

Mayor D. Dwayne Tuggle called a regular monthly meeting of the Amherst Town Council to order September 11, 2019, at 7:00 P.M. in the Council Chambers of the Town Hall at 174 S. Main Street. It was noted that a quorum was present as follows:

P	D. Dwayne Tuggle	P	Kenneth G. Bunch
P	Rachel A. Carton	P	Sarah G. Ogden
P	Kenneth S. Watts	P	Sharon W. Turner

Also present were the following staff members:

Sara E. Carter	Town Manager	Gary Williams	Director of Plants
W. Thomas Berry	Town Attorney	Becky L. Cash	Lead Water Operator
Vicki K. Hunt	Clerk of Council	Charles Thompson	Utilities Maintenance Foreman
Tracie L. Wright	Office Manager	Gary P. Smith, Jr.	WWTP Operator
Robert A. Shiflett, II	Chief of Police	Fred W. Adams	WWTP Operator Apprentice

Recitation of the Pledge of Allegiance to the Flag was followed by an invocation by Kenneth S. Watts.

Lynchburg City Mayor Treney L. Tweedy was present on behalf of the Central Virginia Planning Commission to invite and encourage council members to attend the Central Virginia Planning District Strategic Direction Roundtable 2019 to discuss and decide on the next priority for the initiative for the Central Virginia Planning District.

Sally Glynn, Constitution Week Chairman for Amherst Chapter NSDAR, came forward on behalf of the group to read the preamble to the United States Constitution to promote Constitution Week. Mayor Tuggle presented her with a Proclamation declaring September 17th–23rd Constitution Week in the Town of Amherst.

Town Manager Carter gave a brief report on potential changes to the Town’s parking ordinance that would, if approved, eliminate the prohibition on parking on Main Street overnight, and add penalties for blocking bike lanes and parking commercial vehicles on Main Street.

Mayor Tuggle opened a duly advertised public hearing at 7:13 PM on an amendment to Section 20-75 and addition of Section 20-88 of Chapter 20, Article III of the Town Code referring to prohibited parking, that would, if approved, eliminate the prohibition on parking on Main Street overnight, prohibit parking of commercial vehicles as defined and any trailer or semitrailer of any size except for a limited time, and prohibit parking in bicycle lanes.

There being no one present who wished to speak on the matter, the public hearing was closed at 7:14 PM. Mr. Watts made a motion that was seconded by Mrs. Carton to adopt the proposed amendment to Section 20-75 and addition of Section 20-88 of Chapter 20, Article III of the Town Code referring to prohibited parking, which will eliminate the prohibition on parking on Main Street overnight, prohibit parking of commercial vehicles as defined and any trailer or semitrailer of any size except for a limited time, and prohibit parking in bicycle lanes, as recommended by staff.

There being no discussion, the motion carried 5-0 as follows:

D. Dwayne Tuggle		Kenneth G. Bunch	Aye
Rachel A. Carton	Aye	Sarah G. Ogden	Aye
Kenneth S. Watts	Aye	Sharon W. Turner	Aye

A copy of the ordinance is attached to and made a part of these minutes.

There being no one listed to speak on the citizen comment sign-in sheet, no comments were made.

Mrs. Carton made a motion that was seconded by Mr. Bunch to approve the minutes from the August 14, 2019, meeting as presented with additional attachments. After discussion the motion carried 5-0 as follows:

D. Dwayne Tuggle		Kenneth G. Bunch	Aye
Rachel A. Carton	Aye	Sarah B. Ogden	Aye
Kenneth S. Watts	Aye	Sharon W. Turner	Aye

Office Manager Wright gave a report on the FY2020-2021 budget timetable and capital improvement plan that staff would like to follow.

Mr. Watts made a motion that was seconded by Mrs. Ogden to approve the FY2020-2021 Budget Calendar and Capital Improvement Plan as presented by staff.

There being no discussion, the motion carried 5-0 as follows:

D. Dwayne Tuggle		Kenneth G. Bunch	Aye
Rachel A. Carton	Aye	Sarah G. Ogden	Aye
Kenneth S. Watts	Aye	Sharon W. Turner	Aye

Mrs. Carton made a motion that was seconded by Ms. Ogden to hold a public hearing at its next meeting on October 9, 2019, to adopt a resolution authorizing the issuance and sale by the Town of Amherst of its \$3,017,000 General Obligation Sewer Revenue Bond, Series 2019, as recommended by staff. After discussion, the motion carried 5-0 with Mmes. Carton, Ogden, Turner and Messrs. Watts and Bunch voting “Aye.”

Mr. Watts made a motion that was seconded by Mrs. Carton to approve allocation of up to \$10,000 in spending from the contingency reserve fund for costs associated with the second Town of Amherst 4th of July Celebration and First Responders Parade event. After discussion, the motion carried 5-0 with Mmes. Carton, Ogden, Turner and Messrs. Watts and Bunch voting “Aye.”

Director of Plants, Gary Williams, briefed council on his department’s initiative to increase community relations and public awareness in understanding the town’s water through short power point educational presentations utilizing the Town’s website and Facebook page. After discussion, council agreed to plan.

After a report by Office Manager Wright, Mrs. Turner made a motion that was seconded by Mr. Watts to accept the proposal by Edmunds & Associates for purchase of financial software and cloud hosting services, authorize procurement for the quoted sum of \$28,000 and authorize Town Manager Carter to make appropriate expenditures associated thereto, as recommended by staff. After discussion, the motion carried 5-0 with Mmes. Carton, Ogden, Turner and Messrs. Watts and Bunch voting “Aye.”

