

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Courtroom
Fluvanna Courts Building
March 4th 2009
2:00 p.m.

MEMBERS PRESENT: Marvin F. Moss, Chairman
Charles W. Allbaugh, Vice Chairman
Mozell H. Booker
John Y. Gooch
Gene F. Ott
Donald W. Weaver

ALSO PRESENT: G. Cabell Lawton, IV, County Administrator
Frederick W. Payne, County Attorney
Shelly H. Wright, Assistant County Administrator
Renee Hoover, Finance Director
James Glass, VDOT Residency Administrator
John Robins, Public Works Director
Curtis Putnam, Energy Technician
Keith Meyerl, Parks & Recreation Director
Alice F. Jones, Clerk to the Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chairman Moss called the regular meeting of March 4th 2009 to order at 2:00 p.m. in the Circuit Courtroom of the New Courts Building in Palmyra, Virginia and the Pledge of Allegiance was recited.

REPORTS

Mr. James Glass, VDOT Residency Administrator, reported on the following topics:

Maintenance Work Completed:

- Pipe Installation and Repairs: cleaned pipes and culverts on Routes 601 (2), 676, 610 (2), 604 and 600
- Bridge Repair & Maintenance: checked bridge retaining wall on Rt. 6; bridge deck cleaning on Rt. 759
- Pothole Patching: Routes 15, 616, 600 and 640
- Grading Non-Hard Surfaces Roads: Routes 636, 709, 609 and 671
- Tree Limb Removal: Routes 618, 656 and 642
- Emergency Operations: cleaned up damage from high winds on Routes 601, 600 and 608; assisted County Fire Department with traffic control for large brush fire
- Sign Repair, maintenance & Installation: Routes 688, 620, 697, 640, 761, 601, 631, 606, 713, 656, 624, 667, 659, 631 and 611; sign studies completed on Routes 643 and 688

Maintenance Work Planned for March:

- Pipe Installation & Repairs: hand cleaning pipes and outlets on Routes 636, 709, 671, 606, 609 and 621
- Tree Limb Removal: limb removal for sight distance issues on Routes 608, 604, 659 and 663
- Pothole Repairs: pothole patching, as needed
- Dead Animal & Litter Pick-up: dead animal pick-up, as needed; litter pick-up at Park & Ride facility; litter pick-up on Routes 15, 6, 53, 612 and 614
- Other Work: sweeping intersections on Routes 647, 640, 649, 693, 669, 682 and 683
- Sign Repair, Maintenance & Installation: install delineators on old roadbed at the Palmyra Bridge Project

Construction:

- eight (8) active projects in various phases are still active

Land Development for January:

- three (3) new entrance plan reviews
- four (4) entrance permits
- two (2) utility permits
- two (2) inspection of new subdivision streets
- two (2) inspection of new entrances

Traffic Engineering

- three (3) studies completed on Routes 688, 53 and 637
- four (4) studies being reviewed on Routes 600 at Slice Rd., 53 at Rt. 618, 53 at Rt. 1015, and 6 in the Town of Columbia

Mr. Glass also provided a table regarding year to date Permits and Land Development.

G. Cabell Lawton, IV, County Administrator, reported on the following topics:

- **State Budget** – apprised the Board that the General Assembly adopted a budget on February 28th 2009 and details are now becoming available; it seems that the stimulus funds that were received by the state are being redistributed to the localities; the latest figures sent by the state increase FY 10 funding for schools from \$19,850,170 to \$21,087,712 which is an increase of \$1,237,542; the budget summary also indicates fully restoring funding for the Constitutional Officers which may increase our revenues by another \$135,000; there are still questions concerning other state funding levels for school construction grants and social services
- **2010 Budget Work Session** – reminded the Board they scheduled a work session tonight at 6 p.m. to hear agency presentations; the next work session will be held next Wednesday, March 11, 2009 at 7 p.m. [time later corrected to 6 p.m.] in the Old Board Room in the County Administration Building; there is another work session scheduled for March 18, 2009 at 6 p.m. to discuss funding for Schools

