

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Central Elementary School Auditorium
March 17th 2010
6:00 p.m.

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

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

ALSO PRESENT: Shelly H. Wright, Interim County Administrator
Frederick W. Payne, County Attorney
Dr. Thomas Smith, School Superintendent
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 March 17th 2010 to order at 6:00 p.m. in the Central Elementary School Auditorium in Palmyra, Virginia and the Pledge of Allegiance was recited after which, Chairman Ott called for a moment of silence.

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

SCHOOL BOARD BUDGET PRESENTATION

Dr. Thomas Smith, School Superintendent, provided the opening remarks to the Board of Supervisors regarding the FY11 school budget. He then turned the PowerPoint presentation over to Dr. Patty Culotta, Assistant Superintendent for Instruction, and she proceeded to provide information on accreditation, adequate yearly progress and other performance indicators based on data from 2008-09.

At the end of the School Board's budget presentation, Chairwoman Gibbons adjourned their meeting.

RECESS

At 6:49 p.m. the Board recessed to allow the School Board Members to leave the stage area.

RECONVENE

The Board reconvened their meeting.

REPORTS

Mr. Jamie Glass, VDOT Resident Administrator, provided the Board with a hand out depicting the current Secondary Six Year Plan and indicated there would be no new funding.

He also provided a listing of potential projects still in the project pool:

- 600 (Paynes Mill Rd.) from Rt. 250 to Rt. 633, Minor widening
- 633 (N. Boston Rd.) from Rt. 600 to Rt. 631, Minor widening
- 600 (Paynes Mill Rd.) from Rt. 633 to Rt. 616, Minor Widening
- 600 (S. Boston Rd.) from Rt. 616 to Rivanna River Bridge, Minor widening
- 631 (Troy Rd.) from Rt. 250 to Rt. 15, Minor widening
- 759 (Sunnyfield Land) from Rt. 250 to E.S.M., widen
- 609 (Hells Bend Rd.) from Rt. 615 to Rt. 606, widening, Rural Rustic

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

- reminded the Board that Friday, March 19th 2010 is the cut-off date for the Request for Proposals for the County's Financial Advisors; requested the Board appoint two (2) members to sit on that interview panel under New Business

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. Bert Flood, Palmyra District, indicated the Chamber of Commerce supports economic development and supports the budget request for the Economic Development Coordinator to become a full time position
- Mr. Bob Peake, Cunningham District, supports full funding for the schools and supports a tax rate increase
- Mr. Sam Patterson, Palmyra District, supports a County reassessment and no tax increase
- Mr. Mike Lawson, Palmyra District, apprised the Board of the over assessment of housing in Fluvanna County
- Mr. Minor Eager, Palmyra District, opposed to the building of the new high school; opposes a tax rate increase; suggested keep level funding
- Ms. Lori Hoffman, Rivanna District, supports full funding for the schools
- General John Jackson, Fork Union District, supports the Fork Union Sanitary District
- Mr. Mike Sheridan, Columbia District, supports full funding for the schools; addressed snow removal issues in the Kents Store area
- Erin Small, 7th grader, Rivanna District, addressed the Board regarding teacher cuts and supports full funding for the schools

- Ms. Jean DeMarco, Rivanna District, supports full funding for the schools but opposes a tax rate increase
 - Kevin Klinger, high school student, supports full funding for the schools
 - Lauren Tamari, student, Rivanna District, supports full funding for the schools
 - Mr. Brandon Henning, Rivanna District, supports full funding for the schools and supports a tax rate increase
 - Ms. Norma Hutner, Rivanna District, opposes a tax rate increase
 - Ms. Juliana Elliott, 7th grader, Middle School, supports full funding for the schools
 - Ms. Shirley Roundtree, Fork Union District, supports economic growth
 - Ms. Annie Thompson, senior at the high school, supports full funding for the schools
 - Ms. Linda Fletcher, Cunningham District, supports full funding of the schools and sees the necessity of a tax rate increase in order to accomplish the funding for the schools
 - Ms. Cheryl Edgerton, Rivanna District, supports full funding of the schools
- With no one else wishing to speak, Chairman Ott closed the first round of public comments.

BUDGET DISCUSSION

FY11 Budget Discussion, Recommendations and Authorization to Advertise

Mrs. Shelly H. Wright, Interim County Administrator, provided the Board with a PowerPoint presentation on the FY11 Budget. Mrs. Wright also mentioned that if the Board so chose to, they could change the location of the public hearing on April 14th 2010. She also reminded the Board that whatever rate they set will set the ceiling for the new tax rate. Mrs. Wright provided legislative updates, State funding changes, use of fund balance implications, replenishing the fund balance in FY12, provided a recap of a 50¢ to a 55¢ budget, and indicated the changes made since the March 10th 2010 work session.

