



BOOK 37
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AMHERST COUNTY
BOARD OF SUPERVISORS

Board of Supervisors

Claudia D. Tucker, Chair
District 2
Jennifer R. Moore, Vice-Chair
District 5
David W. Pugh, Jr., Supervisor
District 4
Tom Martin, Supervisor
District 1
L. J. Ayers III, Supervisor
District 3

MINUTES

March 17, 2020
Administration Building - 153 Washington Street -
Public Meeting Room
Amherst, Virginia 24521
Meeting Convened - 7:00 PM

County Administrator
Dean C. Rodgers

County Attorney
Michael W. S. Lockaby

I. Call to Order

At a Regular Meeting of the Amherst County Board of Supervisors held on March 17, 2020 at 7:00 p.m., the following members were present:

BOARD OF SUPERVISORS: Chair Claudia D. Tucker, Vice-Chair Jennifer R. Moore, Supervisor David W. Pugh, Jr., Supervisor Tom Martin and Supervisor L. J. Ayers III.

ABSENT: None

STAFF: County Administrator Dean C. Rodgers, Deputy County Administrator David R. Proffitt, County Attorney Michael W. S. Lockaby

Chair Tucker called the meeting to order at 7:00 p.m.

II. Approval of Agenda

By motion of Supervisor Pugh and with the following vote, the Board amended the agenda by deleting Item XV. Closed Session regarding the interviews of potential appointees to the Amherst County Service Authority Board of Directors.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Ayers and Mr. Martin

NAY: None

ABSENT: None

III. Invocation and Pledge of Allegiance

Chair Tucker led the Invocation and Pledge of Allegiance.

IV. Citizen Comment

Ms. Leslie Gamble of Amherst, Virginia addressed the Board regarding the Village District along Rte.130. She spoke as a member of the Board of Zoning Appeals and Planning Commission, and said that the Village District is designated as a scenic by-way along Rte. 130. She was concerned that residents who live on the other side of the Rte. 130 corridor would be plagued with the possibility of a “hideous” cell phone tower blocking their view of Tobacco Row Mountain. She was also concerned about the store fronts and signage that should be amiable to the Village District. She did not want to see the Village District end up with signage like Madison Heights that competes for visual attention.

Ms. Gamble also addressed the Board regarding kennels and a special exception for a business to train attack dogs. She visited this location and advised there were no signs posted on the property to warn people of the danger of these dogs. She said the County should demand that signage be posted and was advised that the owner would install an electric fence, which she believed would not be much of a hindrance to contain these dogs.

Ms. Gamble said that because County ordinances are like domino effects that what Animal Control does connects with the land use, she would strongly recommend that the Board put together a task force to go through the Comprehensive Plan to line up County ordinances so "we are all are operating off the same page".

Chair Tucker asked the County Administrator to remind the County Attorney that this request was noted in public comment.

V. Interviews for Amherst County Service Authority Board of Directors

A. Service Authority Board of Directors (ACSA Board) Interviews

The Board of Supervisors conducted an interview with Mr. Les Irvin for the ACSA Board of Directors citizen member appointment.

VI. Consent Agenda

- A. Minutes - February 24, 2020 5:00 p.m. Budget Workshop, March 3, 2020 12:00 p.m. tour, March 3, 2020 3:00 p.m. and March 3, 2020 5:00 p.m. Budget Workshop

By motion of Supervisor Ayers and with the following vote, the Board approved the Consent Agenda for March 17, 2020.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

VII. Old Business

- A. Brush Hauling - Public Works

Public Works Director Brian Thacker addressed the Board regarding removal of brush containers and a date to enact that. Mr. Thacker asked the Board to consider expanding the hours of operation for the landfill on Saturday from 8AM to 4PM beginning April 1.

Vice-Chair Moore asked about any increased costs to personnel by extending the hours on Saturdays.

Mr. Thacker explained an adjustment would be made to the current work schedule and distribute staff so as to not to incur comp time.

By motion of Supervisor Martin and with the following vote, the Board approved April 1st as the date to remove the brush cans and to extend the landfill hours on Saturday from 8:00 a.m. – 4:00 p.m. starting on April 1st.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

VIII. New Business

A. Pre-Trial and Local Probation Services

County Administrator Rodgers asked the Board to approve a resolution to apply for a grant to expand local probation and pretrial services in Amherst County. This would not create an additional financial burden to the County and may divert people from going into the jail and reduce those having to go back into that facility.

By motion of Supervisor Pugh and with the following vote, the Board adopted the draft resolution as presented and authorized the County Administrator to notify the Department of Criminal Justice Services that Lynchburg will be submitting our application.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

B. Appropriation Request - Public Works

Public Works Director Thacker explained that the landfill track loader needed repairs. The estimated cost for repair on site is \$35,000. He advised there would be no break in landfill operations as this repair would be done over the weekend.

By motion of Supervisor Ayers and with the following vote, the Board appropriated funds not to exceed \$35,000 from the Solid Waste Fund Balance for repairs to the landfill track loader.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

C. Off-Site Recycling Containers

Public Works Director Thacker addressed the Board and advised that all convenience centers have recycling capabilities, however, the County has two external separate recycling sites at shopping centers located at Ambriar and Amelon. He advised that citizens are using those two sites for recycling as well as dumping household trash, waste and tires.

Mr. Thacker recommended closure of those two recycle sites. He provided the current cost charged by Sonoco to haul those recycling cans and asked if the Board would consider removing the two external recycling sites. This would save the County approximately \$6,800 a year.