- ***Stimulus Watch*** – apprised the Board that staff has been meeting with representatives from Congressman Perriello’s office to discuss the stimulus package and potential for appropriations; staff has also met with Rural Development about funding for the James River Water Project; although it may not qualify for grant funding, Rural Development officials did indicate that it would likely qualify for their loan program which may be less than 4% financing
- ***Staff Announcements*** – thanked our Buildings and Grounds Crew for the work they have performed over the last four (4) days preparing and responding to the snowstorm; the Director of Facilities and staff worked the weekend preparing for the storm
 - apprised the Board he was informed yesterday that Keith Meyerl, Director of Parks and Recreation, has resigned his position; he is relocating to North Carolina with his family and Mr. Lawton thanked him for his service to this community over the past three years.
- ***High School*** – apprised the Board that the bids were opened for the New High School February 25th 2009; the low bid was Nielsen Construction and the construction cost was approximately \$56.8 million; the schools indicated that was approximately 10% less than the engineer’s estimate; as soon as staff has a revised project budget, it will be forwarded to the Board
- ***PVCC Board Meeting*** – apprised the Board that the PVCC Board will be meeting in Fluvanna County on March 12th 2009 at 5 p.m. at the Lake Monticello Clubhouse
- ***Citizen Leadership Class*** – apprised the Board that the citizen leadership class will be presenting the results of their class projects on Tuesday March 24th 2009 at the Palmyra Firehouse; these projects include future government services, James River Water Project, Economic Development, and Pleasant Grove Master plan; also, the graduation ceremony for this class is scheduled for Monday March 30th 2009 at 5:30 at the Lake Monticello Clubhouse

PUBLIC COMMENTS #1

Chairman Moss opened the floor for the first round of public comments.

The following citizens addressed the Board with their concerns:

- Mr. Jacques Ruch, Rivanna District, addressed the Board regarding the James River Joint Water Authority; requested a referendum regarding the authority; asked the board to consider Aqua Virginia to provide the water
- Mr. Adrian Miller, Rivanna District, addressed the Board regarding the James River Joint Water Authority; economic growth; potential tax increase and asked the Board to delay any decision on the water authority

- Mrs. Judith Ruch, Rivanna District, addressed the Board and read an article from the Richmond Times Dispatch about cutting back construction plans in Henrico County
- Mr. Doug Johnson, Cunningham District, addressed the Board regarding political parties; the James River Joint Water Authority, conflicts of interest and requested a referendum regarding the authority
- Mr. Lou Kramer, Fluvanna County land owner, addressed the Board regarding the route of the proposed water line and indicated he could not support the water authority
- Mr. Dennis Holder, Columbia District, addressed the Board regarding his support of the water pipeline but requested a referendum on the water authority
- Ms. Faith Stewart, Cunningham District, Chairman of the Fluvanna Taxpayer Association, offered her assistance to the Board in any capacity to help get information out the citizens of Fluvanna County

With no one else wishing to speak, Chairman Moss closed the first round of public comments.

CONSENT AGENDA

The following items were pulled from the consent agenda:

- Minutes, February 18th 2009
- Resolution/Antioch Glen Subdivision

The following items were approved under the consent agenda:

MOTION:

Mr. Weaver moved to approve the consent agenda which consisted of:

- Minutes, February 4th 2009
- Minutes, February 11th 2009
- Supplemental Appropriation/Sheriff's Department (\$337.83)
- Supplemental Appropriation/Sheriff's Department (\$99.26)

Mr. Ott seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

Minutes February 18th 2009

Resolution/Antioch Glen Subdivision [VDOT road naming]

MOTION:

Mr. Weaver moved to approve the Minutes of February 18th 2009 as amended and the attached Resolution for Antioch Glen Subdivision with attached map. Mr. Ott seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

ACCOUNTS PAYABLE

Renee Hoover, Finance Director, addressed the Board regarding the accounts payable.

MOTION:

Mr. Weaver moved the Accounts Payable from December 30, 2008 through January 23, 2009 and Payroll for the month of December in the amount of \$2,053,339.33 be ratified. Mr. Ott seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

Fund 100	General Fund	\$ 669,606.19
Fund 120	Community Programs (Parks & Rec)	153.75
Fund 130	Landfill	10,255.24
Fund 202	Federal Grants	
Fund 204	State & Local Grants	
Fund 302	Capital Improvements	153,585.88
Fund 401	Debt Service	628,749.31
Fund 502	Utility Fund	36,149.82
Fund 505	Fork Union Sanitary District	18,611.12
<u>Payroll</u>		<u>536,228.02</u>
Total		\$ 2,053,339.33

PUBLIC HEARING

None

PRESENTATIONS:

MACAA [introduction and brief update on MACAA]

No one was present representing MACAA.

