

BOOK 33**VIRGINIA:**

At a regular meeting of the Board of Supervisors of Amherst County held at the Administration Building thereof on Tuesday, the 18th day of January, 2011 at 7:00 p.m. at which the following members were present and absent:

BOARD OF SUPERVISORS:

PRESENT: Ms. C. Tucker ABSENT: None
 Mr. R. Curd
 Mr. F. Campbell
 Mr. D. Kidd

Ms. C. Tucker, Chairman, called the meeting to order.

Ms. Tucker led in the invocation and pledge of allegiance.

IN RE: CITIZEN COMMENTS

None

IN RE: APPROVAL OF AGENDA

Additions to the January 18, 2011 meeting:

After Matters From the Board of Supervisors

a. Closed Session § 2.2-3771(A)(1) – Personnel

County Attorney

a. HB 1588

On motion of Mr. Campbell and with the following vote, the Board approved the agenda for January 18, 2011 with the above additions.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

AGENDA

**TUESDAY, JANUARY 18, 2011
 ADMINISTRATION BUILDING – 153 WASHINGTON STREET
 SCHOOL BOARD MEETING ROOM
 7:00 P.M.**

- I. Call to Order**
- II. Invocation and Pledge of Allegiance**
- III. Citizen Comments**
- IV. Approval of Agenda – January 18, 2011**

V. Consent Agenda

- a. Central Virginia Community Services Board of Directors reappointment (Marsha Rose)
- b. Parks, Recreation and Cultural Development Board reappointment (Joyce B. Allcock)

VI. Correspondence

- a. Monthly Activity Report – January 18, 2011
- b. Amherst Fire Department Letter of January 10 2011
- c. Amherst County Sheriff's Office Monthly Report – November 2010
- d. Building Safety and Inspections Monthly Report – December 2010
- e. Parks, Recreation and Cultural Development Minutes – December 13, 2010
- f. Quarterly Report for Amherst Counties' Protected Watersheds
- g. Centra Letter of January 3 2011 – George W. Dawson
- h. Centra Letter of January 3 2011 – Kenneth S. White
- i. VDOT letter of December 13, 2010 (Federal Manual on Uniform Traffic Control Devices (MUTCD))
Minimum Sign Retroreflectivity Regulations
- j. VDOT Traffic Alert – January 17-21, 2011

VII. Department Reports**Recreation and Parks Department**

- a. Virginia Blue Ridge Railway Trail Grant Application
- b. Report on the Sesquicentennial celebration

Central Accounting

- a. Financial Monthly Report
- b. Retiree's Recognition

VIII. County Administrator's Reports

- a. Regional Economic Development Projects

IX. County Attorney's Reports

- a. HB 1588

X. Appropriation/Transfers/Disbursements**XI. Matters from Members of the Board of Supervisors**

- a. Resolution commemorating S. Ray Vandall

XII. Closed Session - §2.2..3711.(A)(1) – Personnel**XIII. Adjourn to January 31, 2011 for interviews for District 4 applicants****IN RE: REAPPOINTMENT CENTRAL VIRGINIA COMMUNITY SERVICES BOARD**

On motion of Mr. D. Kidd and with the following vote, the Amherst County Board of Supervisors reappointed Marsha Rose, 2030 Lexington Turnpike, Amherst, Virginia 24521 for a three (3) year term to expire December 31, 2013.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd, and Mr. D. Kidd

NAY: None

ABSENT: None

IN RE: REAPPOINTMENT DEPARTMENT OF PARKS, RECREATION AND CULTURAL DEVELOPMENT BOARD

On motion of Mr. D. Kidd and with the following vote, the Amherst County Board of Supervisors reappointed Ms. Joyce B. Allcock, 134 Robin Hood Place, Madison Heights, VA 24572 as District 4 representative to the Amherst County Parks, Recreation and Cultural Development Board for a five (5) year term to expire December 31, 2015.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd, and Mr. D. Kidd

NAY: None

ABSENT: None

IN RE: CORRESPONDENCE

- a. Monthly Activity Report – January 18, 2011
- b. Amherst Fire Department Letter of January 10 2011
- c. Amherst County Sheriff's Office Monthly Report – November 2010
- d. Building Safety and Inspections Monthly Report – December 2010
- e. Parks, Recreation and Cultural Development Minutes – December 13, 2010
- f. Quarterly Report for Amherst Counties' Protected Watersheds
- g. Centra Letter of January 3 2011 – George W. Dawson
- h. Centra Letter of January 3 2011 – Kenneth S. White
- i. VDOT letter of December 13, 2010 (Federal Manual on Uniform Traffic Control Devices (MUTCD))
Minimum Sign Retroreflectivity Regulations
- j. VDOT Traffic Alert – January 17-21, 2011

Ms. Tucker asked about the fire department letter.

