

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Court Room
July 3, 2013, 2:00 pm, Regular Meeting**

MEMBERS PRESENT: Shaun V. Kenney, Chairman
Bob Ullenbruch, Vice-Chairman
Donald W. Weaver
Mozell H. Booker
Joe Chesser

ALSO PRESENT: Steven M. Nichols, County Administrator
Fred Payne, County Attorney
Mary Weaver, Clerk to the Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Kenney called the meeting of Wednesday, July 3, 2013, to order at 2:00 p.m., in the Circuit Courtroom in Palmyra, Virginia; and the Pledge of Allegiance was recited, after which, Chairman Kenney called for a moment of silence.

COUNTY ADMINISTRATOR'S REPORT

Mr. Nichols reported on the following topics:

- VACO Conference 10-12 November 2013. Board members please let Mary Weaver know as soon as possible if you plan to attend so reservations can be confirmed.
- BBQ, Bands and Brews was a successful event.
- Water and Electrical Services Upgrades were made at Pleasant Grove.
- Summer Reading is going strong, over 200 people attending each session.
- Kudos to Public Works staff for supporting recent Primary Election.
- Gail Bruce completed her term on the Social Services Board and was honored at a reception at Social Services.
- Columbia Grant Status update - Community Development Block Grant (CDBG) was not approved on first submission, but received positive comments from Dept. of Housing and Community Development. Will resubmit at earliest opportunity.
- Ridge Road (Rt 632) has been reopened after new culvert and bridge construction.
- Reminder to sign up for FAN Mail to receive information on happenings in the county.
- Ongoing Project and Supervisors request updates.

Mr. Chesser inquired about the status of the E-911 updates. An update will be on the August 7, 2013 agenda by Sheriff Washington.

PUBLIC COMMENTS #1

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

- Carol Carr, Rivanna District – Spoke on behalf of the Fluvanna Leadership Development Program and announced a new program website that is linked to the county website. Online application now available for the next class.

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

PUBLIC HEARING

None

ACTION MATTERS

FY13 Fluvanna County Public Schools Supplemental Funding Requirement – Ms. Gena Keller, FCPS Superintendent, and Ms. Barbara Horlacher, Finance Director addressed the Board with this request regarding the state funding shortfall of \$499,323. Ms. Keller reviewed the lines and amounts that were cut by the state. Ms. Horlacher reviewed the lines from FY13 that the money could be transferred from.

MOTION:

Mrs. Booker moved to approve a transfer of \$449,323.00 to the FY13 Fluvanna County Public Schools budget with such funds to be realigned from the following areas:

FY13 OPEB	\$100,000
FY13 Personnel Contingency	\$ 30,000
FY13 Bonus Contingency	\$ 70,000
FY13 EMS Contract Services	\$ 80,000
FY13 Central Virginia Regional Jail	\$ 90,000
General Fund Balance	\$ 79,323.

Mr. Chesser seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

The amount drawn from the Fund Balance will decrease according to what funding the Schools have left over to apply to this shortfall.

Agreements with Virginia Department of Corrections (DOC) for Treated Water and Waste Water Treatment Services – Mr. Steve Nichols, County Administrator, addressed the Board with this request for DOC to provide Treated Water and Waste Water Treatment services to Fluvanna County. The Board discussed if seventy-five thousand (75,000) gallons per day would be enough. Ms. Horlacher, Finance Director discussed the type of bonds that would probably be used to fund the project if Board approval is granted to proceed in the future. Mr. Fred Payne, County Attorney, mentioned different revenue sources besides general obligation bonds that could be used.

MOTION:

Mr. Chesser moved to authorize the County Administrator to enter into agreements with the Virginia Department of Corrections (DOC) for DOC to Fluvanna County to provide a maximum daily flow of seventy-five thousand (75,000) gallons of Treated Water per day and to provide up to one hundred twenty-five thousand (125,000) gallons of Waste Water treatment per day. Mrs. Booker seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

Mr. Nichols reviewed the differences between the Department of Corrections proposal and the Aqua Virginia PPEA. Mr. Weaver questioned if the current Waste Water Treatment Center was expandable.