Chairman Ott opened the floor up for Board of Supervisors discussion and proposals regarding the FY11 budget. Each Board member presented their thoughts and recommendations regarding the budget. Supervisors Booker and Gooch each wanted to fully fund the schools and add a tax rate increase so as not to force lay-offs or salary reductions. Supervisor Weaver did not want to use money from the fund balance and may agree to a couple pennies increase on the tax rate for debt service. Supervisor Chesser wanted to fully fund economic development and not force lay-offs or salary reductions; but would entertain a reduction in the school's budget. Chairman Ott would entertain a minimal tax rate increase but would insist on a reduction in the school's budget along with a reduction on the County's side of the budget. Supervisor Kenney gave a PowerPoint presentation with a tax rate increase of 15¢ that he said would cover many of the concerns of the supervisors and the citizens regarding the school debt along with other concerns.

After extensive discussion among the Board members, Supervisor Chesser suggested to move the budget work session to Thursday, March 18th 2010 to discuss in more detail. There was no second to his motion.

RECESS

At 9:39 p.m., the Board recessed.

RECONVENE

At 10:10, the Board reconvened.

Budget Discussion Continued

Budget discussion continued with remarks about Supervisor Kenney's proposal. Chairman Ott indicated he thought that six (6) cents was a fair number for a tax rate increase. Supervisor Booker indicated she still needed at least \$.58 with the schools fully funded and no lay-offs. Chairman Ott asked that the \$.50 budget tax rate slides be placed up on the screen for the Board to review.

MOTION:

Mr. Weaver moved to set the FY11 Budget Tax Rate at \$.50. Mr. Chesser seconded. The motion carried with a vote of 4-2. AYES: Chesser, Kenney, Weaver and Ott. NAYS: Booker and Gooch.

After additional Board discussion, the following motion was offered:

MOITON:

Mr. Chesser moved the Board authorize advertisement of the FY11 Budget, the Tax Rate and the Capital Improvement Plan (CIP) Public Hearings for April 14th 2010; the proposed budget amount for FY11 is \$59,108,685 and the advertised real property tax rate is \$0.50. Mr. Kenney seconded. The motion carried with a vote of 4-2. AYES: Chesser, Kenney, Weaver and Ott. NAYS: Booker and Gooch.

[NOTE: The tax rate was reconsidered towards the end of the meeting and additional action was taken.]

CONSENT AGENDA

The following items were approved under the consent agenda:

MOTION:

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

- Minutes of the Work Session on February 24th 2010
- Minutes, March 3rd 2010

Mr. Kenney 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

Ordinance/Amend Sections 9-2-2 and 9-2-4 of the County Code to increase the monthly charges for water consumption from, and the charges for availability and connection to, the public water supply system of the Fork Union Sanitary District

Mr. John Robins, Public Works Director, introduced this issue to the Board.

Chairman Ott opened the public hearing.

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

Board discussion ensued and the following motion was offered:

MOTION:

Mr. Weaver moved to amend the Sections 9-2-2 and 9-2-4 of the Fluvanna County Code regarding charges for water consumption and water availability as shown in the attached Ordinance (as amended) for a 15% increase. Mr. Chesser seconded. The motion failed with a vote of 3-3. AYES: Chesser, Weaver and Ott. NAYS: Booker, Gooch and Kenney.

MOTION:

Mr. Kenney moved to defer action on the FUSD rate increase to May 5th 2010. Mr. Weaver seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

EXTEND MEETING

MOTION:

At 10:55 p.m. Mr. Weaver moved to extend the meeting until 12:00 midnight. Mr. Kenney seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

AFD 09-02 Granite Hills Agricultural and Forestal District

The Fluvanna County Board of Supervisors has received an application for a withdrawal from the Granite Hills Agricultural and Forestal District. The District is located in the Columbia voting district and consists of approximately 911 acres. The District was renewed by the Board of Supervisors on July 1, 2009. The parcels proposed to be withdrawn total approximately 139.06 acres and consist of Tax Map Parcels 43-A-19 and 43-A-19B. The Granite Hills Agricultural and Forestal District is located in the Rural Preservation Planning Area.