Mr. Curd reported that on February 15, 2011 there will be a joint meeting with the Emergency Service Council with chiefs and captains from each of the departments.

Mr. Kidd asked that the County Attorney prepare a resolution for George W. Dawson with Centra..

IN RE: VIRGINIA BLUE RIDGE RAILWAY TRAIL GRANT APPLICATION

Popie Martin and Sara Christian were present with information on a grant that they have applied for regarding informational and directional signs along the Virginia Blue Ridge Railway Trail. If and when approved they are requesting that the County of Amherst act as fiscal agent for \$6,455.00.

On motion of Mr. R. Curd and with the following vote, the Board of Supervisors agreed to act as fiscal agent that would in no way obligate the County for in kind cash.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd, and Mr. D. Kidd

NAY: None

ABSENT: None

IN RE: REPORT ON THE SESQUICENTENNIAL CELEBRATION

Ms. Christian, Lynn Kable and Holly Mills were present to inform the Board of Supervisors of the Sesquibicentennial celebration plans. The chairperson provided a report of the activities taking place:

- a. Board of Supervisors resolution passed in October 2010
- b. Committee had display/informational booth at 2010 Apple Harvest Festival
- c. Committee sponsored a float in the Annual Amherst Town parade on December 3rd and won trophy for "Judge's Choice"
- d. Four (4) "Amherst celebrating 250 years" banners have been purchased and were used in the town parade. When not in use at festivals, will be displayed throughout the county (both public libraries; historical museum ;??)
- e. Gateway banners have been ordered for all eight (8) "Welcome to Amherst County" signs
- f. Logo has been created and will be distributed for use by county officials and agencies
- g. Progress getting made in getting info onto county Web Site
- h. Amherst's Sesquibicentennial was featured in the 2010-2011 Amherst County Guidebook
- i. Amherst County's Sesquibicentennial will be featured in the county's "**Things To Do**" tabloid coming out on February 10th
- j. Discussion is in the works for joint activities with Albemarle/Buckingham Counties
- k. The first Official Sesquibicentennial Event (in 2011) was the Bluegrass Concert held on January 8th at Sweet Briar College
- l. Amherst County Chamber of Commerce liaison is Kelvin Mays with whom there are discussions on seeking Amherst County Chamber involvement
- m. Additional Partnerships are being sought with Amherst New Era Progress; Amherst County Extension Office
- n. Discussion has taken place with Bank of James, Food Lion, Wal Mart and Sweet Briar College seeking ways for specific involvement

IN RE: COMMEMORATING THE HENRICO COUNTY SHIRE EVENT

On motion of Ms. Tucker and with the following vote, the Board directed Mr. Lintecum to finalize a resolution commemorating the Henrico County Shire Event.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

For consideration on February 1, 2011

A RESOLUTION, NO. 2011-003-R

Commemorating the Henrico County Shire Event of January 20, 2011.

Approved as to form by the County Attorney

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

I. That the Amherst County Board of Supervisors states as follows in commemorating the Henrico County Shire Event:

WHEREAS, in 1611, *Henrico Towne* became the second settlement established in Virginia, having been established by Sir Thomas Dale in honor of Henry Frederick, son of James I and Price of Wales; and

WHEREAS, in 1634, Henrico was established as one of the eight original shires or counties by the English Crown and its original boundaries include present day Amherst County and many related other counties in Virginia; and

WHEREAS, Amherst County will have 400 years of rich history of Virginia and America to commemorate in 2011.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST that the Board of Supervisors recognizes Amherst County's historical ties to Henrico County, and the integral role it has played in the development of our shared central Virginia heritage.

BE IT FURTHER RESOLVED that the citizens of Amherst County are well pleased to extend wholehearted congratulations to Henrico County;

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is directed to prepare a copy of this resolution for presentation to Henrico County as an expression of the Board's appreciation.

II. That this resolution shall be in force and effect upon passage.
Adopted this 1st day February, 2011.

Claudia D. Tucker, Chair
Amherst County Board of Supervisors

ATTEST:

C. Lee Lintecum, Clerk
Amherst County Board of Supervisors

IN RE: FINANCIAL MONTHLY REPORT AS OF DECEMBER 2010

Ms. Brenda Campbell, Director of Central Accounting, attached a revenue and expenditure report as of December 2010. Also she included a six month comparison of various revenues. There was an overall increase from last year at this time, in local tax. She also provided a historic revenue data & budget estimate bar graft; property tax amended budget to revenue collection bar graft; 2011 Revenue Budget pie chart; property tax revenues bar graft; County's 2010-2011 budget pie chart; General Fund revenue pie chart; local revenue taxes pie chart; and general fund expenditures pie chart.

