

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Courtroom
Fluvanna Courts Building
February 17th 2010
7:00 p.m.

MEMBERS PRESENT: Gene F. Ott, Chairman
Shaun V. Kenney, Vice-Chair
Mozell H. Booker
Joe Chesser
John Y. Gooch
Donald W. Weaver

ALSO PRESENT: Shelly H. Wright, Interim County Administrator
Frederick W. Payne, County Attorney
Shelly H. Wright, Assistant County Administrator
Darren Coffey, Planning Director
Renee Hoover, Finance Director
Crystal Besecker, Budget Analyst
Alice F. Jones, Clerk to the Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Ott called the regular meeting of February 17th 2010 to order at 7:00 p.m. in the Circuit Courtroom of the New Courts Building in Palmyra, Virginia and the Pledge of Allegiance was recited after which, Chairman Ott called for a moment of silence.

REPORTS

Mrs. Shelly H. Wright, Interim County Administrator, reported on the following topics:

- reminded the Board of its work session with the School Board to discuss the FY11 operational and capital budget requests on Saturday, February 20th at 9:00 a.m.
- apprised the Board that local, state and volunteer agencies mounted an amazing response to the recent winter storm even that resulted in widespread power outages lasting for as much as four (4) days in some areas of the County; some responding agencies included the Sheriff's Office, Fire, Rescue, E-911 Communications, Facilities, County Administration, VDOT, Department of Forestry, RACES/ARES, VA State Police, National Guard, VDEM and the Department of Social Services
- apprised the Board that according to the County's Personnel Policy, some non-exempt employees responding to the emergency in hours exceeding their regular hours will get compensatory time in lieu of overtime; however, due to the type of emergency work, it has been requested that non-exempt employees be paid for this work; this can be discussed under new business
- apprised the Board that the County's insurance provider, Southern Health, has informed the School Superintendent that they will be raising the rates by 24% next year; staff will be putting this out to bid and looking at plan design changes
- extended her congratulations to the Thomas Jefferson Health District for receiving an award from the Virginia Department of Health for vaccinating the greatest percentage of its population in the Commonwealth against H1N1
- apprised the Board that the Grants Administrator has drafted a memo that was sent to the Board regarding an appropriations request to Congressman Perriello to be considered; this should be taken up under New Business and has been posted to the website

PUBLIC COMMENTS #1

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

The following citizens addressed the Board with their concerns:

- Mr. Doug Johnson, Cunningham District, addressed the Board regarding the conveyance of the Fork Union Elementary School deed
- Ms. Claudia Thomas, Palmyra District, provided each of the Board members with a book to help them with the budget

- Mr. Sam Patterson, Palmyra District, addressed the board regarding debt service, economic conditions and financial solvency
- Mr. Jim Ehrman, Palmyra District, addressed the Board regarding a problem recurring black ice on South Boston Road
- Mr. Mel Sheridan, Columbia District, addressed the Board regarding road conditions during snow storms with the fire and rescue vehicles trying to traverse roads that are one of the last to be cleared in Kents Store

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

CONSENT AGENDA

The following items were approved under the consent agenda:

MOTION:

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

- Authorization to Accept the Conveyance of the Fork Union Elementary School Deed
- Confirmation of Declaration of Local Emergency on February 5th 2010

Mrs. Booker seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

ACCOUNTS PAYABLE

None

PUBLIC HEARING

Amended Budget Supplement for 2009 VPSA QSCB and Fork Union Firehouse

This is a request to increase the revenue and expenditure budget in the Capital Projects Fund for the Fork Union Firehouse.

Ms. Renee Hoover, Finance Director, introduced this issue to the Board.

Chairman Ott opened public hearing.

With no one wishing to speak, Chairman Ott closed the public hearing.

MOTION:

Mr. Chesser moved to approve the amended budget supplement of \$5,742,559 for the 2009 VPSA QSCB of \$5,420,000, accept the US Homeland Security grant of \$1,415,540 and appropriate the cash match from the General Fund – Fund Balance for the construction of the Fork Union Firehouse Station of \$322,559 in the following general ledger lines.

3-302-041040-0024	Proceeds from Indebtedness – HS Construction	\$5,420,000
4-302-095100-0001	Early Retirement of Indebtedness – 2007 Note	4,830,000
4-302-095200-9000	Other Financing – 2009 VPSA QCSB Discount	507,149
4-302-094100-3180	Cost of Issuance	82,851

3-100-041060-0001	Use of Fund Balance – General Fund	\$322,559
4-100-093100-0302	Transfer to Capital Fund	\$322,559

3-302-041050-41XX	Fork Union Firehouse Txfr from Gen Fund	\$322,559
4-302-094151-3175	Fork Union Fire Building	\$322,559

Mrs. Booker seconded. The motion carried with a vote of 6-0.

AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

Central Telephone Company of Virginia d/b/a/ Centurylink[request for granting a cable easement along Rt. 53]

This is a request for a perpetual easement to install, construct, operate, maintain, replace and remove underground cables and related facilities or structures as are reasonably necessary to exercise the rights granted to it herein, upon, over, through, under and along a parcel of land described.

Mrs. Shelly H. Wright, Interim County Administrator, addressed the board regarding this issue.

Chairman Ott opened the public hearing.

With no one wishing to speak, Chairman Ott closed the public hearing.

MOTION:

Mr. Gooch moved to grant the request for a cable easement to Central Telephone Company of Virginia *d/b/a/* Centurylink in order to install, construct, operate, maintain, replace and remove underground cables and related facilities or structures as are reasonably necessary upon, over, through, under and along Pleasant Grove, a parcel of land owned by Fluvanna County Office of Thomas Jefferson Parkway [Rt. 53] and authorize the Interim County Administrator to sign the agreement once it has been approved by the County Attorney. Mr. Kenney seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

CPA 09:02/Fluvanna County Comprehensive Plan Text Amendment

The 2009 Comprehensive Plan discusses operating within an approved fiscal framework and the importance of financial responsibility and sustainability. This amendment is necessary in order for the County to properly create a vision of financial sustainability, describe the current financial system, and prescribe a set of strategies to implement the vision and further implement the goals of the 2009 Comprehensive Plan. Mr. Darren Coffey, Planning Director, introduced this issue.

Chairman Ott opened the public hearing.

The following citizens addressed the Board regarding this issue:

- Ms. Elizabeth Franklin, Columbia District and FTA President, expressed strong support of this amendment
- Mr. Doug Johnson, Cunningham District, commended Ms. Franklin for writing the original amendment and voiced his support

With no one else wishing to speak, Chairman Ott closed the public hearing.

MOTION:

Mr. Weaver moved to approve CPA 09:02, a request for a Comprehensive Plan Amendment to add the proposed Financial Sustainability Chapter to the adopted 2009 Comprehensive Plan. Mr. Chesser seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

PRESENTATIONS:

Virginia Economic Development Partnership Presentation

Ms. Liz Povar, Director of Business Development for VEDP, provided a PowerPoint presentation on Economic Development. Ms. Povar indicated that Economic Development provides dollars for companies; dollars for citizens' quality of life and wealth creation; dollars for government needs and wants and services for citizens creating a better, stronger community. State and local economic developers look at different revenue streams, but economic development projects are revenue generators.

FY10 and FY111 GASB45/Other Post Employment Benefit Obligation

Ms. Renee Hoover, Finance Director introduced Mr. Dan Homan, Senior Consultant with BPSM – Wells Fargo. Mr. Homan proceeded to provide a PowerPoint presentation on GASB 45 pertaining to accounting for Retiree medical coverage. He reminded the Board that the County was required to implement new accounting standards for fiscal year ending June 30th 2009 and each year thereafter the County will need to “book” an expense for the plan, the Annual Required Contribution (ARC). Mr. Homan provided information for the current plan design; the implicit rate subsidy; changes from prior valuation; and valuation results at a discount rate of 4.00% and 7.50%.