Mr. Steve Tugwell, Planner, 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. Weaver moved to approve the proposed withdrawal of approximately 139.06 acres (consisting of Tax Map Parcels 43-A-19 and 43-A-19B) from the Granite Hills Agricultural and Forestal District with the understanding that it will be placed in conservation easement. Mr. Chesser seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

PRESENTATIONS:

VDOT Six Year Plan [for Fiscal Years 2010/11 through 2015/16 and the Secondary System Construction Budget for Fiscal Year 2010/11]

Mr. Jamie Glass, VDOT Resident Administrator, provided information on the VDOT Six Year Plan along with his monthly report. The public hearing for the Six Year Plan is to be scheduled for April 21st 2010.

ACTION MATTERS

Softball Concession Stand

The Fluvanna Girls Softball League Board of Directors request permission to build a new brick concession stand at Carysbrook. This request requires the use of staff time to act in the capacity of a General Contractor. This request is also to exempt this project from the zoning and site plan requirements due to proximity to JMH.

MOTION:

Mr. Gooch moved to authorize staff to act as the general contractor for the construction of the concession stand that is planned to be located at the Carysbrook softball field with the Fluvanna Girls Softball League Board of Directors responsible for all costs associated with this project, and also authorized them to connect to the existing sewer system at Carysbrook after approval by the Public Works Director; and moved to exempt this project from the zoning and site plan requirements. Mrs. Booker seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None

OLD BUSINESS

Water Committee Charter

Supervisor Chesser recommended a committee be formed to revisit the decision process and develop an alternative to supply water to Fluvanna County which in turn can then be recommended to the Board of Supervisors.

Mr. John Robins, Public Works Director, addressed the Board regarding this issue.

MOTION:

Mr. Kenney moved that the Fluvanna County Board of Supervisors form a Citizen Water Committee to guide the County in deciding what approach should be taken to provide water to Fluvanna County and to include the public in the decision process; the composition, scope and duration of this committee shall be established as described in the

Committee's Charter as amended (attached hereto). Mr. Chesser seconded. The motion carried with a vote of 4-2. AYES: Chesser, Kenney, Weaver and Ott. NAYS: Booker and Gooch.

Resolution/Honoring Eagle Scout Michael Anthony Warren

Mr. Warren has completed the requirements for the rank of Eagle Scout, and has been examined by an Eagle Scout Board of Review to award that rank. This is a significant achievement that deserves recognition by the County.

Mr. Darren Coffey, Planning Director, addressed the Board regarding this issue.

MOTION:

Mrs. Booker moved the Board of Supervisors approve the resolution [attached hereto] honoring Mr. Michael Anthony Warren's attainment of the rank of Eagle Scout which exemplifies the best aspects of both Scouting and good citizenship. Mr. Kenney seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

NEW BUSINESS

Financial Advisor RFP Committee

This topic was mentioned in Mrs. Wrights Administrator report to be discussed under New Business. The recommendation was made that two (2) Board of Supervisors members be a part of the RFP Committee to interview for the new Financial Advisor. With unanimous consent it was recommended that Supervisors Chesser and Weaver represent the Board on this committee.

CLOSED MEETING

None.

PUBLIC COMMENTS #2

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

The following citizens addressed the Board:

- Dr. Thomas Smith, Columbia District, expressed his deep concern regarding the \$.50 tax rate the Board adopted and indicated that their action took the schools local funding back to \$12 million.
- Ms. Elizabeth Franklin, Columbia District, addressed the Board as the FTA Chairman and clarified their position on a tax increase
- Mr. Tom Payne, Palmyra District, expressed his deep concern regarding the \$.50 tax rate the Board adopted
- Mr. Mike Sheridan, Columbia District, expressed his disappointment in the Board's decision to retain a \$.50 tax rate
- Ms. Karen Scott, Cunningham District, expressed her disappointment in the Board's decision to retain a \$.50 tax rate

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

BOARD COMMENT

Supervisor Booker requested the Board consider reopening the discussion regarding the budget tax rate.

MOTION:

Mrs. Booker moved to reopen the discussion on the budget tax rate.
Mr. Gooch seconded. The motion carried with a vote of 5-1. NAY:
Weaver.

Revised Tax Rate Recommendation

After additional Board discussion regarding the proposed tax rate, the following motion was offered:

MOTION:

Mr. Gooch moved the Board to authorize advertisement of the FY11 Budget, the Tax Rate and the Capital Improvement Plan (CIP) Public Hearings for April 14th 2010; the proposed budget amount for FY11 is \$61,195,806 and the advertised real property tax rate is \$0.56. Mr. Chesser seconded. The motion carried with a vote of 4-2. AYES: Booker, Chesser Gooch and Ott. NAYS: Kenney and Weaver.

ADJOURN

MOTION:

At 11:35 p.m., Mr. Gooch moved to adjourn the meeting of Wednesday, March 17th 2010. Mr. Kenney seconded. The motion carried with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Ott. NAYS: None.

