



Appomattox Regular Council Meeting Agenda

Appomattox Municipal Building, 210 Linden Street, Appomattox, Virginia 24522

Monday, June 14, 2021

7:30 PM – Regular Council Meeting

(Location: Appomattox Municipal Building, 210 Linden Street, Appomattox, Virginia 24522)

Call to Order and Welcome to Visitors

Prayer & Pledge of Allegiance to the Flag of the United States of America

Mayor's Comments

Scheduled Public Appearances

1. Appomattox For Equality - Joetricia Humbles
2. Hurt & Proffitt, Inc. - Update on Utility Rate study

Adoption of the Consent Agenda - June 14, 2021

All matters listed under consent agenda are considered routine by the council and will be approved or received by one motion in the form listed. Items may be removed from the consent agenda for discussion under the regular agenda upon motion of any council member and duly seconded.

1. Minutes from May 10, 2021 Regular Council Meeting
Minutes from May 25, 2021 Workshop Meeting

Unfinished Business

2. Update/Discussion/Recommendation of Delinquent Meals Tax

New Business

3. Consideration to approve the Capital Improvement Plan for FY 2022
4. Consideration to Adopt an Appropriations Resolution of the Appomattox Town Council Adopting the Fiscal Year 2021-2022 Budget for the Town of Appomattox, Virginia.

5. Consideration to adopt:

An Ordinance to Amend Chapter 117 of the Code of the Town of Appomattox, Chapter 117, to add Article V and to add the following provision which shall become Section 117-28 through 117-30 thereof, entitled "Regulation of Residential Chicken Keeping".

An Ordinance to Amend Chapter 195 of the Code of the Town of Appomattox, Chapter 195, Article I, entitled "General Provisions", to incorporate the following definitions into the existing definitions of this section.

An Ordinance to Amend Chapter 195 of the Code of the Town of Appomattox, thereof, entitled Zoning, to add a new article providing for Article XVII, entitled "General Provisions", Section 195-163, entitled "Residential Chicken Keeping".

6. Discussion and consideration of funding request for SCBA equipment for the Appomattox Volunteer Fire Department - \$31,050.

Council Standing Committee Reports

Citizen Comment

Town Manager's Report

Council Comment

Adjournment

File Attachments for Item:

1. Minutes from May 10, 2021 Regular Council Meeting

Minutes from May 25, 2021 Workshop Meeting

1 | **Appomattox Town Council**
Regular Council Meeting
May 10, 2021

The Appomattox Town Council held a Regular Council meeting on Monday, May 10, 2021 at 7:30 p.m. at the Appomattox Municipal Building, 210 Linden Street, Appomattox, Virginia with Mayor Richard Conner, presiding.

Council members present – Aaron Tilton, Nathan A. Simpson, Mary Lou Spiggle, Timothy W. Garrett, Claudia G. Puckette and James J. Boyce.

Others present – Carlton Duck, Alive Media TV; Laura Briceland, Sarah Conner, Sharon Conner, Chad Hodges, Hurt & Proffitt, Inc.; Jeff Elder, Facilities Director; Gary Shanaberger, Town Manager; Kim Ray, Treasurer (via phone); and Roxanne W. Casto, Clerk of Council.

The meeting was also broadcast Live on the Town of Appomattox Facebook page and public phone participation through FreeConferenceCall.com was available.

Mayor Conner called the meeting to order and welcomed the visitors.

Rev. Carlton Duck, Pastor of the Gethsemane Baptist Church led the prayer and the Pledge of Allegiance to the Flag of the United States of America.

Mayor's Comments:

Mayor Conner read the following proclamation:

**A PROCLAMATION HONORING
THE APPOMATTOX COUNTY HIGH SCHOOL
2020 STATE CHAMPIONSHIP FOOTBALL TEAM**

WHEREAS, the hard work, dedication, sportsmanship, talent and exceptional team chemistry of the 2020 Appomattox Raiders Football Team has enabled these student athletes to earn a fifth State Championship title since 2015; and

WHEREAS, the 2020 Appomattox Raiders Football team completed the season with a perfect record; and

WHEREAS, the 2020 Appomattox Raiders Football team won the Virginia High School League Group 2A Football Championship with a 48-41 victory over Stuarts Draft; and

WHEREAS, Head Coach Doug Smith, Interim Coach Stephen Castello, and the entire coaching staff, team member parents, faculty and student body at Appomattox County High School were integral in guiding the team to victory through their unwavering support during the season;

NOW, THEREFORE, BE IT RESOLVED, that I, Richard C. Conner, Mayor of the Town of Appomattox along with my fellow Councilmembers, do hereby proclaim May 10, 2021 as “2020 Appomattox Raider Football Team Day” in honor of the 2020 State Champion Appomattox County Varsity Football Team’s outstanding accomplishments.

FURTHER, I urge all citizens of Appomattox County to join me in recognizing and celebrating the team's achievement and wish the members of the team continued success.