Chair Tucker agreed, however, asking that Ms. Virginia Myers who heads the "War on Trash" be contacted to get her input on this.

Supervisor Pugh said he does support the removal of the recycling containers at the two off-site locations.

Supervisor Martin believes this will actually clean up trash in the County by using the recycling containers at the convenience centers and agreed with the proposal.

Vice-Chair Moore asked if there was any feedback when the recycling bins were previously removed at Seminole Shopping Center.

Deputy County Administrator David Proffitt said he did not recall any issues.

Vice-Chair Moore asked that signage be put up at these two locations to let people know where they can take recycling.

Mr. Tacker said he would put a notice on the County website and contact Food Lion and the landlord of Amelon Shopping Center to ask for permission to post signage.

Chair Tucker asked Mr. Rodgers and Mr. Thacker to contact Ms. Myers to let her know of this action.

By motion of Supervisor Pugh and with the following vote, the Board approved removal of all eight off-site recycling containers to include Ambriar and Amelon, and that all recycle collections be redirected to the County convenience centers.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

D. Old Town Community Development Block Grant

County Administrator Rodgers addressed the Board and reported on the process of how to handle lead-based paint in the housing rehabilitation for Old Town Madison Heights Main Street Improvement Project. He explained that the expense of certain steps can be eliminated if we would consider that all paint is lead-based. The County would need a resolution to do this and it will not add any costs or delays but speed up the rehabilitation process.

Supervisor Martin understood that the County would remediate all paint as though it is lead-based paint.

Mr. Rodgers said this would allow the grant money to go further and at no cost to the County.

By motion of Supervisor Ayers and with the following vote, the Board elected to presume that all painted surfaces are lead-based paint for the purpose of complying with HUD Regulation 24 CFR 35 in conducting housing rehabilitation assistance activities for the Old Town Madison Heights Main Street Improvement Project, CDBG #17-01.

AYE: Ms. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

IX. County Administrator's Report

A. Boards/Commissions/Committees - Board of Zoning Appeals

County Administrator Rodgers reported that Catherine Gamble's term on the Board of Zoning Appeals Board expired on February 2, 2020. Ms. Gamble has submitted her request for reappointment. He advised that the Board of Supervisors will make a recommendation to the Circuit Court Judge for her appointment.

By motion of Chair Tucker and with the following vote, the Board recommended to the Amherst County Circuit Court Judge that Catherine Gamble be reappointed to BZA at-large seat.

AYE: Ms. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

B. Planning Commission Seats

County Administrator Rodgers explained that Derin Foor has moved out of District 2 and has requested to remain seated on the Planning Commission. Catherine Gamble who is seated as an at-large member on the Planning Commission and a resident of District 2, is agreeable to exchange her seat with Mr. Foor.

By motion of Supervisor Tucker and with the following vote, the Board appointed Derin Foor as the "At-Large" representative and Catherine Gamble as the "District 2" representative for the Planning Commission positions, for the existing term of their new seats.

AYE: Ms. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None

X. County Attorney's Report

The County Attorney had no matter to discuss.

XI. Liaison and Committee Reports

A. Lynchburg Regional Business Alliance Board of Directors, February 27, 2020
For information only.

B. Blue Ridge Regional Jail Board of Directors Meeting, March 5, 2020
For information only.

C. Lynchburg Regional Business Alliance, CVTC - Technical Advisory Group,
March 2, 2020
For information only.

XII. Departmental Reports

A. January 2020, Treasurer's Report
For information only.

B. Beautification Mini-Grant Program

County Administrator Rodgers said Community Development Director Jeremy Bryant was to provide a report on the differences between businesses who were approved for beautification grants and those who were not. Mr. Bryant was not available at the meeting to address this.

Supervisor Pugh requested information on what was happening with the group and how the money was being used, and would be happy to receive it by email.

Mr. Rodgers agreed to begin providing the Board with a quarterly report on the grants awarded.

Vice-Chair Moore asked about the qualifications that businesses needed to meet to qualify and what was considered in the corridor. She asked that Community Development Director Jeremy Bryant email that information to her.

XIII. Citizen Comment

There was no public comment.

XIV. Matters from Members of the Board of Supervisors

Supervisor Ayers had no matter to discuss.

Supervisor Martin commended Public Safety Director Sam Bryant addressing COVID-19 and expressed his thanks.

Supervisor Pugh had no matter to discuss.

Vice-Chair Moore had no matter to discuss.

Chair Tucker asked about the tax deadline in light of COVID-19 with people out of work and perhaps delaying the deadline. She asked the County Administrator to investigate to see what the impact would be.

XV. Closed Session

- A. A closed session, pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, 1950, as amended, for the purpose of discussion, consideration, and interviews of potential appointees to the Amherst County Service Authority Board of Directors.

The closed session was removed from the agenda.

XVI. Certification of Closed Session

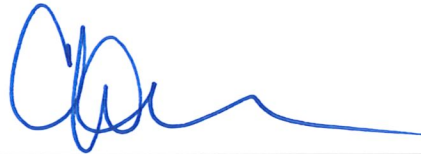
XVII Adjournment

By motion of Supervisor Martin and with the following vote, the Board adjourned at 7:43 p.m.

AYE: Mrs. Tucker, Ms. Moore, Mr. Pugh, Mr. Martin and Mr. Ayers

NAY: None

ABSENT: None



Claudia D. Tucker, Chair
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk

