

The regular meeting of the Amherst Town Council was called to order on August 12, 2009 at 7:00 P.M. in the Council Chambers of the Town Hall at 186 S. Main Street with Mayor Jacob P. Bailey presiding. Council members Bobby J. Bondurant, J. Paul Kilgore, Haney Mottley, and Richard Wydner were present. Councilman Harold Swisher was absent. Town Manager Jack Hobbs, Police Chief Kenneth Watts, Director of Public Utilities Tom Fore, Office Manager Colan Davis and Town Attorney Tom Berry were also present.

Deacon Willie Diggs from Mount Olive Baptist Church gave an invocation.

Margaret Bryant from the Consortium on Aging came forward to encourage preparation for an aging population.

The Town Manager gave a report on the Amherst LIVE! event being planned for September 25. Mr. Wydner made a motion that was seconded by Mr. Kilgore to approve a resolution establishing a 2009 Amherst LIVE! Committee. The motion passed 4-0. Messrs. Bondurant, Kilgore, Mottley and Wydner voted "Aye". Mr. Swisher was absent. The resolution is attached and made a part of these minutes.

Mr. Bondurant made a motion that was seconded by Mr. Mottley to approve the minutes for the July 8, 2009 meeting as previously submitted. The motion passed 4-0. Messrs. Bondurant, Kilgore, Mottley and Wydner voted "Aye". Mr. Swisher was absent.

On behalf of the Community Relations Committee, Mr. Bondurant reported on his communication with Mike McCormack at VDOT regarding the Church Street drainage problem. The Town Manager was asked to communicate the findings to Ms. Sorrells.

The Town Manager gave a report on meetings with Amherst County High School officials relative to the installation of a new welcome sign on S. Main Street. The Town Manager was asked to write a memorandum of understanding for the project for signature by an authorized school representative.

Mr. Mottley made a motion that was seconded by Mr. Wydner to approve the purchase of a spare gearbox assembly for the sewer plant aerators. The motion passed 4-0. Messrs. Bondurant, Kilgore, Mottley and Wydner voted "Aye". Mr. Swisher was absent.

Mr. Bondurant made a motion that was seconded by Mr. Kilgore to recommend that the circuit court appoint William K. Iseman to the Board of Zoning Appeals for the September 1, 2009-August 31, 2014 term. The motion passed 4-0. Messrs. Bondurant, Kilgore, Mottley and Wydner voted "Aye". Mr. Swisher was absent.

A report on the shop crew's work plan for the upcoming months was reviewed.

The Town Manager gave a status report on the S. Main Street Sidewalk Project and reminded everyone that bids for the Phase 2 portion are due on August 20, and award of a contract at the September Town Council meeting is anticipated.

A resolution requesting installation of a "Watch for Children" Sign on Briarherst Drive was discussed.

The Council was reminded about the capital improvement planning session that is to take place on August 19, 2009 at 7:00 PM.

There being no further business, the meeting adjourned at 7:58 P.M.

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Jacob P. Bailey  
Mayor

Attest:

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Clerk of Council

## **A RESOLUTION TO CREATE A 2009 AMHERST LIVE! COMMITTEE.**

The Town Council of the Town of Amherst hereby establishes an Amherst LIVE! Committee as outlined below.

### **Background and Intent**

The Amherst LIVE! group sponsored successful events in 2006, 2007 and 2008. The Town Council of the Town of Amherst desires to encourage a similar event in 2009 and intends to develop mechanisms to support and sanction that group's operation and articulate the Town's role and goals for future events.

### **Goals**

The Town Council of the Town of Amherst has established goals for Amherst LIVE! for the 2009 season. It is understood that other organizations may have different goals, and it is the intent of the Town Council to support the goals of the other organizations in all practical ways insofar as they do not conflict with the Town Council's goals. The Town of Amherst goals for Amherst LIVE! are as follows:

- Support recreational events held in downtown Amherst that can be enjoyed by residents of the greater Town of Amherst area
- Promote Town businesses, particularly those in the downtown area
- Provide for the safety and security of all involved
- Foster the development of a consistent/"branded" event – i.e. all feature early evening live music, gated admission, fixed location, a beer garden and food vendors
- Although the Town would facilitate the Amherst LIVE! group and support this seasons activities, at some point the downtown events need to be operated by a separate organization
- The Town will remain fiscally whole – i.e. be reimbursed for any "out of pocket" expenses incurred such as for public works or police personnel

### **Responsibilities, Authority and Expectations**

- The Committee shall monitor the development of Amherst LIVE! events on behalf of the Town Council pursuant to Town goals.
- The Committee should meet on a regular basis as the 2009 Amherst LIVE! season develops.
- Any communication by a member of the Committee or any of its subcommittee members that represents the position of the Committee, or stating any recommendation made or action taken, shall be authorized by the Committee during a formal meeting of the Committee.
- The Committee shall make recommendations to the Town Council or make decisions with respect to Amherst LIVE! events, as necessary and proper, and submit a final report on its recommendations for Amherst LIVE! events to be held in future years.

### **Membership**

The Committee shall be comprised of the following individuals:

- Joe Bondurant, Chairman

- Linda Shank, Vice Chairman
- Brian Mays, Treasurer
- Sara Lu Christian, Board Member
- Linda Zirkle, Board Member
- Leigh Pigg, Board Member
- Hilary Jenkins, Board Member

The Town Manager or his designee is authorized to serve as the Secretary for the Committee in 2009 and shall organize meetings, prepare agendas and minutes, serve as the Town's liaison with the Committee, and make periodic reports on the Committee's activities.

**Term**

It is intended that this Committee, and the appointments made herein, is for the 2009 season. As such, the provisions of this Resolution shall expire as of December 31, 2009.

**Funding**

The Committee and the activities of Amherst LIVE! shall not be financed by the Town of Amherst. Committee members are considered volunteers and shall not receive compensation for their service on the Committee.

However, since as the Amherst LIVE! program is sanctioned and sponsored by the Town of Amherst, use of the Town Square property, the closure of the E. Court Street and Goodwin Street, and use and installation of a banner across S. Main Street at no expense to the Committee is hereby approved for the September 25 event.

The Town Hall shall serve as the information desk for Amherst LIVE! in 2009, and reasonable photocopying and other general support for the Committee's purposes is hereby authorized.

*This resolution was adopted on August 12, 2009 and is to become effective immediately.*

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Jacob P. Bailey  
Mayor

Attest: \_\_\_\_\_  
Town Clerk