

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Courtroom
Fluvanna Courts Building
February 2nd, 2011
2:00 p.m.

MEMBERS PRESENT: John Y. Gooch, Chairman
Shaun V. Kenney, Vice-Chairman
Joe Chesser
Donald W. Weaver
Mozell H. Booker
Chris S. Fairchild

MEMBERS ABSENT: None

ALSO PRESENT: Jay Scudder, County Administrator
Fred Payne, County Attorney
Renee Hoover, Finance Director
Darren K. Coffey, Planning Director
Mary L. Weaver, Clerk, Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Gooch called the regular meeting of February 2nd 2011 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 after which, Chairman Gooch called for a moment of silence.

REPORTS

Mr. Jay Scudder, County Administrator, reported on the following topics:

- ***Virginia Cooperative Extension Restructuring*** – reviewed with the Board a draft letter written to the Dean of Agricultural of Virginia Tech in support of not restructuring the Virginia Cooperative Extension offices.
- ***Health Insurance*** – apprised the Board of possible changes with health insurance.

PUBLIC COMMENTS #1

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

The following citizen addressed the Board:

- Melissa Markiewicz, Palmyra District – addressed the Board in support Steger Creek Subdivision Streets becoming state roadways

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

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 January 5th 2011

Mr. Chesser seconded. The motion carried with a vote of 3-0-2. AYES: Gooch, Weaver, and Chesser. NAYS: None. ABSTAINED: Booker and Fairchild
ABSENT: Kenney.

Mr. Kenney arrived at 2:06

ACCOUNTS PAYABLE

Renee Hoover, Finance Director, addressed the Board regarding the accounts payable. The Board requested Ms. Hoover to research the payment made to the Scottsville Volunteer Rescue Squad.

MOTION:

Mr. Kenney moved the Accounts Payable from December 23, 2010 through January 22, 2011 and payroll for the month of December 2010 in the amount of \$1,204,090.48 be ratified. Mr. Weaver seconded. The motion carried with a vote

of 6-0. AYES: Chesser, Gooch, Kenney, Booker, Fairchild and Weaver.
NAYS: None. ABSENT: None.

| | | |
|----------------|------------------------------|-------------------|
| Fund 100 | General Fund | \$ 540,586.26 |
| Fund 120 | Recreation | 902.87 |
| Fund 302 | Capital | 57,330.44 |
| Fund 401 | Debt Services | 33,036.57 |
| Fund 502 | Utility (Sewer) | 19,605.89 |
| Fund 505 | Fork Union Sanitary District | 17,949.31 |
| <u>Payroll</u> | | <u>534,679.14</u> |
| Total | | \$ 1,204,090.48 |

PUBLIC HEARING

None

PRESENTATIONS:

EMS Coverage and Needs

Mr. Leonard Bozza, EMS Committee Representative, provided the Board with information on current data and future improvement needs for the Fluvanna County Emergency Medical Services.

Ms. Booker left the meeting at 3:00 p.m. to attend the public comment hearing for Envoy of Fork Union regarding the addition of 60 beds. This expands the facility and demonstrates critical need before the State of Virginia Department of Public Health Board.

School Board Budget Presentation

Ms. Gena Keller, Superintendent and Ed Breslauer, Director of Finance, presented the Board with an overview of the current progress of their proposed FY12 School Budget and reviewed the priorities for Fluvanna County Schools. A Joint Work Session is scheduled for February 23, 2011 at 6:00p.m. in the Fluvanna County Circuit Court Room.

County Budget Presentation

Mr. Jay Scudder, County Administrator, presented the Board with a recommended FY12 Budget with changes and considerations behind it. Mr. Kenney mentioned that the Board needs to decide what their priorities are with the limited funds. Chairman Gooch asked the Board members to consider what their top three priorities would be and share them at the February 16, 2011 meeting.

2010 Development Activity Report

Mr. Darren K. Coffey, Planning Director, presented the Board with an overview of development activity during 2010 along with the long range projects that were planned and completed.