Richard C. Conner, Mayor
Town of Appomattox

Scheduled Public Appearances:

None

Adoption of the Consent Agenda:

On a motion by Mr. Boyce, seconded by Mr. Spiggle, Council voted to approve the consent agenda for April 12, 2021 as presented. All members voting aye. Motion carried 6-0.

Unfinished Business:

None

New Business:

On a motion by Mr. Simpson, seconded by Mr. Garrett, Council voted to declare the following items surplus:

- Quincy 5hp air compressors, Quantity 2
- 96 gallon roll out trash cans, Quantity 205

All members present voting aye. Motion carried 6-0.

Council Standing Committee Reports:

None

Citizens Comment Period:

None

Town Manager Updates –

Mr. Shanaberger provided an update on the following activities:

- The Town responded to additional questions from USDA regarding the Church Street waterline replacement project.
- Hurt & Proffitt, Inc. will present the findings of the water and sewer rate study and breakeven analysis at the May 25th Workshop meeting.
- Hurt & Proffitt, Inc. will also forward the findings to Davenport.
- Davenport will attend the June 29th Workshop meeting to present the general fund financial analysis.
- A public hearing for the proposed FY 2022 Budget and the Poultry Ordinance are scheduled for 6:00 p.m. on May 25, 2021.
- Requested Council review their calendars for a retreat on September 17, 2021.

3 | **Appomattox Town Council**
Regular Council Meeting
May 10, 2021

Council Comments –

Mrs. Puckette extended an invitation to the June 19th – Juneteenth Celebration at the Courtland Festival Park from 11:00 a.m. – 3:00 p.m.

Mr. Tilton – None

Ms. Spiggle – None

Mr. Boyce – None

Mr. Garrett – None

Mr. Simpson – Thanked the owner of the Triangle Plaza for the façade improvements. It looks great and he is excited about business development in the community.

Adjournment:

On a motion by Mr. Garrett, seconded by Mr. Boyce, Council voted to adjourn the meeting at 7:45 p.m. All members present voting aye. Motion carried 6-0.

Roxanne W. Casto
Clerk of Council

Richard C. Conner, Mayor

1 | **Appomattox Town Council**
Workshop Meeting
May 25, 2021

The Appomattox Town Council held a Workshop meeting on Tuesday, May 25, 2021, at 6:00 p.m. at the Appomattox Municipal Building, Council Chambers, 210 Linden Street, Appomattox, Virginia with Mayor Conner, presiding.

Town Council present: Nathan A. Simpson, Timothy W. Garrett, James J. Boyce, Sr., Mary Lou Spiggle and Claudia G. Puckette. Absent: Aaron Tilton.

Others present: Chad Hodges, Sharon Conner, Sara Conner, Carlton Duck, Alive Media TV; Michelle Murch, Times Virginian Newspaper; Jeff Elder, Facilities Director; Gary Shanaberger, Town Manager; Kim Ray, Treasurer; and Roxanne Casto, Clerk

The meeting was also broadcast LIVE on the Town of Appomattox Facebook page and public phone participation through FreeConferenceCall.com was available.

Mayor Conner called to order the Council Workshop meeting.

Mayor Conner opened the public hearing to hear citizen input on the following:

1) Proposed FY 2022 Budget for the Town of Appomattox - In accordance with §15.2-2506 Code of Virginia, the following is a brief synopsis of the budget proposed by the Town of Appomattox for FY 2022:

GENERAL FUND EXPENDITURES	2,973,203.00
INTERNAL SERVICE FUND EXPENDITURES	0.00
WATER FUND EXPENDITURES	1,279,183.00
SEWER FUND EXPENDITURES	6,653,937.00
TOTAL EXPENDITURES	10,906,323.00
GENERAL FUND REVENUE	2,973,203.00
INTERNAL SERVICE FUND REVENUE	0.00
WATER FUND REVENUE	1,279,183.00
SEWER FUND REVENUE	6,653,937.00
TOTAL REVENUE	10,906,323.00

There were no public comments.

2) The purpose of this public hearing will be to receive public comments concerning adoption by the Town Council of:

1. To amend Chapter 117 of the Code of the Town of Appomattox, Chapter 117, to add Article V and to add the following provision which shall become Section 117-28 through 117-30 thereof, entitled "Regulation of Residential Chicken Keeping".

2 | **Appomattox Town Council
Workshop Meeting
May 25, 2021**

2. To amend Chapter 195 of the Code of the Town of Appomattox, thereof, entitled Zoning, Article I, entitled “General Provisions”, to incorporate the following definitions into the existing definitions of this section.
3. To amend Chapter 195 of the Code of the Town of Appomattox, thereof, entitled Zoning, to add a new article providing for Article XVII, entitled “General Provisions”, Section 195-163, entitled “Residential Chicken Keeping”.

There were no public comments.

Mayor Conner closed the public hearings.