Development Activity Report

Mr. Bryant Phillips, Senior Planner, provided a PowerPoint presentation regarding the 2008 Development Activity Report (DAR). He indicated the Development Information Database (DID) had been improved with regard to how some development data was collected and reported. Subdivision and site plans are now only included in the DAR in the year they receive final approval; also how the site development plans are reported had been changed.

The Board **directed** staff provide an inventory of available lots that have not been built on; lots less than twenty (20) acres.

The Board **tasked** staff with adding to the Development Activity Report a listing of rezoning applications that have been denied.

The Board **tasked** staff to provide Public Utility Revenue pre-Tenaska and post-Tenaska.

The Board **tasked** staff to provide the local portion of commercial values and sales tax values since 2000.

Kents Store/Fork Union Fire House Concept

Mr. John Robins, Public Works Director, provided the Board with a PowerPoint presentation which included background information; pictures of the existing site for both Kents Store and Fork Union; design of the buildings; cost estimates for the traditional design versus the pre-engineering building; photos of both types of buildings; site locations and conditions; and road entrances. Mr. Robins also provided a comparison of alternatives and what the next steps were in order to proceed.

The Board **tasked** staff to provide a plan for a possible second floor on the proposed firehouses at Kents Store and Fork Union.

RECESS

The Board recessed at 4:28 p.m.

RECOVNENE

The Board reconvened at 4:39 p.m.

ACTION MATTERS

Library Alternative Energy Building

The Library Alternative Energy Project Committee has approved the design of the building and recommends approval of the contract. The design of the building has previously come before the Board with a grant in the amount of \$20,000 which was approved on August 6, 2008.

Mr. Curtis Putnam, Energy Technician introduced this issue.

MOTION:

Mr. Weaver moved to approve a contract with Historic Preservation and Restoration, Inc. to build a brick building to house the Library Alternative Energy Project for a total of \$18,550 to be paid from 4-302-94147; the County Administrator is authorized to sign a contract for the work in a form approved by the County Attorney. Mr. Ott seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Moss and Weaver. NAYS: None.

Consideration of Contract Sources for Water Supply Plan

This action will allow for Fluvanna County to execute a contract with Draper Aden for consulting services to develop a Water Supply Plan that will assess the county's portable drinking water needs for the next 30-50 years. This plan is required by the state and meets the criteria for a regional plan since it is in partnership with the Town of Columbia.

Mr. Darren Coffey, Director of Planning and Community Development, introduced this issue. Mrs. Cheryl Stephens of Draper Aden also addressed the Board to inform them of the work that goes into the plan, and the uses of the final product.

MOTION:

Mrs. Booker moved to authorize the County Administrator to execute a contract, after County Attorney approval as to form, with Draper Aden Associates to develop a water supply plan in an amount not to exceed \$51,100. The sources of funding consist of \$45,100 from the County and \$6,000 from a grant awarded by the Department of Environment Quality. And further move to approve the following associated fiscal actions: Supplemental Appropriation to accept the grant from DEQ:

Revenue: 3-100-024040-0036 \$6,000

Expense: 4-100-081610-3120 \$6,000

Transfer of County funding from Board of Supervisors Contingency to the Plan Development budget:

Contingency Fund: 4-100-91070-5850 (\$45,100)

Plan Development: 4-100-81610-3120 \$45,100.

Mr. Allbaugh seconded. The motion carried with a vote of 4-2. AYES: Booker, Gooch, Moss and Weaver. NAYS: Ott and Allbaugh.

Change in Scope for Pleasant Grove Project Funds

This is a request to revise the scope of work for the Pleasant Grove Project funds, to be used for the development of a Sports Park detailed master plan not to exceed \$30,000 and to authorize staff to negotiate with A. Morton Thomas and Associates, Inc for creation of this plan, with any unused funds from the project to be unencumbered and returned to the County Fund Balance.

Mr. Keith Meyerl, Parks and Recreation Director, introduced this issue.

CONCENSUS:

This request was deferred until the Parks and Recreation Director's replacement is hired.

