

Mayor Jacob P. Bailey called a regular monthly meeting of the Amherst Town Council to order on April 11, 2012 at 7:00 P.M. in the Council Chambers of the Town Hall at 186 S. Main Street. Council members Kenneth Bumgarner, J. Paul Kilgore, Mike Mozingo and Richard Wydner were present. Councilor Haney Mottley was absent. Town Manager Jack Hobbs, Police Chief Kelvin Brown, Office Manager Colan Davis, Director of Public Utilities Tom Fore and Town Attorney Tom Berry were present.

The Rev. Allan Monfils from Blue Ridge Baptist Church gave an invocation.

Region 2000 Local Government Council Executive Director Gary Christie came forward on behalf of the Region 2000 Radio Board to ask the Town Council to endorse an IDA bond that would fund replacement components of the regional radio system. Mr. Kilgore made a motion that was seconded by Mr. Wydner and approved 4-0 to adopt a resolution having the effect of approving the request. Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent. A copy of the resolution is attached and made a part of these minutes.

Mr. Bumgarner made a motion that was seconded by Mr. Kilgore and approved 4-0 to approve a proclamation recognizing the Day of the Young Child. Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent. A copy of the resolution is attached and made a part of these minutes.

Mr. Mozingo made a motion that was seconded by Mr. Wydner and approved 4-0 to approve the minutes from the March 14, 2012 meeting. Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent.

Mr. Bumgarner made a motion that was seconded by Mr. Kilgore and approved 4-0 to approve the budgeted purchase of a truck for the utilities department. Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent.

The Town Manager gave a report on the status of a series of projects.

Mr. Scott Smith of Region 2000 Local Government Council came forward to discuss the project of assembling a list of ideas that would promote or improve the downtown area. Mr. Mozingo made a motion that was seconded by Mr. Bumgarner and approved 4-0 to endorse the project. Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent.

The report on the general fund surplus and meals tax revenue requested at the March 14 meeting was discussed.

Mr. Wydner made a motion which was seconded by Mr. Mozingo, to reappoint the following individuals to the respective boards for the terms indicated:

<u>Appointee</u>	<u>Board</u>	<u>Term Begins</u>	<u>Term Ending</u>
June Driskill	Planning Commission	July 1, 2012	June 30, 2016
Jacob Bailey	IDA	July 1, 2012	June 30, 2016
Walter Canada	Property Maintenance Investigation Board	July 1, 2012	June 30, 2015

The motion passed 4-0; Messrs. Bumgarner, Kilgore, Mozingo, and Wydner voted "Aye"; Mr. Mottley was absent.

The Town Manager gave a presentation on the FY13 budget proposal.

Mr. Bumgarner made a motion that was seconded by Mr. Kilgore and approved 4-0 to amend the proposed budget to include a 2% raise for all employees. Messrs. Bumgarner, Kilgore, Mozingo and Wydner voted "Aye"; Mr. Mottley was absent.

By consensus, \$45,000 for radios was removed from the Public Safety section of the General Fund Capital Improvement Plan.

It was noted that the required public hearing on the revised proposal is scheduled for the May Town Council meeting.

The closing of Town streets for special events was discussed. By consensus, Town Council agreed that its approval is needed prior to closing any Town streets.

There being no further business, the meeting adjourned at 9:20 P.M.

Jacob P. Bailey
Mayor

Attest:

Clerk of Council

**RESOLUTION
OF THE TOWN COUNCIL OF THE TOWN OF AMHERST RELATING TO BOND
FINANCING FOR VIRGINIA'S REGION 2000 LOCAL GOVERNMENT COUNCIL
AND ITS RADIO BOARD COMMITTEE**

WHEREAS, the Industrial Development Authority of the Town of Amherst, Virginia (**the “Amherst Town Authority”**) has been created by an ordinance adopted by the Town Council (**the “Town Council”**) of the Town of Amherst, Virginia (**the “Town”**) pursuant to the Industrial Development and Revenue Bond Act, Chapter 49, Title 15.2, Code of Virginia of 1950, as amended (**the “Act”**) and is now existing and operating as a political subdivision of the Commonwealth of Virginia;