Discussion Items:

Hurt & Proffitt, Inc. will present the Utility Study Update at the June 14, 2021, meeting.

Council Comments:

Mrs. Puckette mentioned she has received complaints regarding truck revving loudly between the hours of 11:00 p.m. – 1:00 a.m. Mr. Shanaberger said he will reach out the Town Attorney.

Mr. Sipson advised he attended a meeting of the Appomattox Tourism Committee at the American Civil War Museum this morning. A new TV ad/commercial is airing now.

Mr. Boyce is concerned about the social media attacks on Council and Town Staff. He encourages those who have an issue with business procedures to come work it out, but not through Facebook. We are all adults, lets talk about it.

Ms. Spiggle agreed with Mr. Boyce 100%. The Town has excellent staff, and we can iron out the issues.

Mr. Garrett - none

Council Standing Committee Reports:

None

Staff Reports:

Mrs. Kim Ray, Treasurer provided the Treasurer’s Report for revenues and expenditures though April 30, 2021.

Mr. Jeff Elder, Facilities Director provided an update on the sewer inflow and infiltration project.

Mrs. Puckette inquired about the funding to repair the outside of the depot on Main Street. The Physical Development Committee will set up a meeting for June 14th prior to the Regular Council meeting.

3 | **Appomattox Town Council**
Workshop Meeting
May 25, 2021

Mr. Simpson inquired if the Town had consulted with any financial partners to protect ourselves with the large cash accounts balance. Mrs. Ray said hopefully Davenport will be able to assist with diversifying the Town's portfolio.

Mr. Shanaberger thanked Mr. Elder and the Public Works Department for wearing so many hats and managing the Inflow and Infiltration project.

Mr. Shanaberger provided an update on the following items:

- The Town has been awarded a USDA/RD grant of \$1.1 million; a low interest loan for \$500,000 for the Church Street waterline. The Town has also received \$650,000 from DHCD. The Town is trying to schedule a kick of meeting with each agency.
- David Mikula of Mikla Harris introduced himself and firm to the Project Management Team of the Appomattox Downtown Revitalization project.
- Staff continues to wait for guidance regarding the American Rescue Plan Act funding.
- Suggested Friday, September 17, 2021 for the Council Retreat.

Mr. Boyce also suggested attendance to the annual VML Conference in October 2021.

Adjournment:

On a motion by Mr. Garrett, seconded by Mr. Simpson, Council voted to adjourn at 6:42 p.m. All members present voting aye. Motion carried 5-0.

Roxanne W. Casto
Clerk of Council

Richard C. Conner, Mayor

File Attachments for Item:

2. Update/Discussion/Recommendation of Delinquent Meals Tax

UPDATE TO DELINQUENT MEALS TAX

HISTORY:

The following two restaurants were presented to the Town Council for write off on March 23, 2021. The following is a summary of the details found in their documentation.

Clifton's Restaurant – *assumed to have closed February 2015*

Correspondence in 2014 and 2015 (including certified mail to P.O. Box)
Payment arrangement made in April 2015 for \$50/month
Received \$300 in total payments
Email attempt made in 2017 – “undeliverable”
Confirmed in 2020 of no property for attachment of debt

Current balance = **\$4,692.05**

Prospect Diner - *assumed to have closed March 2014*

Notices and Correspondence sent in 2013 and 2014 (including certified mail and attorney letter)
Court date of October 15, 2014
Court date continued to January 21, 2015
Payment arrangement made February 2015 for \$50/month
Received \$100 in total payments
Confirmed in 2020 – person cannot be found, and possibly deceased

Current balance = **\$2,044.80**

RECOMMENDATION:

Atty. Frank Wright (Town Attorney) – approximately \$1000 to locate a legal address, file, and serve a judgement. Up to \$3,000 if person is deceased or incarcerated. Wright is concerned about the expiration of the Statue of Limitations to legally pursue the signed contracts. Ultimately, it could cost the Town more loss revenue.

Atty. Sands Anderson Firm (collection firm) – minimum of 20% of the balance owed plus all the charges mentioned above by Atty. Frank Wright. Anderson was also concerned about the expiration of the Statue of Limitations.

Honorable Les Fleet, Commonwealth Attorney – per the Town's request, Wright contacted Fleet. Then expressed the same opinion above.

