

**FLUVANNA COUNTY BOARD OF SUPERVISORS  
ORGANIZATIONAL MEETING AND REGULAR MEETING MINUTES  
Circuit Court Room  
January 07, 2015  
Regular Meeting 4:00 pm**

**MEMBERS PRESENT:** Mozell Booker, Fork Union District, Chairperson  
Bob Ullenbruch, Palmyra District, Vice-Chairperson  
Tony O'Brien, Rivanna District  
Mike Sheridan, Columbia District  
Donald W. Weaver, Cunningham District

**ALSO PRESENT:** Steven M. Nichols, County Administrator  
Fred Payne, County Attorney  
Kelly Belanger Harris, Clerk to the Board of Supervisors

**CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE**

Mr. Steven M. Nichols, County Administrator, called the annual Organizational Meeting of Wednesday, January 7, 2015, to order at 4:00 pm, in the Circuit Courtroom in Palmyra, Virginia. After the Pledge of Allegiance was recited, Mr. Nichols called for a moment of silence.

**2014 Organizational Meeting of the Fluvanna County Board of Supervisors**

Election of Chairperson - This action will elect a Chairperson to the Board of Supervisors for 2015. Mr. Steven M. Nichols, County Administrator, opened the floor for nominations for Chairperson.

Mr. Ullenbruch nominated Supervisor Booker, and it was seconded by Mr. O'Brien.  
VOTE COUNT: 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, & Weaver. NAY: None  
With a vote of 5-0, Supervisor Booker was elected Chairperson.

Chairperson Booker welcomed the supervisors to the first meeting of 2015.

Election of Vice-Chairperson - This action will elect a new Vice-Chairperson to the Board of Supervisors. Chairperson Booker opened the floor for nominations for Vice-Chairperson.

Mr. Weaver nominated Supervisor Ullenbruch, and it was seconded by Mr. Sheridan.  
VOTE COUNT: 5-0 AYE: Booker, Ullenbruch, O'Brien, Sheridan, & Weaver. NAY: None.  
With a vote of 5-0, Supervisor Ullenbruch was elected Vice-Chairperson.

Resolution Entitled "Organizational Meeting of the Fluvanna County Board of Supervisors 2015" - The Code of Virginia requires an annual organizational meeting of the Board of Supervisors for the election of officers and the conduct of such other business as to meeting times and dates.

**MOTION:**

Mr. Sheridan moved to adopt the resolution entitled "Organizational Meeting of the Fluvanna County Board of Supervisors 2015" which designates the location, day, and time of meetings.

Meeting Place:

Circuit Courtroom of the Fluvanna County Courts Building

Meeting Times:

Day Meetings begin at 4:00 p.m. and end at 8:00 p.m., unless extended;

Night Meetings begin at 7:00 p.m. and end at 11:00 p.m., unless extended;

When scheduled, Work Sessions begin at 4:00 p.m. prior to the evening meeting.

Mr. Ullenbruch seconded. The motion carried with a vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, & Weaver. NAY: None.

Selection of Dates for the Board Meetings - This action will adopt the Board of Supervisors 2015 Regular Meeting Calendar, as presented.

**MOTION:**

Mr. Ullenbruch moved to adopt the Board of Supervisors 2015 Regular Meeting Calendar as presented. Mr. Weaver seconded and the motion carried with a vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAY: None.

Adoption of Board By-Laws and Rules of Practice and Procedures - This action will adopt the Fluvanna County Board of Supervisors By-Laws and Rules of Practice and Procedures.

**MOTION:**

Mr. Ullenbruch moved to adopt the Fluvanna County Board of Supervisors By-Laws and Rules of Practice and Procedures. Mr. O'Brien seconded. The motion carried with a vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAY: None.

Special Presentation - Mr. Nichols presented Mrs. Booker with a Plaque recognizing Mrs. Booker for her service on the Board of the Virginia Association of Counties since 2012.

**ADOPTION OF AGENDA****MOTION**

Mr. O'Brien moved to accept the Agenda for the January 07, 2015, Regular Meeting of the Board of Supervisors. Mr. Ullenbruch seconded and the Agenda was adopted with a vote of 5-0. AYE: Booker, O'Brien, Sheridan, Ullenbruch, and Weaver. NAY: None.

**COUNTY ADMINISTRATOR'S REPORT**

Mr. Nichols reported on the following topics:

- Jason Smith, Parks & Recreation Director
  - Letter of Appreciation from the Virginia Recreation and Park Society (VRPS)
  - Served as Special Events and Activities Chair for the 60th Annual VRPS Conference
- New signs at Pleasant Grove Park
- Chamber Ribbon Cutting
  - Village Oaks Subdivision
  - Tuesday, January 13<sup>th</sup>, 10:00 am
- Bobby Popowicz and other regional economic development partners will be making a joint presentation to the Virginia Economic Development Partnership (VEDP) in Richmond, VA on February 6, 2015 to showcase the Region. Event brings awareness of the great location and workforce the region has to offer. Each county will have the opportunity to speak about their program and assets.
- Will present FY15 Budget Update and pending CIP Projects List at Jan 21st Work Session for Board review and discussion.
  - May need to delay or cancel some projects.
- The Board of Equalization BOE will meet for hearings with citizens starting in January: January 13, 15, 20, 22, & 27, at 10 am – 4 pm in the "BOE Building," the small brick building in front of the Commissioner of Revenue/Treasurer's office. More dates to be added as warranted.