IN RE: RETIREE'S RECOGNITION

Ms. Campbell informed the Board of Supervisors that the purchases of gifts for retirees are in its final stage and she needed the Board to set a date suitable with Board members so the timeliness of invitation mailings to recipients may be adhered to. After discussion the Board said they would discuss this at the Matters from the Members of the Board of Supervisors section of the meeting.

IN RE: REGIONAL ECONOMIC DEVELOPMENT PROJECTS

Mr. Lintecum presented the following list to the EDA Council at their meeting of January 12, 2011. The EDA Council endorsed the priorities that Mr. Lintecum provided.

PROPOSED REGIONAL ECONOMIC DEVELOPMENT PROJECTS

1. Study the expansion of the Amelon Commerce Center to the East of existing park utilizing the present entrance/exit roadway, waterline, sanitary sewer/pumping station.
2. Additional Industrial/Business Parks study especially in the Route 210 area.
3. On/Off ramps at Izaak Walton Road and U.S. 29 By-pass.
4. Feasibility study to use County Lakes for tourism development.

5. Study of future capacity of the Town of Amherst Wastewater Treatment Facility with regard to the addition of a wider gravity drainage collection system.

On motion of Mr. D. Kidd and with the following vote, the Board directed the proposed project list be sent to the Region 2000.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd, and Mr. D. Kidd

NAY: None

ABSENT: None

IN RE: HB1588 –

A bill to amend and reenact §§58.1-3379, 58.1-3381 and 58.1-3984 of the Code of Virginia relating to real property tax assessments; appeals.

The Board of Supervisors directed the County Attorney to write a letter to our representatives regarding HB1588.

IN RE: APPROPRIATIONS AND TRANSFERS

On motion of Mr. F. Campbell and with the following vote, the Board approved the following appropriations and transfers except the \$33,260.00 in the Sheriff's request.

a. APPROPRIATIONS			
DEPT. NUMBER	LIN E NUM BER	DESCRIPTION	AMOUNT
SHERIFF'S DEPARTMENT			
31020	1008	Traffic Enforcement F.T. Jan, Feb, March payrolls	\$10,815.00
31020	1009	Clerical Salary	\$ 2,926.50
31020	2001	FICA	\$ 1,050.00
31020	2002	VRS	\$ 1,855.00
31020	2005	Health Insurance	\$ 2,391.00
31020	2006	Life Ins.	\$ 97.00
31020	2017	Health Credit	\$ 26.00
31020	5409	Police Supply	\$33,260.00
16-3305	5804	DARE (Explorer Post)	\$ 1,500.00
		(Fine Revenue)	
31020	3004	Vehicle Repairs	\$ 170.00
31020	5401	Office Supplies	\$ 50.00
31020	5409	Police Supplies	\$ 450.00
33010	3001	Medical	\$ 24.34
8-3125	1008	DMV	\$ 4,000.00
		(Pass through revenue)	
EMERGENCY MEDICAL SERVICE			
32070	1010	Leave Pay-out	\$ 4,528.66
		(Unobligated General Fund)	
COMMUNITY DEVELOPMENTSERVICE			
81090-5804-100-	120	Incentive Agreement	\$ 8,318.44
		(Unobligated General Fund)	

COMMONWEALTH ATTORNEY			
22020	7001	Equipment	\$1,286.95
		(Forfeit Asset Fund)	

TRANSFERS			
DEPT. NUMBER	LINE NUMBER	DESCRIPTION	AMOUNT

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

IN RE: MATTERS FROM MEMBERS OF THE BOARD OF SUPERVISORS

On motion of Mr. R. Curd and with the following vote, the Board approved the following resolution commemorating S. Ray Vandall.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

For consideration on January 18, 2010

A RESOLUTION, NO. 2011-0001-R

Commemorating the tenure of S. Ray Vandall, the former Supervisor for the Fourth Electoral District, on the Amherst County Board of Supervisors.