File Attachments for Item:

3. Consideration to approve the Capital Improvement Plan for FY 2022

TOWN OF APPOMATTOX FY2022 - FY2026
CAPITAL IMPROVEMENTS PLAN BY FUNDING AREAS

General Fund								
LINE	DESCRIPTION	FY2022	FY2023	FY2024	FY2025	FY2026	Beyond Program Period	TOTAL
G1	Acquire 410 Backhoe			\$ 120,000.00				\$ 120,000.00
G2	Train Depot remodel				\$ 25,000.00		\$1,000,000.00	\$ 1,025,000.00
G3	Slurry streets -Commerce, Lucy, & Burke		\$ 41,500.00					\$ 41,500.00
G4	Sidewalk and curb improvements			\$ 450,000.00				\$ 450,000.00
G5	Lee Grant Ave. Road Project						\$1,500,000.00	\$ 1,500,000.00
G6	Crew Cab 3/4 ton truck [replace white dodge] ISF 1/3	\$ 16,000.00						\$ 16,000.00
G7	2021 4WD Double Cab Utility Bed 3/4 ton (Replace Green Colorado) ISF 1/3	\$ 14,083.00						\$ 14,083.00
G8	Abbitt & Kiddie Park Picnic Tables & Benches	\$ 30,000.00						\$ 30,000.00
G9	Town Office - 2 flag poles, sign, and awning	\$ 20,000.00						\$ 20,000.00
G10	Kiddie Park – Road & Parking Lot	\$ 13,000.00						\$ 13,000.00
	GRAND TOTALS	\$ 93,083.00	\$41,500.00	\$ 570,000.00	\$ 25,000.00	\$ -	\$2,500,000.00	\$ 3,229,583.00
	Notes:							

Water Fund								
LINE	DESCRIPTION	FY2022	FY2023	FY2024	FY2025	FY2026	Beyond Program Period	TOTAL
W1	Confederate Blvd.-increase line to 8 inch						\$ 172,500.00	\$ 172,500.00
W2	Ferguson St to Main & Lee St - replace 8" water line				\$ 50,000.00		\$ 450,000.00	\$ 500,000.00
W3	Lee Grant Ave. from Court St. to Church St.						\$ 227,000.00	\$ 227,000.00
W4	Highland Avenue replace 4 inch line to 8 inch						\$ 140,000.00	\$ 140,000.00
W5	Rose Lane to Print Press Drive, upgrade to 6 inch line						\$ 156,000.00	\$ 156,000.00
W6	Church St: Patricia Anne Ln to Hunter St. increase to 8 inch			\$ 2,100,000.00				\$ 2,100,000.00
W7	Redfields Road/Confederate Blvd install new 8 inch line		\$ 206,000.00					\$ 206,000.00
W8	Lee Street-Replace 4 inch line with 6 inch water line						\$ 190,000.00	\$ 190,000.00
W9	Replace F-150 Pickup at SBR (1/2 water funded) ISF		\$ 17,500.00					\$ 17,500.00
W10	Recondition & repaint 100,000 G Tank						\$ 23,990.00	\$ 23,990.00
W11	Recondition & repaint 1 Million G Tank & valve replacement		\$ 55,209.00				\$ 83,636.00	\$ 138,845.00
W12	Recondition & repaint SS 100,000 tank	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00				\$ 60,000.00
W13	new pump for County Waterline pump station		\$ 40,000.00					\$ 40,000.00
W14	Crew Cab 3/4 ton truck [replace white dodge] ISF 1/3	\$ 16,000.00						\$ 16,000.00
W15	2021 4WD Double Cab Utility Bed 3/4 ton (Replace Green Colorado) ISF 1/3	\$ 14,083.00						\$ 14,083.00
W16	2021 4WD 1/2 ton extended cab (replace white Colorado) ISF 1/2			\$ 14,200.00				\$ 14,200.00
W17	Water Research (Wells)		\$ 40,000.00					\$ 40,000.00
W18	Motor Upgrade (460 Pump Station)		\$ 40,000.00					\$ 40,000.00
W19	Generator Upgrade (460 Pump Station)						\$ 90,000.00	\$ 90,000.00
W20	SCADA Controlled Isolation Valve		\$ 60,000.00					\$ 60,000.00
W21	Water SCADA						\$ 30,000.00	\$ 30,000.00
	GRAND TOTALS	\$ 50,083.00	\$ 478,709.00	\$ 2,134,200.00	\$ 50,000.00	\$ -	\$ 1,563,126.00	\$ 4,276,118.00
	Notes:							
W2	2700 ft of 8" pipe; \$50K for Engineering; \$450K for Construction							
W6	3 Phases - Design Phase only \$54,200							
W10	Part of Maintenance Contract							
W11	Part of Maintenance Contract							
W12	Part of Maintenance Contract							
W13	Rebuild motor on both pumps for recommended maintenance.							