Resolution opposing the removal of the VDOT Louisa Residency

The proposed resolution is in opposition to closing the Virginia Department of Transportation (VDOT) Louisa County Residency to consolidate it with the Charlottesville Residency. Removal would have a negative impact on the overall preparation and emergency response planning in Fluvanna County. The citizens in the region have unique concerns specific to rural areas with regard to development and preservation and deserve a VDOT residency that is familiar with and responsive to their unique and special concerns and requirements.

Mr. Marvin Moss, Chairman, Board of Supervisors, introduced this issue.

MOTION:

Mr. Gooch moved to adopt the attached resolution entitled, “Resolution Opposing the Removal of the Virginia Department of Transportation’s (VDOT) Louisa Residency” and direct staff to deliver an executed copy to Fluvanna’s elected officials in the General Assembly. Mr. Ott seconded. The motion carried with a vote of 5-1. AYES: Booker, Gooch, Ott, Moss and Weaver. NAYS: Allbaugh.

Use of County Seal by EDA

This is a request to allow the Fluvanna County Economic Development Authority (EDA) to place the Fluvanna County Seal on their business cards.

Ms. Shelly Wright, Assistant County Administrator, introduced this issue.

MOTION:

Mr. Ott moved to deny the Fluvanna County Economic Development Authority to use the Fluvanna County Seal on business cards. Mr. Weaver seconded. The motion carried with a vote of 5-1. AYES: Booker, Gooch, Ott, Moss and Weaver. NAYS: Allbaugh.

The Board **tasked** staff to develop a policy for the Use of the County Seal; also to develop a standard design for business cards to be used by Boards and Commissions.

OLD/NEW BUSINESS

The following items were discussed under Old/New Business:

- the status of uncompleted items at the Community Center
- goals regarding the fiscal framework concepts for the Comprehensive Plan
- communication with citizens at meetings
- information provided to the citizens
- pod casting the meetings

PUBLIC COMMENTS #2

Chairman Moss opened the floor for the second round of public comments.

With no one wishing to speak, Chairman Moss closed the second segment of public comments.

CLOSED MEETING

None

RECESS

The Board recessed to 6:00 p.m.

RECONVENE

The Board reconvened at 6:06 p.m.

EXTEND MEETING

MOTION:

Mr. Weaver moved to extend the meeting to 8:30 p.m. Mr. Gooch seconded. The motion carried with a vote of 4-0-2. AYES: Booker, Gooch, Weaver and Moss. NAYS: None. ABSENT: Allbaugh and Ott [both had stepped out of the room].

BUDGET WORK SESSION

Agency Presentations

The following agencies provided information and PowerPoint presentations regarding their organization:

- JABA, Cheryl Cooper, Chief Operating Officer
- CVSBDC, Nora Gillespie, Director
- JAUNT, Donna Shaunessy, Executive Director
- TJ Soil & Water, Alyson Sappington, District Manager
- CHIP, Judy Smith
- Piedmont Workforce Network, Heather Foor, Director and Nadine Armstrong, Manager of Rapid Response
- Piedmont Housing alliance, Shelley Murphy, Director
- Social Services, Susan Muir, Director

Supervisor Moss indicated the next budget work session was scheduled for March 11th 2009 at 6:00 p.m.

ADJOURN

MOTION:

At 8:17 p.m., Mr. Weaver moved to adjourn the meeting of Wednesday, March 4th 2009. Mr. Allbaugh seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

The Board of Supervisors of Fluvanna County, in regular meeting on the 4th day of March, 2009, adopted the following:

RESOLUTION

WHEREAS, the street(s) described on the attached VDOT form AM-4.3, fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Fluvanna County and the new subdivision street(s) described below currently serve forty-two homes cumulatively, have been constructed in accordance with approved plans and specifications, have been properly maintained and qualify for acceptance; and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached form AM-4.3 to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street requirements, after receiving a copy of this resolution and all outstanding fees and documents required of the developer, whichever occurs last in time:

Name of Street: Antioch Springs Lane, State Route number 1070
From: Route 761
To: 0.50 miles south east to the end of the cul-de-sac
Recordation Reference: PB 2 Page 117-121
Right of Way width (feet) = 50 feet

Name of Street: Glebe Lane, State Route 1071
From: Antioch Springs Lane
TO: 0.55 miles south to the end of the cul-de-sac
Recordation Reference: PB 2 Page 117-121
Right of Way width (feet) = 50 feet

