

Board of Supervisors

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



County Administrator
Dean C. Rodgers

County Attorney
Michael W. S. Lockaby

AMHERST COUNTY BOARD OF SUPERVISORS

MINUTES

AGENDA

April 3, 2018
Administration Building - 153 Washington Street - Public Meeting Room
Amherst, Virginia 24521
Informal Luncheon – 12:00 p.m.
Meeting Convened - 1:00 p.m.

- I. Call to Order**
- II. Approval of Agenda**
- III. Invocation and Pledge of Allegiance**
- IV. Citizen Comment**
- V. Public Hearing**
 - A. Sale of County Property to the Ralph & Jackie Sale Living Trust
- VI. Ordinance – First Reading**
 - A. Ordinance No. 2018-0001, removal of Board appointees
- VII. Consent Agenda**
 - A. Minutes – March 6, 2018
 - B. Minutes – March 6, 2018 Budget Workshop
 - C. Appropriate Revenue to Sheriff's Office
- VIII. New Business**
 - A. VDOT Rural Rustic Six-Year Road Plan
- IX. County Administrator's Report**
 - A. Projects Status Report
- X. County Attorney's Report**
- XI. Departmental Report**
 - A. Treasure's Monthly Report

XII. Citizen Comment

XIII. Matters from Members of Board of Supervisors

XIV. Closed Session

A. This closed session is conducted pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as amended, for the purpose of discussion of actual or probable litigation, "related to use of illegal drugs."

XV. Certification of Closed Session

XVI. Adjournment

MINUTES

At a Regular Meeting of the Amherst County Board of Supervisors and held at the Amherst County Administration building, Amherst, Virginia, thereof on Tuesday, the 3rd day of April, 2018, at 1:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

PRESENT:	Claudia D. Tucker, Chair	ABSENT: None
	L. J. Ayers, III, Vice-Chair	
	David W. Pugh, Jr., Supervisor	
	Kenneth M. Campbell, Supervisor	
	Jennifer R. Moore, Supervisor	

STAFF PRESENT: County Administrator Dean C. Rodgers, Deputy County Administrator David R. Proffitt and Executive Assistant Regina M. Rice

OTHERS PRESENT: Robert Brown, VDOT Assistant Residency Administrator

I. Call to Order

Chair Tucker called the meeting to order at 1:00 p.m.

II. Approval of Agenda

By motion of Supervisor Ayers and with the following vote, the Board approved the April 3, 2018 agenda.

AYE:	Mrs. Tucker, Mr. Ayers, Mr. Pugh, Mr. Campbell and Ms. Moore
NAY:	None
ABSENT	None

III. Invocation and Pledge of Allegiance

Supervisor Campbell led the Invocation and Pledge of Allegiance.

IV. Citizen Comment

Ms. Karissa Shrader of Amherst, Virginia addressed the Board regarding VDOT's Rural Rustic Priority List FY19/FY24 and Six-Year Road Plan. She asked that Rt. 696 Shady Mountain Road be moved above Rt. 692 Muddy Branch Road on the Priority List FY19/FY24. Ms. Shrader read for the record a letter submitted by Ms. Stacey Stinnett asking for the same consideration.

The citizen comment session was closed.

V. Public Hearing

A. Sale of County Property to the Ralph & Jackie Sale Living Trust

Chair Tucker advised this issue came to the Board's attention approximately a year ago. She explained that the problem began in the mid-60s' when several areas in County were considered for a creation of lakes to provide future drinking water and address flood control after Hurricane Camille, which plan never materialized. She reported that one property owner, the Sale family, has now contacted the County and asking if they can now purchase their property back.

Supervisor Ayers reported that Mr. Ralph Sale spoke with him and expressed his desire to purchase the property, which is part of his family farm.

Supervisor Ayers said the County owned this portion of property for forty plus years as the original County watershed project, which project was never realized. Supervisor Ayers explained that recent legislation passed stated if a parcel was not utilized in twenty years, the option was that property would go back to the original owner or family of that owner.

Chair Tucker opened the Public Hearing.

Proponents: None

Opponents: None

Chair Tucker closed the Public Hearing.

Supervisor Ayers motioned that the Board approve the sale of Tax Map Parcel No. 48-A-17 and authorized the County Administrator to sign the deed.