After a report by Office Manager Wright, Mrs. Carton made a motion that was seconded by Mrs. Ogden authorizing procurement of a color copier from Cobb Technology for the quoted sum of \$5,309.50 for Town Hall, as recommended by staff. After discussion, the motion carried 5-0 with Mmes. Carton, Ogden, Turner and Messrs. Watts and Bunch voting “Aye.”

Town Manager Carter reported that staff will be holding a meeting in Town Council chambers on September 24, 2019 at 7:00 pm to solicit input from residents regarding the layout and design of the park on Scott’s Hill Road.

Mrs. Carton made a motion that was seconded by Mrs. Ogden to designate Kenneth S. Watts voting delegate for the Town of Amherst at the Virginia Municipal League Annual Business Meeting.

After discussion, the motion carried 4-1 as follows:

D. Dwayne Tuggle		Kenneth G. Bunch	Aye
Rachel A. Carton	Aye	Sarah G. Ogden	Aye
Kenneth S. Watts	Abstain	Sharon W. Turner	Aye

Mr. Bunch made a motion that was seconded by Mrs. Ogden to appoint the following individual to the standing committee filling the vacant position:

Committee/Board	Appointed	Term
Community Relations and Recreation Committee	Rachel A. Carton	09-11-2019 to 12-31-2020

The motion carried 5-0 with Mmes. Carton, Ogden, Turner and Mr. Watts and Bunch voting “Aye.”

Mayor D. Dwayne Tuggle took citizen comments in the order listed on the sign-in sheet as follows:

Cliff Hart, Amherst, VA, came forward to compliment Director of Plants Gary Williams on his educational initiative and clear presentation.

There being no further business, the meeting adjourned until October 9, 2019, at 7:00 pm on motion by Mr. Watts seconded by Mrs. Carton at 8:42 PM. The motion carried 5-0 with Mmes. Carton, Ogden, Turner and Mr. Watts and Bunch voting “Aye.”

D. Dwayne Tuggle
Mayor

Attest: _____
Clerk of Council

AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF AMHERST BY AMENDING SECTION 20-75 AND ADDING SECTION 20-88 OF CHAPTER 20, ARTICLE III OF THE TOWN CODE, THE AMENDED CODE REFERRING TO TRAFFIC AND VEHICLES - STOPPING, STANDING AND PARKING

Be it Ordained by the Council of the Town of Amherst:

1. That Sec. 20-75 of the Code of the Town of Amherst is hereby amended to read as follows:

Sec. 20-75. -Prohibited parking.

~~(a) It shall be unlawful to park any vehicle on any part of South Main Street or North Main Street, or on Second Street from the intersection with South Main Street to the intersection with Depot Street, between the hours of 1:00 a.m. and 6:00 a.m.-~~

~~(b)-~~

(a) No person shall park any truck ~~or~~ motor vehicle of more than 18,000 pounds gross weight, commercial vehicle (see 20.88), or any trailer or semitrailer, no matter what size, whether or not attached to a tractor, on any street for longer than two hours, except that this section shall not apply to trucks, trailers or semitrailers so parked while actually engaged in loading or unloading. In no case shall any such vehicle be parked in a manner as to obstruct the vision of vehicles entering or exiting public or private driveways or roadways.

~~(c)-~~

(b) No person shall park a truck or motor vehicle used for the purpose of transporting any explosive or more than 50 gallons of gasoline, kerosene, benzyl, naphtha, or other volatile or hazardous materials on any street or alley between the hours of 6:00 p.m. and 6:00 a.m., regardless of whether such vehicle is loaded or empty. No person shall park any such vehicle in any residential zone for any length of time or purpose other than for the purpose of actual delivery of goods or materials.

~~(d)-~~

(c) It shall be unlawful for any person to allow any motor vehicle, house trailer, camping trailer, trailer designated for the transportation of any freight or goods or livestock, or any other trailer or apparatus of any kind whatsoever designated to be attached or pulled by a motor vehicle to remain in the same location on any street in the town for a longer period of time than two hours.

~~(e)-~~

~~(d) No person shall park a motor vehicle in any way that blocks any portion of a marked bicycle lane.~~

~~(e)~~(e) Any person convicted of violating this section shall be fined not less than \$50.00 nor more than \$100.00 for each violation.

~~(Code 1965, § 7-111; Code 2005, § 16-40.1; Ord. of 7-11-2007)-~~

~~State Law reference — Penalty for ordinance violations, Code of Virginia, § 15.2-1429.-~~

2. That Sec. 20-88 of the Code of the Town of Amherst is hereby added to read as follows:

Sec. 20-88 - Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Commercial vehicle. Every motor vehicle, other than a passenger car, truck, and recreational vehicle and trailer, which is designed or used to carry, deliver, handle or move goods, to transport one or more persons who perform services in commerce, industry or trade, or to transport more than eight persons of any age, including the driver, and which has painted or displayed upon it any sign identifying or advertising any business, commercial venture, school or passenger transport service of any kind, or is registered with the Virginia Department of Motor Vehicles, or leased by the registered owner, to a corporation, partnership, sole proprietor, other business or commercial entity or school.

Truck. Every motor vehicle designed to transport property on its own structure independent of any other vehicle and having a registered gross weight in excess of 7,500 pounds.

3. That this Ordinance shall be effective on ____ day of _____, 2019.

This ordinance was adopted on ____ day of _____, 2019.

Mayor

ATTEST:

Clerk of the Council