Wastewater Fund								
LINE	DESCRIPTION	FY2022	FY2023	FY2024	FY2025	FY2026	Beyond Program Period	TOTAL
WW1	DS Nash Pump Station Force Main Upgrade (Engineering only)		\$ 37,000.00					\$ 37,000.00
WW2	Replace F-150 Pickup at SBR (1/2 water and 1/2 wastewater funded) ISF		\$ 17,500.00					\$ 17,500.00
WW3	Upgrade SBR, Basin upgrade		\$ 37,500.00				\$ 4,438,000.00	\$ 4,475,500.00
WW4	I & I Project - SBR Sewer Basin			\$ 300,000.00			\$ 2,030,000.00	\$ 2,330,000.00
WW5	SBR Plant Lime Feed System	\$ 140,000.00						\$ 140,000.00
WW6	Reed Bed Maintenance				\$ 50,000.00			\$ 50,000.00
WW7	10" Sewer line/DQ to SBR						\$ 4,600,000.00	\$ 4,600,000.00
WW8	Seal driveway at SBR		\$ 13,400.00					\$ 13,400.00
WW9	Crew Cab 3/4 ton truck [replace white dodge] ISF 1/3	\$ 16,000.00						\$ 16,000.00
WW10	2021 4WD Double Cab Utility Bed 3/4 ton (Replace Green Colorado) ISF 1/3	\$ 14,083.00						\$ 14,083.00
WW11	2021 4WD 1/2 ton extended cab (replace white Colorado) ISF 1/2			\$ 14,200.00				\$ 14,200.00
WW12	Sewer SCADA		\$ 150,000.00					\$ 150,000.00
WW13	Sewer Camera		\$ 60,000.00					\$ 60,000.00
WW14	Basin Influent Valve		\$ 19,000.00					\$ 19,000.00
WW15	Automatic Gate (Main Entrance)	\$ 10,000.00						\$ 10,000.00
WW16	SBR Basin Equipment (*see below)			\$ 185,500.00	\$ 110,000.00			\$ 295,500.00
	GRAND TOTALS	\$ 180,083.00	\$ 334,400.00	\$ 499,700.00	\$ 160,000.00	\$ -	\$ 11,068,000.00	\$ 12,242,183.00
	*SBR Basin Equipment							
	SBR Basin Mixers			\$ 17,500.00	\$ 18,500.00			
	SBR Basin Decanters			\$ 25,000.00	\$ 25,000.00			
	SBR Basin Pumps				\$ 12,000.00			
	SBR Basin Diffuser Hoses				\$ 9,500.00			
	SBR Blowers			\$ 15,000.00				
	Digester Blowers			\$ 10,000.00				
	Digester Pumps				\$ 8,000.00			
	Air Valves			\$ 33,000.00				
	Post EQ Pumps				\$ 15,000.00			
	Post EQ Blower							
	Grinder/Auger System			\$ 85,000.00				
	Grit Removal Cyclone				\$ 22,000.00			
				\$ 185,500.00	\$ 110,000.00			
	Notes:							
WW3	\$37.5K for Engineering/Design; \$4.438M for Construction (Estimated)							
WW4	Engineering Study for SBR Basin I & I Work							

File Attachments for Item:

4. Consideration to Adopt an Appropriations Resolution of the Appomattox Town Council Adopting the Fiscal Year 2021-2022 Budget for the Town of Appomattox, Virginia.

**AN APPROPRIATIONS RESOLUTION OF THE APPOMATTOX TOWN
COUNCIL ADOPTING THE FISCAL YEAR 2021-2022 BUDGET FOR THE
TOWN OF APPOMATTOX, VA.**

SECTION I:

WHEREAS, Section 5-72, Appomattox Town Code and Section 15.2-2503, Code of Virginia, require that the governing body shall approve the budget and fix a tax rate for the budget year no later than the date on which fiscal year begins; and,

SECTION II:

WHEREAS, the proposed Fiscal Year 2021-2022 Budget was published on May 5, 2021 and May 12, 2021 in the *Times-Virginian*, Appomattox, Virginia, pursuant to Section 15.2-2506, Code of Virginia, and public hearing was subsequently held on the proposed budget on Tuesday, May 25, 2021;

SECTION III:

NOW, THEREFORE, BE IT RESOLVED, that the Appomattox Town Council meeting in a Regular Council Meeting on Monday, June 14, 2021, does hereby approve the following General Fund Expenditures by Category for Fiscal Year 2021-2022;

GENERAL FUND; EXPENDITURES BY CATEGORY:

Council	49,800.
Administrative Department	546,094.
Professional	123,000.
Police Department	106,050.
Tourism Department	77,250.
Fire Department	41,000.
Public Works Department	946,326.
Sanitation Department	150,000.
Property Maintenance & Construction	800,283.
Town Shop	33,300.
Donation/Contributions	20,000.
Zoning	51,000.
Town Office	29,100.
TOTAL GENERAL FUND EXPENSES	2,973,203.