County Administrator Recommendation regarding the unsolicited PPEA proposal from Aqua Virginia, Inc., to "Provide Water Service and a Sewer Collection System to Zion Crossroads" – Mr. Steve Nichols, County Administrator, reviewed with the Board his recommendation of this proposal to proceed no further with this proposal and the reasons why. Mr. Fred Payne, County Attorney, explained to the Board these documents as currently presented, he would not approve unless ordered to by the Board.

MOTION:

Mr. Chesser moved to adopt a Resolution to move the "Unsolicited PPEA Proposal from Aqua Virginia, Inc., to Provide Water Service and a Sewer Collection System to Zion Crossroads" to Public Hearing on August 7, 2013. Mrs. Booker seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

The Board **directed staff** to reserve the high school auditorium for the August 7, 2013 meeting.

Code of Compliance Officer Change of Work Hours - Mr. Steve Nichols addressed the Board regarding this request to change the work hours of the Code Compliance Officer position. The Board discussed what duties the Code Compliance Officer would do with the extra hours.

MOTION:

Mr. Chesser moved to increase the hours of the Fluvanna County Code Compliance Officer position from 20 to 28 hours per week through December 31, 2013 at an increased salary cost of \$3,376.59. Mr. Ullenbruch seconded. The motion carried, with a vote of 3-2. AYES: Ullenbruch, Chesser and Weaver. NAYS: Kenney and Booker. ABSENT: None

PRESENTATIONS

County Building Utilities Costs Comparisons - Mr. Wayne Stephens, Public Works Director, reviewed with the Board a one year snapshot of the utility costs for county buildings. The Treasurer's Office and Library are the least expensive to operate and the most expensive to operate are the Performing Arts Center, Public Safety Building, and the Courts Building. Mr. Stephens discussed the future repairs of the buildings to be made and the potential savings.

Waste Water Treatment Plant Costs and Payments – Mr. Wayne Stephens, Public Works Director, reviewed with the Board the current usage, costs and payments of the Palmyra Waste Water Treatment Plant. Mr. Stephens does not foresee the plant ever breaking even with costs and payments.

High School Costs Summary and LEED Status/Costs – Ms. Barbra Horlacher, Finance Director reviewed with the Board the cost of the new high school in four different ways; total debt issued, actual expenditures, budget that the Board approved, and state numbers to build a high school in Virginia.

CONSENT AGENDA

Mr. Weaver asked for clarification about some items on the accounts payable. The following items were approved under the consent agenda:

MOTION:

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

- Minutes from June 19, 2013.
- Accounts Payable Report.
- FY13 Department of Social Services Share of the Cost Allocation Funds.
- Capital Reserve Maintenance Fund Request to Reconfigure Intercom and Telephone Communication Systems in Central Elementary and West Central Primary Schools.
- Capital Reserve Maintenance Fund Request to secure the Fluvanna County Public Schools Department of Technology's facilities in the Abrams Building.

Mr. Chesser seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENTS #2

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

- Mr. Jack Ruch, Rivanna District – addressed the Board in regards to listening to the hired staff recommendations about the Aqua Virginia PPEA proposal.
- Bill Sullivan, Columbia District – commended the Board for supporting the schools funding short fall and supported the need for Economic Development, but does not agree with the public hearing for the Aqua Virginia PPEA proposal.
- Mike Sheridan, Columbia District – addressed the Board in regards to verifying that the Department of Corrections actually has 75,000 gallons of water per day to supply the county.
- Dennis Holder, Columbia District – addressed the Board in regards to the public hearing for the Aqua Virginia PPEA proposal, feels it is unreasonable.
- Elizabeth Franklin, Columbia District – addressed the Board in regards to the public hearing for the Aqua Virginia PPEA proposal, feels it is a waste of time.
- Tony O’Brien, Rivanna District – addressed the Board in regards to moving forward with Economic Development, would like to see the various different plans for providing water.

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

Mr. Weaver explained to the public why he voted for the Aqua Virginia PPEA proposal public hearing. He wants the residents to have the opportunity to see the information and have their say.

CLOSED SESSION

None

ADJOURN

MOTION:

At 4:54 p.m., Mr. Weaver moved to adjourn the meeting of Wednesday, July 3, 2013. Mr. Ullenbruch seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Chesser, Ullenbruch and Weaver. NAYS: None. ABSENT: None.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Mary L. Weaver, Clerk

Shaun V. Kenney, Chairman