum necessary to hold a meeting. A simple majority of the quorum is required to act. Thus, if only a simple majority is present at a meeting, it will only take a majority of those present to act.

Boards, Commissions, Councils and Committees Funded by the Board of Supervisors

Bodies are expected to produce recommendations to the Board of Supervisors on matters referred to them but may also, under their own initiative, send recommendations to the Board of Supervisors on matters within the cognizance of their charters. Bodies may create their own by-laws but may not change their charters. Disputes shall be resolved by the Chairman of the body with appeal to the County Administrator.

10. Reports. Bodies will prepare a regular written report to the Board of Supervisors pursuant to the schedule described in their charters. It will include summarized minutes from each meeting since the last report and an executive summary in a format directed by the County Administrator. The report will contain a progress report on the status of each objective set for the body by the Board of Supervisors.

11. Organization. Each body will be organized in the same fashion with the positions described below. Each position lasts for a term of one year. Positions are filled by majority vote of the members of the body. No position may be filled by the same person for more than two, consecutive, one-year terms. Any position which is unfilled may be filled by appointment of the Chairman. Subcommittees may be created by act of the body.

11.1. Chairman. The Chairman presides over meetings. The Chairman, in consultation with the Secretary, produces the agenda for the meeting. The Chairman may appoint individual members of the body to serve in a position, lead a (sub)committee or otherwise undertake a special task or assignment. The Chairman selects youth participants. The Chairman has signature authority for the body and will produce/deliver reports to the Board of Supervisors. The Chairman has authority to resolve disputes but may put disputes to a majority vote, as s/he deems appropriate. The Chairman makes a recommendation to the Board of Supervisors on the removal of any member. The Chairman is responsible for recruiting members for the Board of Supervisors to appoint.

11.2. Vice-Chairman. The Vice-Chairman serves in the absence of the Chairman with the same authority as the Chairman, if the Chairman is unavailable.

11.3. Treasurer. The Treasurer serves as custodian of any funds appropriated to the body and is individually responsible and liable for the use and accounting of those funds. County staff is available to assist but this does not absolve the Treasurer of personal responsibility.

11.4. Secretary. The Secretary is responsible to distribute the agenda and produce the minutes of meetings. The Secretary will compile the data used by the body in its reports and may be expected to produce the first draft of all reports and correspondence. Reports are the work-product of the Chairman. Typically, the Secretary is a staff member of the County administration and a department head of the functional area related to the cognizance of the body.

12. Youth Participation. It is the intention of the Board of Supervisors to not only develop the citizenship and political involvement of the youth of the County, but to also obtain their input in as many areas of County leadership as possible. The degree of youth participation may vary between bodies and

Boards, Commissions, Councils and Committees Funded by the Board of Supervisors

will be specified in each body's charter. Board Chairmen are responsible to recruit and involve youth to fulfill their charter. While youth may be recruited from anywhere in the County, the Superintendent of Schools serves as a resource to identify interested and capable youth who are willing to serve. The minimum requirement for youth to participate is that they must be residents of the County and between the ages of 16 and 21 years of age (i.e., 16 to 20 years old).

13. Goals & Objectives. The goals of the body will be stated in its charter. However, both short and near-term objectives will be provided by the Board of Supervisors through the County Administrator. It is the task of the body to strive to achieve the objectives within the time frame set by the Board of Supervisors.

14. Reserved.

15. List of Attached Charters.

1. Agriculture Committee
2. Amherst County Broadband Authority Board
3. Amherst County Service Authority Board
4. Building Appeals Board
5. Building Committee
6. Board of Assessors
7. Board of Equalization
8. Board of Zoning Appeals
9. Economic Development Authority Board
10. Emergency Services Council
11. Library Board
12. Planning Commission
13. Recreation & Parks Board
14. School Board
15. Social Services

Fellow Board Members: As of today, I have spent 54 years, my entire life as a resident of Amherst County. I have always been honored to call Amherst my home. I attended public schools, graduating in 1981. While in High school, and until October of 1985 I worked a retail job in a local auto parts store until being hired by the Sheriff's Office October 22, 1985. I was honored to serve as a public servant for this County for 30 years and 2 months as a law enforcement officer. Several months prior to my retirement, several citizens asked me to run for the district 3 board seat and again, I was honored with the citizens trust by bestowing me with this position. I have been serving as a board member now for a year and 4 months.

Prior to becoming a supervisor I had noticed that Amherst County was and has been suffering when it comes to new growth, business, industry and even residential development. During my short tenure as a board member I have come to realize that we, this board, should assume much of the responsibility for the lack of such development. Since being employed in the private sector, I have first-hand knowledge of how some of our surrounding localities work with businesses wishing to locate or sometimes being asked to locate in their respective jurisdictions. By comparison to these other localities, we are broken. We are averaging the loss of 50 students a year in our public school system just as recent as in the last 6 weeks, another long time business, Long John Silvers, has closed it's doors. If we do not fix our issues, we can only expect this trend to continue. Our citizens cannot continue to be burdened with additional taxation to fulfill these voids being created as businesses leave our community.