SECTION IV:

BE IT FURTHER RESOLVED, that the Appomattox Town Council hereby establishes the property tax rate at \$.11 per \$100.00 of assessed value for real estate, \$.55 per \$100.00 of assessed value for personal property, \$.55 per \$100.00 of assessed value for machinery and tools, and \$.11 per \$100.00 of assessed value for mobile homes; and,

BE IT FURTHER RESOLVED, in accordance with the requirements set forth in Section 58.1-3524(C)(2) and Section 58.1-3912(E) of the Code of Virginia, as amended by Chapter 1 of the Acts of Assembly (2004 Special Session 1) and as set forth in Item 503.E (Personal Property Tax Relief Program) of Chapter 951 of the 2005 Acts of Assembly any qualifying vehicle situated within the Town commencing January 1, 2020, shall receive personal property tax relief in the following manner:

- Personal use vehicles valued at \$1,000 or less will be eligible for 100% tax relief;
- Personal use vehicles valued at \$1,001 to \$20,000 will be eligible for 56.25% tax relief;
- Personal use vehicles valued at \$20,001 or more shall only receive 56.25% tax relief on the first \$20,000 of value; and
- All other vehicles which do not meet the definition of "qualifying" (business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program.

SECTION V:

BE IT FURTHER RESOLVED, that the Appomattox Town Council does hereby approve the following General Fund revenue estimates for Fiscal Year 2021-2022;

GENERAL FUND; REVENUES BY CATEGORY:

Current Taxes – Real Estate	160,000.
Current Taxes – Personal Property	68,000.
Delinquent Taxes	2,500.
Penalties & Interest	5,000.
Public Service Corporation	6,500.
Bank Stock Tax	190,000.
Cigarette Tax	130,000.
Meals Tax	1,175,000.
Lodging Tax	60,000.
Franchise Tax	500.
Consumption Tax	6,000.
Vehicle License Tax	23,000.
Business License	180,000.

Communications Tax	4,000.
Zoning	1,000.
Interest	10,000.
Rental of Misc. Property	6,000.
Rolling Stock Tax	3,000.
Sales Tax	80,000.
Aid to Police Department (HB599)	46,000.
Fire Programs	10,000.
Personal Prop Tax Relief Act State Funds	23,107.
Visitor Center	0.
Mobile Home Titling Tax	200.
Miscellaneous	1,000.
Town DMV Fees	2,000.
Meadowlark Program Income	4,380.
Downtown Revitalization Grant	680,000.
Other Reimbursable	500.
Transfer from Reserve	95,516.
TOTAL GENERAL FUND REVENUES	2,973,203.

SECTION VI:

BE IT FURTHER RESOLVED, that the Appomattox Town Council does hereby approve the following Water Fund Expenditures for Fiscal Year 2021-2022;

WATER FUND; EXPENDITURES BY CATEGORY:

Water Department	1,279,183.
TOTAL WATER EXPENDITURES	1,279,183.

SECTION VII:

BE IT FURTHER RESOLVED, that the Appomattox Town Council does hereby approve the following Water Fund Revenue estimates for Fiscal Year 2021-2022;

WATER FUND; REVENUES BY CATEGORY:

Water Sales	360,000.
Connection Fees	7,500.
Penalty Fees	15,000.
Availability Fees	10,000.
Reconnect Fees	0.
Miscellaneous	500.
Interest	4,000.
Rental of Misc. Property	35,000.
Intergovernmental Revenue	30,000.
Use of Fund Balance	167,060.
DHCD Utility Grant Proceeds	123.
Church Street Waterline Grant – DHCD	650,000.

TOTAL WATER REVENUES **1,279,183.**

SECTION VIII:

BE IT FURTHER RESOLVED, that the Appomattox Town Council does hereby approve the following Sewer Fund Expenditures for Fiscal Year 2021-2022;

SEWER FUND; EXPENDITURES BY CATEGORY:

Sewer Department	6,653,937.
TOTAL SEWER EXPENDITURES	6,653,937.

SECTION IX:

BE IT FURTHER RESOLVED, that the Appomattox Town Council does hereby approve the following Sewer Fund Revenue estimates for the Fiscal Year 2021-2022;

SEWER FUND; REVENUES BY CATEGORY:

Sewer Sales	860,000.
Connection Fees	2,500.
Availability Fees	7,500.
County Reimbursement SBR & IDA PS	38,286.
Park Service Maintenance	20,000.
Interest	3,500.
Intergovernmental Revenue	1,700.
Use of Beginning Balance	140,101.
USDA Grant Proceeds 1	1,879,000.
USDA Grant Proceeds 2	3,501,000.
Loan Proceeds	200,001.
DHCD Utility Grant Proceeds	349.
TOTAL SEWER REVENUES	6,653,937.

SECTION X:

The salaries, wages and allowances set out in said Budget are hereby authorized as per the terms of the town's classification and merit system as approved compensation for officers and employees for services rendered, unless hereafter otherwise provided by ordinance; provided however, that the Town Manager is authorized to make such rearrangement of positions in the several departments named in the Budget, in respect to officers and employees appointed by his/her as may best meet the needs and interests of the Town and after approval by Council.

SECTION XI:

BE IT FURTHER RESOLVED, that the Appomattox Town Council may amend the Fiscal Year 2021-2022 Town Budget from time to time pursuant to Section 15.2-2507, Code of Virginia; and,

SECTION XII:

BE IT FURTHER RESOLVED, by the Town Council of Appomattox, Virginia that the Fiscal Year Budget for 2021-2022 is hereby adopted, effective July 1, 2021 and the monies necessary to fund it are hereby appropriated and shall be certified by the Clerk of Council and maintained as an archive document with the official minutes of the Town Council of Appomattox, Virginia.