The study calculated the present value of the future commitments that the County and Schools have made to their employees and the current year expense which accrues as active employees provide service; the unfunded liability is \$416,094; and the funded liability is \$261,840.

ACTION MATTERS

Authorize Request for Proposal (RFP) for Financial Advisory Services

This action would bring the County in compliance with the Debt management Policy 1-10.7.2.1 where a financial advisor shall be procured every five (5) years.

Ms. Renee Hoover, Finance Director, addressed the Board regarding this issue.

MOTION #1:

Mr. Weaver moved that in the case of the “Request for Proposal for Financial Advisory Services”, competitive sealed bidding is neither practicable nor fiscally advantageous to the public due to the fact that demonstrated relevant experience, knowledge, skills, and ability are key components to choosing the most appropriate vendor. Mr. Chesser seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

MOTION #2:

Mr. Weaver moved to authorize the issuance of the “Request for Proposal for Financial Advisor Services” as reviewed by the County Attorney. Mr. Chesser seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

Budget Supplement for Interest Earnings on the 2007 SNAP Proceeds

This action will utilize interest earned on SNAP accounts to pay school debt service in lieu of current year revenue or Fund Balance.

Ms. Renee Hoover, Finance Director, addressed the board regarding this issue.

MOTION:

Mrs. Booker moved to approve a budget supplement to the Capital Fund in the amount of \$302,697 to recognize interest earned from SNAP proceeds.

Budget Supplement to accommodate transfer to Debt Fund

3-302-015010-0003	2007 Series Note Interest Income	\$ 5,239
3-302-041060-0002	2007 Series Note	\$218,683
3-302-041060-0003	‘Old’ SNAP Funds	\$ 78,775

Mrs. Booker further moved the Board approve a transfer of the SNAP proceeds from the Capital Fund to the Debt Service Fund in the amount of \$302,697 to offset the use of revenue from the General Fund per the following general ledger accounts:

Transfer of Revenue budget

4-302-093100-0401	Transfer to the Debt Service Fund	\$302,697
4-401-041050-0100	Transfer from the General Fund	(\$302,697)
4-401-041050-0302	Transfer from the Capital Fund	\$302,697

Mr. Gooch seconded. The motion carried with a vote of 5-1. AYES: Booker, Chesser, Gooch, Kenney and Ott. NAYS: Weaver

OLD/NEW BUSINESS

Special Appropriations Request Submission to Congressman Perriello

There are two (2) projects that are the most likely to receive funding under the appropriations process: 1) Public Safety Radio System and 2) the FUSD source water.

MOTION:

Mrs. Booker moved the Board of Supervisors authorize submission of an appropriations request to Congressman Perriello requesting funding for a public safety radio system; also that the request be sent to Senators Warner and Webb. Mr. Gooch seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

Other items discussed:

- citizen conflict with Central Virginia Electric Co-op during the snow storm
- Supervisor Gooch wanted to go on record as not being in support of the letter that was sent to the SCC regarding the AquaVirginia rate increase

CLOSED MEETING

MOTION TO ENTER INTO A CLOSED MEETING:

At 9:45 p.m. Mr. Weaver moved the Fluvanna County Board of Supervisors enter into a closed meeting pursuant to the provisions of Section 2.2-3711 of the Code of Virginia, 1950, as amended, for the purpose of discussing actual and potential litigation and to confer with legal council concerning a specific legal matter. Mr. Gooch seconded. The motion carried by a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

MOTION TO EXIT A CLOSED MEETING & RECONVENE IN OPEN SESSION:

At 10:04 p.m., Mr. Weaver moved the closed meeting be adjourned and the Fluvanna County Board of Supervisors convene again in open session. Mrs. Booker seconded. The motion carried by a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

MOTION:

At 10:05 p.m. the following resolution was adopted by the Fluvanna County Board of Supervisors following a closed meeting held Wednesday, January 6th 2010 on motion of Mr. Weaver, seconded by Mr. Kenney and carried by the following vote: AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

“**BE IT RESOLVED** to the best of my knowledge (i) only public business matters lawfully exempted from open meeting requirements under Section 2.2-3711-A of the Code of Virginia, 1950, as amended, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting.”