The decline of students in our school system only tells us that young families are leaving and perspective families are not choosing our community as their home. With all of this in mind, it brings me to a point. One early July morning of last year, while sitting on my porch Winton Country Club came to my mind. Obviously Winton has been struggling financially for the last several years threatening closure, and it came to my mind that possibly Runk & Pratt Senior Living Communities, the company that I am a part time employee for, would possibly consider looking at the Winton property as a place to develop a Senior Living Community. Before speaking to the owners of the company I contacted the County Attorney asking if she thought this could be done. After a couple days, she communicated back to me and said she felt that it was possible. I then spoke to the County Administrator making him aware of my thoughts. I then spoke with Brian Runk, President of the Company, asking if they would consider such a development in our County.

After he spoke with his wife who is his business partner, he came back to me and said they would possibly consider it. My fellow Board Members, you were made aware at that time, discussions began with the Winton Board of Directors and as the process got started I recused myself because of the conflict of interest guidelines set forth in the Virginia code. From that point I remained to the sidelines and was not involved in any further discussions regarding Winton and Runk & Pratt. Recently Runk & Pratt made the county aware that at the present time, they are not interested in any further discussions, therefore affording me the ability to be involved in discussions pertaining to the future of Winton County Club.

On April 10, 2017 we as Board Members were forwarded a memorandum from a member of County Staff. This memorandum outlined many issues that have taken place with the Winton property thus far. I will have to say there were several things in this writing that I found to be quite disheartening, one of which there was a paragraph that discussed emails which had been requested under FOIA for a time period of August 2016 to March of 2017. The last sentence in this paragraph I find to be quite appalling when it comes to this Board and County Staff. And it simply states, if the reporter chooses to report on these emails, the County's decision-making processes on Winton may not appear in a favorable light. This one sentence tells me that we do not have the competence needed to make such decisions as to the future of Winton. There were further discussions throughout this document speaking of how we need to take action pretty much immediately. The question I must ask is why has this NOT been the approach since Day one.

In 1967 an anonymous donor who has been identified as Mr. Keene Brown, gave to this County \$102,000 to purchase the Winton property from Mr. and Mrs. Snead to be used for "the development of a golf course for the citizens of Amherst County". I had the very distinct pleasure of meeting and knowing Mr. Brown when I was a young deputy. Even though he was limited in his ambulatory abilities and the ability to verbalize clearly he was a sharp businessman. He was successful in his farming endeavors and he was continually giving to this Community when there were needs such as the Fire Dept and Rescue Squads, just to name a few. Because of his limitations, he was often taken advantage of and this is how I came to know him when he

reported such incidents. It was on a Sunday morning in March of 1990 I was on duty and I was called to him home at which time I worked his death. I very clearly remember leaving his home that morning and looking over that beautiful farm and was simply amazed at the ability of a man with such limitations to have created such a beautiful farming operation.

When we think of the gift of \$102,000 to purchase Winton, I am very certain at no time was his intentions for this County to have a direct cash financial gain from the disposal of the Winton property. To me, if any of us as Board Members have any thought of doing this, we are ethically wrong. I simply put it, again, this man is being taken advantage of in death. It would be his desire if the golf course is no longer successful and not financially viable to maintain itself, that we as county government, attempt by whatever means possible to make this beautiful facility an economically sound, service-providing business or development that would continue giving to the citizens of this county for years to come. I have also been quite disheartened when I have heard comments made about the financial status of Winton when it comes to its Board of Directors. We fail to realize this Board of Directors has been very successful for fifty years in maintaining, building the golf course, swimming pool, banquet facilities and the general amenities that so many have enjoyed for so many years. Amherst County has not provided one cent of support to this Board for the development of such amenities. Therefore, I believe that the financial debt of the Winton Board needs to be considered as discussions move forward regarding Winton property.

I firmly believe that it was never Mr. Brown's intentions that the taxpaying citizens of Amherst County to be financially responsible for the maintenance needs of the Winton property. Fellow Board Members, I am about to make two motions tonight and I ask that you support me in such motions so that we can find a viable use for this property and minimize the County's expenses.

1. I, Jimmy Ayers, make a motion that the Amherst County Board of Supervisors relinquish the task of finding a perspective business and/or potential development for the Winton Country Club property. I request that at our first meeting of May, 2017, if possible, a resolution be drafted directing the Amherst County Economic Development Authority be the agent for such purpose for up to a 24-month period.

2. I, Jimmy Ayers, make a motion that the Amherst County Board of Supervisors direct the County Administrator to obtain private legal counsel to work with the EDA, it's Counsel and the Winton Board of Directors in drafting such resolution that would encompass all aspects necessary in securing the future of the Winton property. The retained counsel for the county would represent all legal interests of Amherst County throughout all processes regarding the Winton property. This too, would be for a period of up to 24 months.