Adopted this 14th day of June, 2021.

Attest:

Roxanne W. Casto, Town Clerk

Richard C. Conner, Mayor

File Attachments for Item:

5. Consideration to adopt:

An Ordinance to Amend Chapter 117 of the Code of the Town of Appomattox, Chapter 117, to add Article V and to add the following provision which shall become Section 117-28 through 117-30 thereof, entitled "Regulation of Residential Chicken Keeping".

An Ordinance to Amend Chapter 195 of the Code of the Town of Appomattox, Chapter 195, Article I, entitled "General Provisions", to incorporate the following definitions into the existing definitions of this section.

An Ordinance to Amend Chapter 195 of the Code of the Town of Appomattox, thereof, entitled Zoning, to add a new article providing for Article XVII, entitled "General Provisions", Section 195-163, entitled "Residential Chicken Keeping".

AN ORDINANCE TO AMEND Chapter 117 of the Code of the Town of Appomattox, Chapter 117, to add Article V and to add the following provision which shall become Section 117-28 through 117-30 thereof, entitled “Regulation of Residential Chicken Keeping”

Be it ordained by the Council of the Town of Appomattox, as follows:

Section 1. Sections 117-28 through 117-30 of Chapter 117 of the Code of the Town of Appomattox shall appear as follows:

Article V. Regulation of Residential Chicken Keeping

§ 117-28. Definitions.

For the purpose of this article, the following words and phrases shall have the meanings ascribed to them by this section, unless otherwise indicated to the contrary:

Capon: A neutered male chicken.

Chicken: A domestic fowl.

Chicken enclosure: A fenced or wired area, in addition to a coop, that provides chickens with a predator-resistant, outside space.

Coop: A building or enclosed structure that houses chickens and provides shelter from the elements and from predators.

Hen: A female chicken.

Poultry: All domestic fowl and game birds raised in captivity.

Poultry nuisance: A poultry nuisance occurs when any poultry endangers the life or health of other animals or persons or substantially interferes with the rights of citizens, other than their owners, to the enjoyment of life or property. Such acts of nuisance shall include, but are not limited to, the following: (1) Damaging property other than that of the animal’s owner; (2) Attacking other animals, persons or vehicles; (3) Creating noxious or offensive odors; and (4) Creating an unsanitary condition or insect breeding site due to an accumulation of excreta or filth.

Rooster: A non-neutered male chicken.

§ 117-29. Standards for Residential Chicken Keeping.

The keeping of up to six (6) hens shall be permitted in non-agriculturally zoned areas of the Town on properties which meet and maintain all of the following standards:

- (a) The principal use of the property shall be for a single-family dwelling;
- (b) The property shall be 30,000 square feet or greater in size;
- (c) Hens shall be kept within a coop or chicken enclosure at all times and shall not be permitted to run at large;
- (d) Coops and chicken enclosures shall be setback at least ten (10) feet from side and rear property lines and at least fifty (50) feet from any residential dwelling on an adjacent lot. Coops and chicken enclosures shall also be located behind the front building line of the principal structure.
- (e) Coops shall provide at least two (2) square feet of interior space per chicken and chicken enclosures shall provide at least ten (10) square feet of exterior space per chicken with a maximum total area of 150 square feet for both the coop and chicken enclosure. Neither the coop or chicken enclosure shall exceed ten (10) feet in height.
- (f) Coops and chicken enclosures shall be well-ventilated and kept in a clean, dry and sanitary condition at all times.
- (g) Provision shall be made by the property owner for the safe storage and removal of chicken waste. Such waste shall not create a nuisance or health hazard.
- (h) All chicken feed or other material intended for consumption by chickens shall be kept in containers impenetrable by rodents, insects or predators.
- (i) The keeping of roosters, capons and crowing hens is prohibited.
- (j) The outdoor slaughtering of chickens is prohibited.

§ 117-30. Violations and Penalties.

Violations of any provision of this article shall be punishable as follows:

- (a) For a first offense within one year, a class 4 misdemeanor.
- (b) For a second offense within one year, a class 3 misdemeanor.
- (c) For a third offense within one year, a class 2 misdemeanor.

In addition, any such violation is hereby declared a public nuisance and any person suffering injury or damage therefrom shall be entitled to seek the correction, removal or abatement of such nuisance through an appropriate suit in equity.

Section 2. Effective Date.

This ordinance shall become effective on _____.

AN ORDINANCE TO AMEND Chapter 195 of the Code of the Town of Appomattox, Chapter 195, Article I, entitled “General Provisions”, to incorporate the following definitions into the existing definitions of this section.

