

AGENDA
FLUVANNA COUNTY BOARD OF SUPERVISORS
Regular Meeting
Circuit Courtroom
Fluvanna Courts Building
July 20th 2011
7:00 p.m.

1-CALL TO ORDER, PLEDGE OF ALLEGIANCE, MOMENT OF SILENCE

2-REPORTS

Jay Scudder, County Administrator

3-PUBLIC COMMENTS #1 (5 minutes each)

4-CONSENT AGENDA

- TAB B Minutes of July 6th, 2011 – Mary Weaver, Clerk to the Board of Supervisors
TAB C Region Ten FY-2012 Performance Contract – Jay Scudder, County Administrator
TAB D Rural Rustic Roads/Routes 675, 636, 709, and 635 [Old Driver Hill Road, Garden Lane, Martin Lane, and Cannery Lane] – Jay Scudder, County Administrator
TAB E Authorization to submit DCJS grant for the Sheriff's Office – Pat Groot, Grants Administration
TAB F Accept DCJS grant award for Sheriff's Office – Pat Groot, Grants Administrator

5-ACCOUNTS PAYABLE

None

6-PUBLIC HEARING

- TAB G ZMP 11:01 – Fluvanna County – I-1 to A-1, and I-1 to I-1[An ordinance to amend the Fluvanna County Zoning Map with respect to 10.339 acres of Tax Map 12, Section 18, Parcels 1, 2, and 3 to rezone the same from I-1, Industrial, Limited to A-1, Agricultural, General; and 52.859 acres of Tax Map 12-18-4 and Tax Map 12-17-C to rezone the same from I-1, Industrial, Limited to I-1, Industrial, Limited. The affected properties are located off of Route 696 (Deerfield Road), south of Route 607 (Bybee Road) approximately 0.70 miles east of Route 613 (Bybees Church Road). The properties are located in the Columbia Election District and are within the Zion Crossroads Community Planning Area.] – Steven Tugwell, Planner
- TAB H Alcohol Ordinance – proposed ordinance amendment concerning the sale, distribution, consumption and possession of alcoholic beverages on county property, with certain exceptions – Dwight Godwin, Parks and Recreation Director

7-PRESENTATIONS (normally not to exceed 10-minute limitation)

- TAB I Resolution from the FUSD Advisory Board for Improvements to the FUSD System – Alan Batson, FUSD Advisory Board Chairman

8-ACTION MATTERS

- TAB J Radio System Improvements (Narrow Banding) – John Robins, Director of Public Works
TAB K Budget Supplement for Jaunt – Donna Shaunesey, Executive Director of JAUNT
TAB L Appointment/Fluvanna Transportation Safety Commission – Rivanna District – Mary L. Weaver, Clerk to the Board of Supervisors
TAB M Appointment/Library Board of Trustees – Rivanna District – Mary L. Weaver, Clerk to the Board of Supervisors

9-OLD BUSINESS

10-NEW BUSINESS

*For the Hearing-Impaired – there is a listening device available upon request.. TTY access number is 711 to make arrangements.
For persons with Disabilities – if you have special needs, please call the County Administrator's Office at 591-1910 and relay your request.*

11-PUBLIC COMMENT #2 (5 minutes each)

12-CLOSED MEETING

13-ADJOURN

Pledge of Allegiance

I pledge allegiance to the flag
of the United States of America
and to the Republic for which it stands,
one nation, under God, indivisible,
with liberty and justice for all.

**FLUVANNA COUNTY BOARD OF SUPERVISORS
PUBLIC HEARING RULES OF PROCEDURE**

1) PURPOSE

The purpose of a public hearing is to receive testimony from the public on certain resolutions, ordinances or amendments prior to taking action. A hearing is not a dialogue or debate. Its express purpose is to receive additional facts, comments and opinion on subject items.