Name of Street: Fallen Oak Way, State Route 1072
From: Antioch Springs Lane
TO: 0.11 miles north to the end of the cul-de-sac
Recordation Reference: PB 2 Page 117-121
Right of Way width (feet) = 50 feet

Name of Street: Blackberry Court, State Route 1073
From: Antioch Springs Lane
TO: 0.09 miles north to the end of the cul-de-sac
Recordation Reference: PB 2 Page 117-121
Right of Way width (feet) = 50 feet

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, and any necessary easements for cuts, fills and drainage; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

Recorded Vote

Moved By: Don Weaver

Seconded By: Gene Ott

Yeas: 6

Nays: 0

A Copy Teste:



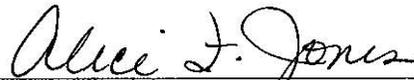
G. Cabell Lawton, IV, County Administrator

Certified copy of an original:

County of Fluvanna County
Commonwealth of Virginia

I certify this to be a complete, full, true and
exact reproduction of the original document.

Certified this 9th day of March 2009



Alice F. Jones, Notary

My commission expires: May 31st 2010

Report of Changes in the Secondary System of State Highways

▶ **Antioch Springs Lane, State Route Number 1070**

Old Route Number: 0

- From: Blackberry Court
To: 0.17 miles SE to end of cul de sac, a distance of: 0.17 miles.
Recordation Reference: PB 2 page 117-121
Right of Way width (feet) = 50 ft

▶ **Glebe Lane, State Route Number 1071**

Old Route Number: 0

- From: Antioch Springs Lane
To: 0.55 miles S to end of cul de sac, a distance of: 0.55 miles.
Recordation Reference: PB 2, page 117-121
Right of Way width (feet) = 50 ft

▶ **Fallen Oak Way, State Route Number 1072**

Old Route Number: 0

- From: Antioch Springs Lane
To: 0.11 miles N to end of cul de sac, a distance of: 0.11 miles.
Recordation Reference: PB 2, page 117-121
Right of Way width (feet) = 50 ft