FY11 BUDGET DISCUSSION WORK SESSION

Mrs. Shelly H. Wright, Interim County Administrator, provided a PowerPoint presentation on the FY11 Budget. This was an expenditure review which was originally scheduled for February 10th 2010. Items that were discussed were:

- General Assembly Update
- Where the Board left off on January 20th
- Funding Scenarios
- Expenditure Highlights
- Program Expansions
- Historical Comparison

In summary, Mrs. Wright indicated that for the Board to move forward, they needed to determine their priorities; determine strategies for making decisions; and look ahead toward the later cost of their decisions. The next budget work session is scheduled for February 24th 2010 at 7:00 p.m. in the Circuit Courtroom. This work session will be on Revenues.

EXTEND MEETING

MOTION:

At 10:58 p.m. Mr. Weaver moved to extend the meeting to 11:30 p.m. Mr. Kenney seconded. The motion was denied with a vote of 4-2. NAYS: Booker and Chesser.

PUBLIC COMMENTS #2

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

The following citizens addressed the Board:

- Mr. Mel Sheridan, Columbia District, requested the Board not hold their future work sessions in the former Board room [Mrs. Wright stated the future budget work sessions were being held in the Circuit Courtroom]
- Ms. Claudia Thomas, Columbia District, agreed with the Board that they had very tough decisions to make during the budget

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

ADJOURN

MOTION:

At 10:59 p.m., Mr. Kenney moved to adjourn the meeting of Wednesday, February 17th 2010 to Saturday, February 20th 2010 at 9:00 a.m. in the Circuit Courtroom for a joint work session with the School Board. Mr. Chesser seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

Gene F. Ott, Chairman

RECONVENE

CALL TO ORDER

At 9:00 a.m. Chairman Ott reconvened the meeting of February 17th 2010 on Saturday, February 20th 2010 for a joint work session with the School Board [the February 10th date was postponed due to the winter storm that hit the County].

Ms. Barbara Gibbons called the School Board work session to order and Dr. Smith proceeded with a roll call of its members.

MEMBERS PRESENT: Gene F. Ott, Chairman
Shaun V. Kenney, Vice-Chair
Mozell H. Booker
Joe Chesser
Donald W. Weaver

ALSO PRESENT: Shelly H. Wright, Interim County Administrator
Dr. Thomas Smith, School Superintendent
Alice F. Jones, Clerk to the Board of Supervisors

SCHOOL BOARD MEMBES PRESENT: Barbara Gibbons, Chairwoman
Bertha Armstrong, Vice-Chair
Doug Johnson
Tom Muir
Camilla Washington

MEMBERS ABSENT: John Gooch
Brian Phillips

DISCUSSION ITEMS

FY11 Budget

Chairman Ott opened up the budget discussion.

Mrs. Shelly H. Wright, Interim County Administrator, provided information to the Board of Supervisors and the Fluvanna County School Board members with an update of the FY11 budget shortfall and how the shortfall was achieved.

Presentation on Budget Status

Dr. Thomas Smith, School Superintendent, provided a PowerPoint presentation to both Boards on the 2009-2010 Budget Expenditure and Revenue Comparisons. Dr. Smith indicated that preliminary revenue estimates from the State show a shortfall of \$3,082,564. However, with proposed expenditure reductions and keeping the local revenue stable, the remaining shortfall could drop to \$948,681.

Detail of FY11 Domino Plan Funding Request

Due to School Board members leaving at 10:30 a.m., this item was postponed to a later date.

ADJOURN

At 10:30 a.m. Mr. Kenney moved to adjourn the work session of February 20th 2010, continued from February 17th 2010. Mr. Chesser seconded. The motion carried with a vote of 4-1-1. AYES: Booker, Chesser, Kenney and Ott. NAYS: Weaver. ABSENT: Gooch.

With majority consent, the School Board adjourned their meeting. NAYS: Johnson. ABSENT: Phillips.

Gene F. Ott, Chairman