

Mayor J. Paul Kilgore, Jr. called a regular monthly meeting of the Amherst Town Council to order on September 9, 2015 at 7:00 P.M. in the Council Chambers of the Town Hall at 174 S. Main Street. Council members Mike Mozingo, Rachel Thompson and Kenneth Watts were present; Andr  Higginbotham and Kenneth Bumgarner were absent. Town Manager Jack Hobbs, Town Attorney Tom Berry, Police Chief Robert Kimbrel, Director of Public Utilities Tom Fore and Office Manager Colan Davis were present.

Ms. Rachel Carton came forward to offer a prayer as a citizen comment.

VDOT Resident Engineer Don Austin addressed Ms. Lotman's concerns regarding the road surfaces on Gregory Lane, Woodland Drive and Peyton Lane.

Mrs. Sally Glynn, 127 Vista Drive, came forward to read the preamble to the Constitution to promote Constitution Week. Mayor Kilgore presented her with a proclamation declaring September 17<sup>th</sup> – 23<sup>rd</sup> Constitution Week in the Town of Amherst.

VDOT Resident Engineer Don Austin came forward to discuss the scope of the sidewalk project the Council had requested at the August meeting. Mrs. Thompson made a motion that was seconded by Mr. Watts and passed 3-0-2 to endorse the U.S. Rt. 60 sidewalk project, the first phase of which would extend east from the traffic circle to Washington Street and along Washington Street to Second Street. Messrs. Mozingo, Thompson and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

Chief Kimbrel came forward to review the timetable and expenses associated with hiring the sixth police officer.

Mr. Watts made a motion that was seconded by Mrs. Thompson and passed 3-0-2 to approve the minutes from the August 12 and 26, 2015 meetings. Messrs. Mozingo, Thompson and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

Mrs. Thompson made a motion that was seconded by Mr. Watts and passed 3-0-2 to hold a public hearing at the October meeting on amendments to the Zoning and Subdivision Ordinance that have been recommended by the Planning Commission. Messrs. Mozingo, Thompson and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

Mrs. Thompson reviewed the work of the Finance and IT Committee and led a discussion regarding updating the Town's Meals & Beverage tax collection program.

Mayor Kilgore lead a conversation on the Council Chamber meeting room table layout, Town Hall landscaping, and whether to continue the pursuit of sound and video surveillance systems for the Council Chamber.

The Town Manager reported that the Urban Development Area Project has been funded by the state and that it would be appropriate for the Council to ask the Planning Commission to take the lead on this project after a scope of work has been carefully negotiated with the consultant and a contract approved by the Town Council. Mayor Kilgore agreed to participate on the steering committee for this project.

The Town Manager presented a report on how the Springsted pay and classification study could be implemented and its associated financial impact. Council agreed to consider approving documents that would effect a new pay and classification plan at the October meeting.

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

By consensus, Council agreed to support the Central Virginia Criminal Justice Academy's use of the Town pistol range subject to the negotiation of a document articulating the understandings and conditions associated with such use.

Mrs. Thompson made a motion that was seconded by Mr. Mazingo and passed 3-0-2 to waive the utility account setup fees for 162 & 212 Christian Springs Road due to transfer of ownership due to deaths in the family. Messrs. Mazingo, Thompson and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

Mr. Mazingo made a motion that was seconded by Mrs. Thompson and passed 3-0-2 that the Town Council convene in closed session for (a) discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body per the exemption at §2.2-3711A.3 of the Code of Virginia; and (b) consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel per the exemption at §2.2-3711A.7 of the Code of Virginia. Messrs. Mazingo, Thompson, and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

Mr. Mazingo made a motion that was seconded by Mrs. Thompson and approved 3-0-2 by a roll call vote that the Councilors certify that to the best of each councilors' knowledge that (i) only public business matters lawfully exempted from open meeting requirements under Title 2.2, Chapter 37 and §15.2-2907 of the Code of Virginia and (ii) only such public business matters as were identified in the motion by which the closed session was convened were heard, discussed or considered in the session. Messrs. Mazingo, Thompson, and Watts voted "Aye" by the roll call method; Messrs. Bumgarner and Higginbotham were absent.

Mr. Watts made a motion that was seconded by Mrs. Thompson and passed 3-0-2 to advertise the old Town Hall for sale with an asking price of \$150,000. Messrs. Mazingo, Thompson and Watts voted "Aye"; Messrs. Bumgarner and Higginbotham were absent.

There being no further business, the meeting adjourned at 9:07 P.M.

---

J. Paul Kilgore, Jr.  
Mayor

Attest: \_\_\_\_\_  
Clerk of Council