Citizen Water Committee Charter

Date Received: 3/17/10	Project Name: Citizen Water Committee	Project Code: N/A
Sponsoring Organization: Fluvanna County	Sponsor: Joe Chesser	Project Manager: John Robins

Scope and Composition of the Committee:

<p>The overall purpose of this committee will include the following:</p> <ul style="list-style-type: none"> A.) To include the public in the decision process concerning water supply for the County; B.) To revisit the decision process and identify the objectives, alternatives and proposed solution; <p>The objectives assigned in previous Board of Supervisors' Meetings and directives include:</p> <ul style="list-style-type: none"> 1.) Provide a reliable source of water to the Fork Union Sanitary District; 2.) Provide water to the growth areas (as shown on the Comprehensive Plan) within the County; 3.) Provide water to the Schools in the County; 4.) Do not add any additional stress to the Rivanna River by using it as a long term source. <p>In addition, the following items could be added: develop a water system at the least cost to the citizen's of the County; provide water to those areas of the County that likely will have economic development; and minimize debt payments until the system can provide some amount of revenue to pay for the debt.</p> <p>The Water Committee shall be comprised of one Board member and four County staff - the County Administrator (or designee), the Public Works Director, the Planning Director, the Economic Development Director and the Fork Union Sanitary District Supervisor.</p> <p>In addition, citizens from the following organizations will be members of the committee. They will include the chairmen (or designee) of the Economic Development Commission (EDC), the Economic Development Authority (EDA), the Chamber of Commerce (Chamber), the Fork Union Sanitary District (FUSD), the Planning Commission (PC), Lake Monticello Owners' Association (LMOA), Fluvanna Friends of Rural Preservation (FFRP), and the Fluvanna Taxpayers Association (FTA).</p> <p>This list will include: Joe Chesser, Shelly Wright, John Robins, Darren Coffey, Vicki Karabinus, Willis Thomas, Stephen Scott, Sam Babbitt, Robert Flood, Scott Marshall, Leighton Cumming, Alan Batson, Dennis Holder, and Elizabeth Franklin.</p>
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Committee Deliverables

<p>The deliverable for this project is a recommendation for an approach to supply water to Fluvanna County presented in a report using existing documents and engineering work to develop it.</p> <p>Meetings that include the public to discuss the objectives, alternatives, selection process and the recommended alternative.</p> <p>Periodic updates to the Board of Supervisors.</p>
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Project Schedule and Budget

Anticipated Duration of Committee: Six (6) months	Forecasted Budget Impact: Staff time, and costs associated with advertisements and copies (\$1000)
Major Milestone Completion Times Establish Water Project Objectives – April/May 2010 Establish Water System Alternatives using information from existing reports – May/June 2010 Select an alternative that meets the objectives – June/July 2010 Note this is an aggressive timeline and is intended to meet the proposed July deadline for a decision on the water system.	Major Budget Milestones: Priorities = \$250 Alternatives = \$250 Selection Process = \$500
Additional Comments:	



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

RESOLUTION

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, March 17, 2010, in Palmyra, Virginia, the following action was taken:

<u>Present</u>	<u>Vote</u>
Gene F. Ott, Chairman	YEA
Shaun V. Kenney, Vice-Chairman	YEA
Mozell H. Booker	YEA
Joe H. Chesser	YEA
John Y. Gooch	YEA
Donald W. Weaver	YEA

On a motion by Mrs. Booker seconded by Mr. Kenney and carried by a vote of 6-0 the following resolution was adopted.

**RESOLUTION
Recognizing Michael Anthony Warren Award of Eagle Scout Status**

WHEREAS, all Scouts are to be trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent; and

WHEREAS, all Scouts take an oath to do their best; to do their duty to God and country; to obey Scout Law; to help other people at all times; and to stay physically strong, mentally awake and morally straight; and

WHEREAS, Michael Anthony Warren of Fluvanna County has completed all the rigid requirements for attaining the rank of Eagle Scout; and

WHEREAS, Troop 138 of the Boy Scouts of America will be honoring him at an Eagle Scout Court of Honor on May 23, 2010 at Sts. Peter and Paul Catholic Church from 3:00 – 7:00 p.m.; and

WHEREAS, he represents the best aspects of Scouting in its finest tradition;

NOW, THEREFORE BE IT RESOLVED that the Fluvanna County Board of Supervisors wishes to extend its warmest greetings and congratulations to Michael Anthony Warren for his significant achievement in attaining the rank of Eagle Scout.

Adopted this 17th day of March 2010
by the Fluvanna County Board of Supervisors

ATTEST:

Gene F. Ott, Chairman