**BOARD OF SUPERVISORS UPDATE**

*Ullenbruch*—Will attend the Jail Board meeting, January 8, 2015.

*Booker*—Interagency Meeting; Youth Advisory Council—afterschool program for middle-schoolers beginning in February; some transportation will be available for a fee.

**PUBLIC COMMENTS #1**

Chairperson Booker opened the first round of Public Comments.

- Scott Leake, staff member from Congressman Robert Hurt's office, wished to welcome the Board to a new year and commended the Board on its collegial behavior. Made brief comments on what is happening in Congress; noted ongoing budget issues on the national level, including sequestration. Reminded Supervisors that there will again be a local elected officials appreciation dinner in late March/early April with formal invitations to follow.
- Franklin Butler, 1535 Bybees Church Rd, addressed the Board with his concerns regarding his wish for the county to enact a barking dog ordinance. Mrs. Booker asked Mr. Nichols to speak to what has historically been considered in the County. Mr. Nichols noted that there is no Barking Dog Ordinance; Mr. Fred Payne noted that there is a legal remedy which can be found in Nuisance Law. Mr. Payne also noted that there is no ability to legislate good neighbors. Mr. Butler thanked the Board for listening.

With no one else wishing to speak, Chairperson Booker closed the first round of Public Comments.

**PUBLIC HEARINGS**

*None.*

**ACTION MATTERS**

*None.*

**PRESENTATIONS**

*Strategic Initiatives Update*, Dr. Jackie Meyers, highlighted several changes since her last update, including:

- Market Fluvanna, Gala Celebration, January 24, 2015 at the Fluvanna High School;
- Partnership with Piedmont Wine Country Partnership;
- First Annual Report is nearly complete;
- Planning Commission hopes to present a completed draft of the Comprehensive Plan to the Board of Supervisors in March 2015;
- Emergency Services Cost Recovery;
- Potential Meals Tax referendum;
- Business License discussions;

**CONSENT AGENDA**

The following items were approved under the Consent Agenda:

- Minutes of December 17, 2014 – Kelly Belanger Harris, Clerk to the Board
- CRM Request –Cunningham & Columbia Bus Radio Equipment Migration, Josh Gifford, IT Director
- CRM Request—Performing Arts Center (CORRECTION) - Wayne Stephens, Public Works Director/County Engineer
- CRM Request—Administration Building Gutters, Wayne Stephens, Public Works Director/County Engineer
- VDOT Secondary Street Acceptance Request—Forest Glen – Bobby Popowicz, Community Development Director

**MOTION**

Mr. Weaver moved to approve the items on the Consent Agenda for January 7, 2015. Mr. Ullenbruch seconded and the motion passed 5-0. AYES: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAYS: None. ABSENT: None.

**UNFINISHED BUSINESS**

Mr. Weaver asked if there is any documentation or supporting information about the budget being provided to Supervisors before the Budget Briefings, Work Sessions, or next Board Meeting. Mr. Nichols indicated that there are issues that need clarifying before he sends that information. Mr. O'Brien asked what the issues are. Mr. Nichols noted that continued Emergency Services, CSA, and the Regional Jail costs are impacting the budget process. The County Administrator and Finance Department will meet with individual Supervisors on January 20<sup>th</sup> for initial draft budget reviews.

**NEW BUSINESS**

None.

**PUBLIC COMMENTS #2**

Chair Booker opened the floor for the second round of public comments. With no one wishing to speak, Chair Booker closed the second round of public comments.

**CLOSED MEETING**

**MOTION TO ENTER INTO A CLOSED MEETING**

At 5:10pm, Mr. Weaver moved the Fluvanna County Board of Supervisors enter into a closed meeting, pursuant to the provisions of Section 2.2-3711 A.5 and Section 2.2-3711 A.6, of the Code of Virginia, 1950, as amended, for the purpose of discussing Prospective Industry and Investment of Funds. Mr. Sheridan seconded. The motion carried, with a vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAY: None. ABSENT: None.

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

At 5:56pm, Mr. Weaver moved that the Closed Meeting be adjourned and the Fluvanna County Board of Supervisors convene again in open session and "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." Mr. O'Brien seconded. The motion carried, with a roll call vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAY: None. ABSENT: None.

**ADJOURN**

**MOTION:**

At 5:57pm Mr. O'Brien moved to adjourn the meeting of Wednesday, January 7, 2014. Mr. Sheridan seconded and the motion carried with a vote of 5-0. AYE: Booker, Ullenbruch, O'Brien, Sheridan, and Weaver. NAY: None. ABSENT: None.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Kelly Belanger Harris  
Clerk to the Board

\_\_\_\_\_  
Mozell H. Booker  
Chairperson