Supervisor Pugh requested further discussion before the vote. He understood the Sale family's position, however, said that the County had acquired the property in the early 70s' to put in a reservoir for future water use.

Supervisor Pugh said the County should retain the property, stating that the Sale family has rented the property at a very low rate for many years from the County. He was opposed to selling the property and reminded Board members of the same discussions over the past seven years, as well as previous Board discussions, which agreed the County should keep the property.

By motion of Supervisor Ayers and with the following vote, the Board approved the sale of Tax Map Parcel No. 48-A-17 and authorized the County Administrator to sign the deed.

AYE: Mrs. Tucker, Mr. Ayers, Mr. Campbell and Ms. Moore

NAY: Mr. Pugh

ABSENT None

VI. Ordinance – First Reading

A. Ordinance No. 2018-0001, removal of Board appointees

County Attorney Lockaby explained this simple change to state law provides that the Board of Supervisors' may only remove members of the Economic Development Authority Board upon a unanimous vote. This change to County code will bring it in line with state law.

By motion of Chair Tucker and with the following vote, the Board referred the proposed amendments to Section 2-11 of the Amherst County Code as presented to a public hearing by the Board of Supervisors at the next meeting at which advertising requirements are met.

AYE: Mrs. Tucker, Mr. Ayers, Mr. Pugh, Mr. Campbell and Ms. Moore
NAY: None
ABSENT None

VII. Consent Agenda

- A. Minutes – March 6, 2018
- B. Minutes – March 6, 2018 Budget Workshop
- C. Appropriate Revenue to Sheriff's Office

By motion of Supervisor Ayers and with the following vote, the Board approved the Consent Agenda for April 3, 2018.

AYE: Mrs. Tucker, Mr. Ayers, Mr. Pugh, Mr. Campbell and Ms. Moore
NAY: None
ABSENT None

VIII. New Business

- A. VDOT Rural Rustic Six-Year Road Plan

Mr. Robert Brown, Assistant Residency Administrator from VDOT, addressed the Board seeking guidance on the priorities of the unpaved Rural Rustic Priority List FY19/FY24. Mr. Brown explained that items 1-3 listed on the sheet are fully funded and items 4 and 5 are partially funded. Mr. Brown said the list starts with item 6 and VDOT will continue to work down the list on those projects.

Upon the conclusion of the Board's discussion, the Board amended and prioritized the Rural Rustic Priority List, and renumbered the bottom three roads listed as: #13 Chestnut Lane, #14 Beverly Town Road and #15 Windy Ridge

By motion of Supervisor Ayers and with the following vote, the Board directed staff to schedule the Public Hearing on the prioritized list with the amendments as noted in today's meeting. (See Attachment 1)

AYE: Mrs. Tucker, Mr. Ayers, Mr. Pugh, Mr. Campbell and Ms. Moore
NAY: None
ABSENT None

IX. County Administrator's Report

- A. Projects Status Report

For the Board's information.

X. County Attorney's Report

County Attorney Lockaby advised the Board he understood that the Planning Commission will be hearing two ordinances this month: 1) a slight change to the Zoning Administrator's authority for enforcement, and 2) a change to the BZA ordinance to bring the County in line with state code. Those two items will be brought back as a package of ordinance amendments to the Board of Supervisors in May.

Mr. Lockaby reported the other two ordinances will not need to go to the Planning Commission; one of which is the tax abatement for derelict structures and the other for enabling the Building Official to use civil enforcement mechanisms. Those two items are moving on parallel tracks and will be brought back to the Board at the same time as they both deal with the same topic.

XI. Departmental Report

A. Treasure's Monthly Report

For the Board's information.

XII. Citizen Comment

There was no public comment.

XIII. Matters from Members of Board of Supervisors

Supervisor Moore had no matter to discuss.

Supervisor Campbell had no matter to discuss.

Supervisor Pugh had no matter to discuss.

Supervisor Ayers had no matter to discuss.

Chair Tucker had no matter to discuss.

XIV. Closed Session

A. This closed session is conducted pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as amended, for the purpose of discussion of actual or probable litigation, "related to use of illegal drugs."