Approved as to form by the County Attorney

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

I. That the Amherst County Board of Supervisors states as follows in commemoration of the tenure of S. Ray Vandall on the Board of Supervisors:

WHEREAS, S. Ray Vandall was first elected to the Amherst County Board of Supervisors (hereafter "Board"), representing the Fourth Electoral District, on November 4, 2003, and served on the Board until his resignation effective December 31, 2010; and

WHEREAS, after serving as Vice Chairman in 2006, Mr. Vandall was elected Chairman of the Board on January 3, 2007; and

WHEREAS, in the course of his tenure on the Board Mr. Vandall was involved in the development of the Blue Ridge Trail, expansion of critical solid waste capacity in the County, establishment of the County's Animal Care Center, entry of the County into the Blue Ridge Regional Jail Authority Service Agreement, expansion of County support for Public Safety and emergency medical

services, furthering water and wastewater facilities, development of the Comprehensive Plan and amendment of the County zoning ordinance, preparation of seven County budgets, and the furthering of other significant actions and projects intended to benefit the citizens of the County of Amherst; and

WHEREAS, Mr. Vandall also served on the Amherst County Service Authority Board, the Community Services Board, the Town of Amherst Joint Cooperation Committee, the Region 2000 Board, and the Citizen Advisory Committee associated with the Amherst County Comprehensive Plan; and

WHEREAS, Mr. Vandall throughout his tenure sought to advance both the interests of his district and those of the County as a whole.

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

That the Board expresses its utmost appreciation and warmest thanks for the seven years of dedicated service by S. Ray Vandall to the Amherst County Board of Supervisors, to the Fourth Electoral District, and to the County as a whole.

BE IT FURTHER RESOLVED:

That the Clerk of the Board of Supervisors is directed to prepare a copy of this resolution for presentation to Mr. Vandall as an expression of the Board's appreciation for his services.

Adopted this 18th day of January, 2011.

Claudia D. Tucker, Chairman
Amherst County Board of Supervisors

ATTEST:

C. Lee Lintecum, Clerk
Amherst County Board of Supervisors

Mr. R. Curd: EMS Council joint meeting with the Board of Supervisors on February 15, 2011 at 5:30 p.m.

Mr. F. Campbell:

- (1) Would like to have interviews for District 4 candidates videoed.
- (2) Would like to visit train depot
- (3) Would like web site information below the Welcome to Amherst signs
- (4) Seeking information on other county property with uses and expenditures

Mr. D. Kidd:

(1) Troy Cash, Dixie Youth Girls are seeking opportunity to host the Dixie Pony Tails Girls and would like a letter of support from the County.

On motion of Mr. Kidd and with the following vote, the Board directed the County Administrator to write a letter of support.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

- (2) Would like to know what process has been development to handle problems
- (3) Dr. Martha White – Facilitate retreat in February
- (4) Suggested setting aside 1 hour in the February 1 agenda for discussion on budget
- (5) Suggested February 17 and 18 2011 9:00 a.m. to 4:00 p.m. for retreat
- (6) Also set February 17 at 5:00 p.m. for recognition of retirees

Ms. C. Tucker:

She will be going to Richmond while they are in session.

She will be talking to representatives for help with the sludge digester problem

She will also like to talk to them about Riveredge Park project

IN RE: CLOSED SESSION

Mr. R. Curd moved that the Amherst County Board of Supervisors convene in closed session pursuant to the exemption at §2.2-3711(A)(1) of the Code of Virginia to discuss the performance of the County Administrator.

This was seconded by Mr. F. Campbell and approved with the following vote:

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

Mr. R. Curd moved to come out of closed session, seconded by Mr. F. Campbell and approved with the following vote:

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Amherst County Board of Supervisors has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Amherst County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED Ms. C. Tucker moved that the Amherst County Board of Supervisors certify by a recorded vote that, to the best of each Board member's knowledge, only public business matters lawfully exempted from open meeting requirements of the Virginia Freedom of

Information Act and identified in the motion authorizing the closed session were heard, discussed, or considered in the closed session.

Any member who believes that there was a departure from the requirements of clauses (i) and (ii) shall state the substance of the departure that, in his judgment, has taken place. (If any member cites a departure, his statement shall be recorded in the minutes.)

Ms. C. Tucker	AYE
Mr. F. Campbell	AYE
Mr. R. Curd	AYE
Mr. D. Kidd	AYE

IN RE: ADJOURNMENT

On motion of Mr. D. Kidd, seconded by Mr. F. Campbell and with the following vote, the Board adjourned until 4:00 p.m., January 31, 2011 for train depot visit and interview of board seat replacement candidates.

AYE: Ms. C. Tucker, Mr. F. Campbell, Mr. R. Curd and Mr. D. Kidd

NAY: None

ABSENT: None

Ms. C. Tucker, Chair
Amherst County Board of Supervisors

C. Lee Lintecum, County Administrator