ACTION MATTERS

Resolutions for Steger Creek Subdivision

Mr. Darren K. Coffey, Planning Director, addressed the Board regarding two resolutions for Steger Creek Subdivision Streets to become State Roadways.

MOTION:

Mr. Kenney moved to approve the resolution for a surety amount of \$12,000.00 to expire on March 31, 2012, in order for Steger Creek Subdivision's two streets to be taken into the state roadway system. Further, I move to approve the resolution requesting that the Virginia Department of transportation accept Meade Lane and Naylor Lane into the Secondary System of State Highways. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Gooch, Weaver, Fairchild, Chesser and Kenney. NAYS: None. ABSENT: Booker.

Appointment of Boards, Commissions and Committees

Appointment/Audit Committee

MOTION:

Mr. Kenney moved to appoint Donald Weaver to the Audit Committee with a term to begin immediately and to terminate on December 31st 2011. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Community Policy Management Team

MOTION:

Mr. Chesser moved to appoint Mozell Booker to the Community Policy Management Team with a term to begin immediately and to terminate on December 31st 2011. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Piedmont Workforce Council

MOTION:

Mr. Chesser moved to appoint Shaun Kenney to the Piedmont Workforce Council with a term to begin immediately and to terminate on December 31st 2011. Mr. Fairchild seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Palmyra Wastewater Committee

MOTION:

Mr. Kenney moved to appoint Chris Fairchild to the Palmyra Wastewater Committee with a term to begin immediately and to terminate on December 31st 2011. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Thomas Jefferson Planning Economic Commission

MOTION:

Mr. Kenney moved to appoint Chris Fairchild to the Thomas Jefferson Planning Economic Commission with a term to begin immediately and to terminate on December 31st 2011. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Thomas Jefferson Planning District Commission (TJPDC)

MOTION:

Mr. Fairchild moved to appoint Keith Smith to the TJPDC Citizen Representative position with a term to begin immediately and to terminate on December 31st 2011, filling the unexpired term of Mr. Chris Fairchild. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

Appointment/Planning Commission

MOTION:

Mr. Fairchild moved to appoint Steven M. Nichols to the Planning Commission Rivanna District position with a term to begin immediately and to terminate on June 30th 2012, filling the unexpired term of Elizabeth Fortune, who has resigned. Mr. Chesser seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker.

OLD BUSINESS

Chairman asked for an update in reference to the concerns of SUP 10:04/Central Meadows. Mr. Darren K. Coffey, Planning Director, addressed the board that this is a legitimate business and this is a legal special use permit.

Mr. Chesser wanted to recognize that Fluvanna County has a lot of volunteers and their efforts are greatly appreciated.

NEW BUSINESS

None

PUBLIC COMMENTS #2

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

The following citizens addressed the Board:

- Mr. Scott Carpenter, Rivanna District, Elected President of the Fire and Rescue Association and Elected Vice-Chief for Lake Monticello Fire and Rescue – addressed the Board in reference to funding fire and safety services.

- Mr. Bob Leapold, Rivanna District, Chairman of the Electoral Board– addressed the Board regarding the redistricting of Fluvanna County.
- Mr. Dennis Holder, Kent Store – addressed the Board in reference to the definition of a Small Home Industry.

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

ADJOURN

MOTION:

At 5:01 p.m., Mr. Weaver moved to adjourn the meeting of Wednesday, February 2nd, 2011. Mr. Kenney seconded. The motion carried with a vote of 5-0. AYES: Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None. ABSENT: Booker

John Y. Gooch, Chairman

APPROVED

**BOARD OF SUPERVISORS
COUNTY OF FLUVANNA
RESOLUTION**

At a regular meeting of the Fluvanna County Board of Supervisors held in the Fluvanna County Courts Building at 7:00 p.m. on the February 2nd, 2011, in Palmyra, Virginia the following resolution was adopted by the Board of Supervisors:

| PRESENT | VOTE |
|-------------------------------------|--------|
| John Y. Gooch, Chairman..... | Yes |
| Shaun V. Kenney, Vice-Chairman..... | Yes |
| Mozell H. Booker..... | Absent |
| Chris Fairchild..... | Yes |
| Joe Chesser..... | Yes |
| Donald W. Weaver..... | Yes |