Supervisor Moore moved that the Amherst County Board of Supervisors convene in closed session pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as amended, for the purpose of discussion of actual or probable litigation, "related to use of illegal drugs."

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

Supervisor Moore motioned to come out of closed session and was approved with the following vote:

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

CERTIFICATION OF CLOSED MEETING

Supervisor Moore 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 the 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.

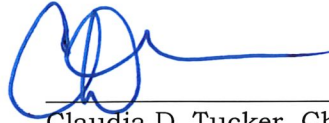
Mrs. Tucker AYE
Mr. Ayers AYE
Mr. Pugh AYE
Mr. Campbell AYE
Ms. Moore AYE

XV. Certification of Closed Session

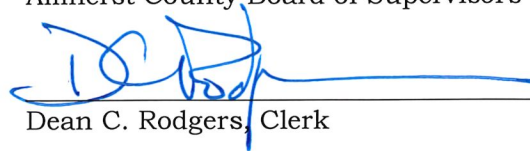
XVI. Adjournment

By motion of Supervisor Campbell and with the following vote, the Board adjourned at 2:19 p.m.

AYE:	Mrs. Tucker, Mr. Ayers, Mr. Pugh, Mr. Campbell and Ms. Moore
NAY:	None
ABSENT	None



Claudia D. Tucker, Chair
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk

AMHERST COUNTY RURAL RUSTIC PRIORITY LIST - FY19/FY24

Attachment 1

DRAFT 3/1/18

PRIORITY	ROUTE	NAME	FROM	TO	LENGTH	TC - VPD	PROJECTED FUNDING *
1	632	FRANKLIN CREEK ROAD	1.64 MI. N. ROUTE 722	DEAD END	1.16 MI.	70	Funded FY18 \$232,000
2	751	HARTLESS ROAD	ROUTE 151	DEAD END	1.23 MI.	70	Funded FY18 \$232,000
3	689	EAST MONITOR ROAD	ROUTE 617	1.20 MI. S. RTE 617	1.20 MI.	50	FY18/19 \$190,000
4	691	TINSLEY LANE	ROUTE 650	DEAD END	1.10 MI.	88	FY19 \$220,000
5	648	BECK CREEK ROAD	ROUTE 622	ROUTE 613	1.66 MI.	61	FY19 \$332,000
6	692	MUDDY BRANCH ROAD	ROUTE 752	ROUTE 616	1.40 MI.	53	FY19/20 \$280,000
7	636	**WARES GAP ROAD	ROUTE 610	1.79 MI. W Rte 643	2.81 MI.	40-70	FY20/21 (SPLIT PROJECT) \$562,000
8	743	LAVENDER LANE	ROUTE 615	DEAD END	0.50 MI.	50	FY22 \$100,000
9	608	CAMPBELL'S MILL ROAD	0.60 MS ROUTE 736	2.35 MS ROUTE 736	1.75 MI.	60	FY22 \$350,000
10	650	EAST/WEST PERCH RD	1.85 MI. E. RTE 695	ROUTE 691	2.75 MI.	60/80	FY23/24 \$500,000
11	606	FOX HALL DRIVE	ROUTE 60	DEAD END	1.40 MI.	80	FY24 \$280,000
12	696	SHADY MOUNTAIN ROAD	ROUTE 715	DEAD END	1.00 MI.	60	 \$200,000
13	729	CHESTNUT LANE	ROUTE 742	DEAD END	0.60 MI.	50-100	 \$120,000
14	607	BEVERLY TOWN ROAD	1.9 MI W Rte 640	Rte 607 Robinson Gap Rd	1.4 MI.	90	 \$280,000
15	733	WINDY RIDGE	ROUTE 658	DEAD END	1.30 MI.	90	 \$260,000

Estimated cost per mile \$200,000

*Based FY19/FY24 SSYP projected allocations

\$2,137,901

RETAIN PRIORITY FOR THESE ROUTES

Not Eligible due to TC
 Rocky Creek Lane - 20-30 vpd (2013)
 Potts Lane - 40 vpd (2010)
 **Wares Gap Rd - 1.79 MI W Rte 643 to 3.59 MI W Rte 643 (1.80 MI) - 40 VPD Eligible -3.59 MI W Rte 643 to Rte 610 (1.01 MI - 70 VPD (2013)