Be it ordained by the Council of the Town of Appomattox, as follows:

Section 1. Section 195-1 of Chapter 195 of the Code of the Town of Appomattox shall appear as follows:

Article I. General Provisions

§ 195-1. Definitions. (*Note: the following definitions should be incorporated into the existing definitions in this section.*)

Capon: A neutered male chicken.

Chicken: A domestic fowl.

Chicken enclosure: A fenced or wired area, in addition to a coop, that provides chickens with a predator-resistant, outside space.

Coop: A building or enclosed structure that houses chickens and provides shelter from the elements and from predators.

Hen: A female chicken.

Poultry: All domestic fowl and game birds raised in captivity.

Section 2. Effective Date.

This ordinance shall become effective on _____.

1. AN ORDINANCE TO AMEND Chapter 195 of the Code of the Town of Appomattox, thereof, entitled Zoning, to add a new article providing for Article XVII, entitled “General Provisions”, Section 195-163, entitled “Residential Chicken Keeping”.

Be it ordained by the Council of the Town of Appomattox, as follows:

Section 1. Section 195-163 of Chapter 195 of the Code of the Town of Appomattox shall appear as follows:

Article XVII. General Provisions

§ 195-163. Residential Chicken Keeping.

The keeping of up to six (6) female chickens (hens) shall be permitted as an accessory use to a single family residence, subject to the standards set out in Chapter 117, Article V, in the following zones: R-1, R-2, R-3 and MHP-1. Residential use types may include the following accessory structures on the same site or lot:

(a) Coops and chicken enclosures provided they are setback at least ten (10) feet from side and rear property lines and at least fifty (50) feet from any residential dwelling on an adjacent lot. Coops and chicken enclosures shall also be located behind the front building line of the principal structure. Coops shall provide at least two (2) square feet of interior space per chicken and chicken enclosures shall provide at least ten (10) square feet of exterior space per chicken with a maximum total area of 150 square feet for both the coop and chicken enclosure. Neither the coop or chicken enclosure shall exceed ten (10) feet in height.

(b) No such accessory use shall be permitted on any lot until the lot owner has first obtained a zoning permit.

Section 2. Effective Date.

This ordinance shall become effective on _____.

File Attachments for Item:

6. Discussion and consideration of funding request for SCBA equipment for the Appomattox Volunteer Fire Department - \$31,050.



APPOMATTOX COUNTY BOARD OF SUPERVISORS

P.O. Box 863, Appomattox, VA 24522 Phone: (434) 352-2637
www.AppomattoxCountyVA.gov

May 19, 2021

Mr. Gary Shanaberger, Manager
Town of Appomattox
P. O. Box 705; 210 Linden St.
Appomattox, VA 24522

Dear Gary,

Hope you are well and enjoying this wonderful weather.

At the May 17th Board of Supervisors meeting, the Board directed staff to reach out to the Town concerning an equipment request the County received from the Appomattox Volunteer Fire Department. The Fire Chief, Jonathon Garrett, requested the Board's consideration to purchase ten (10) Self Contained Breathing Apparatus (SCBA) for the AVFD. In his request, Mr. Garrett communicated an estimate of \$64,850 based on a quote that he received from Fire and Safety Equipment in Concord. The estimated equipment cost is as follows: 10- SCBA Air Packs at \$5,300/pack, 10 - SCBA Air Bottles at \$910/bottle, and 10 - SCBA masks at \$275/mask.

Respectively, during the 2020 CARES funding cycle, the County CARES committee felt that this expenditure met the CARES Fund eligibility requirements and approved purchase of the SCBA masks. Although Mr. Garrett requested only 10 masks to be purchased, the committee felt as if exposure risks may be higher during COVID, that each fire-fighter should have their own individual mask and approved the purchase of 33 masks for the Appomattox Volunteer Fire Department. The total cost for the purchase of 33 G-1 SCB masks plus cleaner/disinfectant was \$9,986.10. Bobby Wingfield, Public Safety Director, is overseeing the project and has already started training for Fit Testing for the previously purchased masks. This ensures customized masks for each individual Firefighter.

The request for the additional equipment items was brought to the Board for reconsideration at the May 17th meeting and after discussion, the Board of Supervisors decided to consider authorization to fund the purchase of the additional items, SCBA Air Packs (10), SCBA Air bottles (10), if the Town agreed to pay ½ of the purchase. Total estimated costs for the SCBA Air Packs (\$53,000) plus the SCBA Air Bottles (\$9,100) is \$62,100 in which each governmental entity would agree to pay \$31,050.

Please share this request with your Council and communicate if it is the Council's desire to appropriate funding of \$31,050 towards the cost of the SCBA equipment for the Appomattox Volunteer Fire Department.

The County looks forward to partnering with the Town to demonstrate collaborative support for the men and women in our community who unselfishly volunteer their time to public service. Their safety is of utmost importance!

Sincerely,

A handwritten signature in cursive script that reads "Susan Adams".

Susan Adams
County Administrator