On the motion of Mr. Kenny, seconded by Mr. Chesser, which carried by a vote of 5-0, the following resolution was adopted:

**A RESOLUTION FOR A SURETY AMOUNT FOR STEGER CREEK
SUBDIVISION IN FLUVANNA, VIRGINIA**

WHEREAS, the Virginia Department of Transportation (VDOT) generated a punch list of items to be corrected in order to properly meet state specifications; and

WHEREAS, VDOT, Fluvanna County, and subdivision residents have worked together to resolve all items on the punch list and the subdivision streets are ready to be taken into the state road system; and

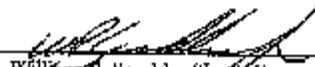
WHEREAS, the Fluvanna County Board of Supervisors will petition the Virginia Department of Transportation to begin the process for the road to be taken into the Secondary System of Highways in Fluvanna County, Virginia; and

WHEREAS, the Virginia Department of Transportation is requiring the County to agree to reimburse all costs incurred by the Virginia Department of Transportation to correct faults in workmanship or materials or both during the first year.

NOW, THEREFORE BE IT RESOLVED, by the Fluvanna County Board of Supervisors on February 2nd, 2011 that this Board hereby agrees to reimburse all costs incurred by VDOT to correct faults in workmanship, or materials, or both for the roads listed in the attached inventory of streets proposed for acceptance for maintenance as part of the VDOT maintained secondary system of state highways, up to but not more than \$12,000 until March 31, 2012.

BE IT YET FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

A Copy, test:


William P. Scudder, Jr., County Administrator

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COUNTY OF FLUVANNA
RESOLUTION**

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| PRESENT | YOTE |
|-------------------------------------|-------------|
| John Y. Gooch, Chairman..... | Yes |
| Shaun V. Kenney, Vice-Chairman..... | Yes |
| Mozell H. Booker..... | Abstn |
| Chris Fairchild..... | Yes |
| Joe Chesset..... | Yes |
| Donald W. Weaver..... | Yes |

On the motion of Mr. Kenny, seconded by Mr. Chesset, which carried by a vote of 5-0, the following resolution was adopted:

**RESOLUTION
Secondary Road Addition – Steger Creek Subdivision, Fluvanna County**

WHEREAS, the streets in Steger Creek Subdivision, as described on the attached Additions Form AM-43 dated February 2, 2011, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Fluvanna County, Virginia; and

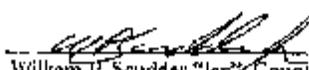
WHEREAS, the Residency Administrator for the Virginia Department of Transportation has advised the Board that the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE BE IT RESOLVED that the Fluvanna County Board of Supervisors requests the Virginia Department of Transportation to add the streets in Steger Creek Subdivision, as described on the attached Additions Form AM-43 dated February 2, 2011, to the secondary system of state highways, pursuant to §3.1-229, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, that the Board guarantees a clear and unrestricted right-of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

A Copy, to-wit:


William F. Scudder "Jay", County Administrator

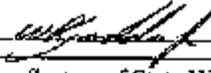
In the County of Fluvanna

By resolution of the governing body adopted February 2, 2011

The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee

Signed (County Official):



Report of Changes in the Secondary System of State Highways

Project/Subdivision Steger Creek Subdivision

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: New subdivision street

Pursuant to Code of Virginia Statute: §33.1-329

Street Name and/or Route Number

◆ Naylor Lane, State Route Number 1081

Old Route Number: 0

◆ From: Rte 800

To: 0.14 miles east to end of old rd sec, a distance of 0.14 miles.

Recordation Reference: PB 2, page 161

Right of Way width (feet) = 60 ft

Street Name and/or Route Number

◆ Meade Lane, State Route Number 1090

Old Route Number: 0

◆ From: Rte 815

To: 0.12 miles south to end cul de sac, a distance of 0.12 miles.

Recordation Reference: PB 2, page 168

Right of Way width (feet) = 30 ft