▶ **Blackberry Court, State Route Number 1073**

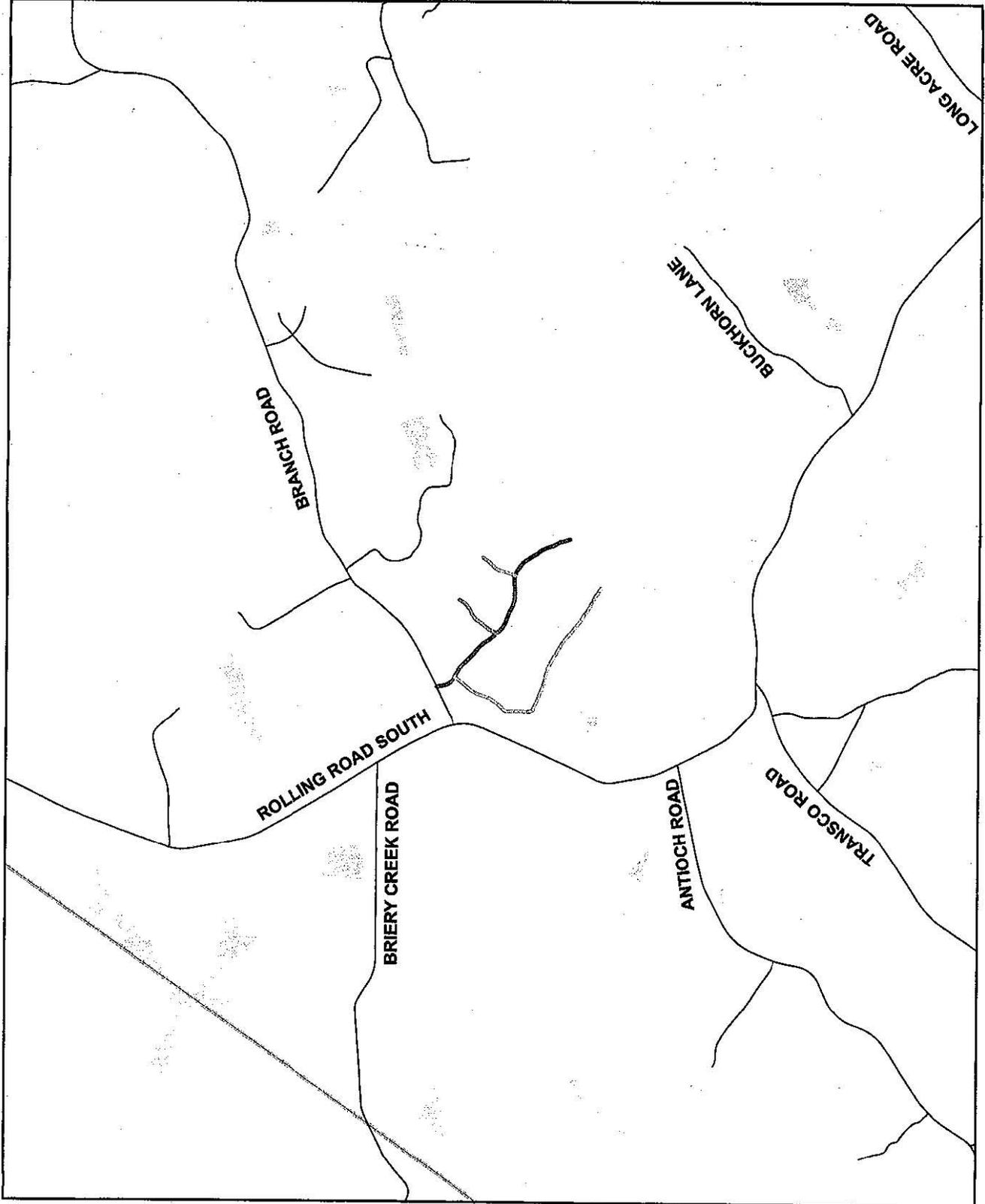
Old Route Number: 0

- From: Antioch Springs Lane
To: 0.09 miles N to end of cul de sac, a distance of: 0.09 miles.
Recordation Reference: PB 2, page 117-121
Right of Way width (feet) = 50 ft

Fluvanna County

Antioch Glen Subdivisio

- Antioch Springs Lane
- Blackberry Court
- Fallen Oak Way
- Glebe Lane





**BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia**

**RESOLUTION
OPPOSING THE REMOVAL OF THE VIRGINIA DEPARTMENT OF
TRANSPORTATION'S (VDOT) LOUISA RESIDENCY**

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, March 4, 2009, in Palmyra, Virginia, the following action was taken:

<u>Present</u>	<u>Vote</u>
Marvin F. Moss, Chairman	Yea
Charles W. Allbaugh, Vice-Chairman	Nay
Mozell H. Booker	Yea
John Y. Gooch	Yea
Gene F. Ott	Yea
Donald W. Weaver	Yea

On a motion by Mr. Gooch seconded by Mr. Ott and voted in the affirmative (5-1), the following resolution was adopted:

WHEREAS, the Virginia Department of Transportation's (VDOT) proposed closing of the Louisa County Residency to consolidate it with that of Charlottesville is an unwise and unwarranted move; and,

WHEREAS, over the years, the Louisa Residency has done a superb job attending to the transportation needs of Fluvanna County and the local residency program is vital to maintaining and improving the transportation infrastructure of Fluvanna County; and,

WHEREAS, the Board of Supervisors of Fluvanna County recognizes the constraints of the current fiscal situation in the Commonwealth, but does not believe that consolidating the residencies is in the long term interests of the citizens of the Commonwealth, VDOT or Fluvanna County; and,

WHEREAS, removal of the Louisa residency would have a negative impact on the overall preparation and emergency response planning in Fluvanna County and the surrounding region; and,

WHEREAS, the citizens in the region of the current Louisa residency have unique concerns specific to rural areas with regard to development and preservation that share little in common with major metropolitan areas; and,

WHEREAS, the citizens in this unique area and specifically in proximity to the Louisa residency are deserving of a VDOT residency that is familiar with and responsive to their unique and special concerns and requirements; and,

WHEREAS, the closure of the Louisa residency will have other significant negative impacts on Fluvanna County, its citizens and the surrounding region;

NOW, THEREFORE, BE IT RESOLVED that the Fluvanna County Board of Supervisors hereby strongly opposes the removal of the existing VDOT residency in Louisa County.

Marvin F. Moss, Chairman
Fluvanna County Board of Supervisors