WHEREAS, the Amherst Town Authority has been requested by Virginia’s Region 2000 Local Government Council (**the “Council”**) to issue its revenue bond or note in an amount not to exceed \$13,100,000 (**the “2012 Bond”**) to finance significant upgrades and replacements of the existing regional emergency communications system for the Counties of Amherst and Bedford and the Cities of Lynchburg and Bedford (**the “Member Jurisdictions”**) by the issuance of debt to be paid by the Council through payments received by the Member Jurisdictions under a Regional Cooperative Agreement for the acquisition, construction, installation and equipping of a new emergency communications system (**the “Facilities”**) for the Council to be operated by a new committee of the Council, known as the Region 2000 Radio Communications Board (**the “Radio Board”**) and portions of the Facilities will be placed on property in each of the Member Jurisdictions;

WHEREAS, Section 15.2-4905 of the Act provides that if a locality has created an industrial development authority, no industrial development authority created by another locality may finance a facility located in a locality unless the governing body of such locality concurs with the inducement resolution adopted by the industrial development authority created by another locality;

WHEREAS, a portion of the Facilities will be located in each of the Member Jurisdictions and the local governing body of each of the Member Jurisdictions will be adopting concurrence resolutions for the Amherst Town Authority issuing the 2012 Bond to finance the Facilities of which a portion will be located in each of the Member Jurisdictions;

WHEREAS, the Council is a political subdivision of the Commonwealth of Virginia and a body politic and the use of the Facilities will be primarily for governmental purposes benefiting the Member Jurisdictions; and

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF AMHERST, VIRGINIA:

1. The Town Council hereby approves the financing of the Facilities and the issuance of the 2012 Bond by the Amherst Town Authority for the benefit of the Council and in turn, the Radio Board.

2. The approval of the issuance of the 2012 Bond does not constitute an endorsement of the 2012 Bond or the creditworthiness of the Council, and in turn, the Radio Board. As required by the Act, the issuance of the 2012 Bond as requested by the Council, and in turn, the Radio Board will not constitute a debt or pledge of the faith and credit of the Commonwealth of Virginia, the Town or the Amherst Town Authority. Neither the Commonwealth of Virginia nor any political subdivision thereof, including the Amherst Town Authority or the Town shall be obligated to pay the 2012 Bond, or the interest thereon, or other costs incident thereto, except from the revenues and monies pledged therefore, and neither the faith and credit nor the taxing power of the Commonwealth of Virginia nor any political subdivision thereof, including the Amherst Town Authority or the Town will be pledged to payment of principal of such 2012 Bond or the interest thereon or other costs incidental thereto.
3. The issuance of the 2012 Bond shall be contingent upon the approval thereof by, and concurrence of, the Board of Supervisors of Amherst County, the Board of Supervisors of Bedford County, the City Council of the City of Lynchburg and the City Council of the City of Bedford, Virginia.
4. This resolution shall take effect immediately upon its adoption.

ADOPTED this 11th day of April, 2012.

CERTIFICATION OF ADOPTION OF RESOLUTION

The undersigned Clerk of the Town Council of the Town of Amherst, Virginia hereby certifies that the Resolution set forth above was adopted during an open meeting on April 11, 2012, by the Town Council of the Town of Amherst, Virginia with the following votes:

Aye:

Mr. Bumgarner

Mr. Kilgore

Mr. Mozingo

Mr. Wydner

Absent:

Mr. Mottley

Nay:

Abstentions:

Signed this 11th day of April, 2012.

By: _____
Clerk of the Town Council

A PROCLAMATION TO ESTABLISH THE DAY OF THE YOUNG CHILD IN THE TOWN OF AMHERST IN RECOGNITION OF THE WEEK OF THE YOUNG CHILD.

WHEREAS, the Smart Beginnings Central Virginia Amherst County Task Force, in conjunction with the National Association for the Education of Young Children, are celebrating the Week of the Young Child on April 28, 2012; and

WHEREAS, this organizations are working to improve early learning opportunities, including early literacy programs, that can provide a foundation of learning for children in Amherst, Virginia and

WHEREAS, teachers and others who make a difference in the lives of young children in Amherst, Virginia deserve thanks and recognition; and

WHEREAS, public policies that support early learning for all young children are crucial to young children's futures;

NOW, THEREFORE, I, Jacob P. Bailey, Mayor of the Town of Amherst, Virginia do hereby proclaim April 28, 2012 as

THE DAY OF THE YOUNG CHILD

and encourage all citizens to work to make a good investment in early childhood in Amherst, Virginia.

IN WITNESS THEREOF, I have hereunto set my hand on this eleventh day of April in the year of our Lord two thousand twelve.

Mayor Jacob P. Bailey

Contacts:

Sue Lamm - M444-7775; H946-2336

Gayle Lucado - gayle.lucado@unitedwaycv.org