2) SPEAKERS

- Speakers should approach the lectern so they may be visible and audible to the Board.
- Each speaker should clearly state his/her name and address.
- All comments should be directed to the Board.
- All questions should be directed to the Chairman. Members of the Board are not expected to respond to questions, and response to questions shall be made at the Chairman's discretion. Speakers are encouraged to contact staff regarding unresolved concerns or to receive additional information.
- Speakers with questions are encouraged to call County staff prior to the public hearing.
- Speakers should be brief and avoid repetition of previously presented comments.

3) ACTION

At the conclusion of the public hearing on each item, the Chairman will close the public hearing. The Board will proceed with its deliberation and will act on or formally postpone action on such item prior to proceeding to other agenda items. Further public comment after the public hearing has been closed generally will not be permitted.

ORDER

1. It shall be the duty of the Chairman to maintain order and decorum at meetings. The Chairman shall speak to points of order in preference to all other members.
2. In maintaining decorum and propriety of conduct, the Chairman shall not be challenged and no debate shall be allowed until after the Chairman declares that order has been restored. In the event the Board wishes to debate the matter of the disorder or the bringing of order; the regular business may be suspended by vote of the Board to discuss the matter.
3. No member or citizen shall be allowed to use abusive language, excessive noise, or in any way incite persons to use such tactics. The Chairman and/or the County Administrator shall be the judge of such breaches, however, the Board may vote to overrule both.
4. When a person engages in such breaches, the Chairman shall order the person's removal from the building, or may order the person to stand silent, or may, if necessary, order the person removed from the County property.

MOTION: I move the regular meeting minutes of the Fluvanna County Board of Supervisors for Wednesday, July 6th, 2011 be adopted.

AGENDA **BOARD OF SUPERVISORS** **DATE: July 20th, 2011**

SUBJECT: Adoption of the Fluvanna County Board of Supervisors regular meeting minutes.

RECOMMENDATION: Approval

TIMING: Routine

FISCAL IMPLICATIONS: None

POLICY IMPLICATIONS: None

DISCUSSION: None

LEGISLATIVE HISTORY: None

Staff: Mary L. Weaver, Clerk to the Board of Supervisors

Copy:

County Administrator's Use Only

Comments:

Jay Scudder, County Administrator

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Courtroom
Fluvanna Courts Building
July 6th, 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

ALSO PRESENT: Jay Scudder, County Administrator
Fred Payne, County Attorney
Barbara Wall-Magee, Human Resources Manager
Darren K. Coffey, Director of Planning
Mary L. Weaver, Clerk, Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Gooch called the meeting of July 6th, 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

Ms. Karen Kilby, VDOT Programming & Investment Management Director, provided the board with an update on the following VDOT projects:

- *Rural Rustic Road Projects* – resolutions will be presented to the Board on July 20th, 2011 for Old Drivers Hill Road, Garden Lane, Martin Lane and Cannery Lane, to be rural rustic roads.
- *Traffic Study* – for Route 15 is underway.
- *Turkeysag Project* – LMOA has concerns with traffic configuration, looking at a December advertisement.
- *Intersection Rt 15 & Rt 53 Roundabout* - \$550,000.00 in Revenue Sharing Funds received for project.

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

- *Water Committee* – met with Aqua Virginia and discussed ways to get water and sewer to Zion Crossroads.
- *Trash on Roadways* – this past month a cleanup was held and 1433 trash bags and other miscellaneous items were collected. The litter grant was used to fund this.

PUBLIC COMMENTS #1

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

- Tom Muir, Palmyra District – addressed the Board in regards to redistricting, please to what is best for the county.

- Jerry Passer, Rivanna District – addressed the Board in reference to the Capital Improvement Plan.
- Sam Patterson, Palmyra District – addressed the Board in reference to financial consequences.

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:

Mrs. Booker moved to approve the consent agenda with corrections to minutes, which consisted of:

- Minutes of June 15th, 2011.
- County Attorney Contract renewal.
- Resolution Updating the Fluvanna County Pay and Classification Plan

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

ACCOUNTS PAYABLE

Renee Hoover, Finance Director, addressed the Board regarding the accounts payable.

After some discussion the following motion was made:

MOTION:

Mr. Weaver moved that the Accounts Payable from May 25th, 2011, through June 24th, 2011, and payroll for the month of May, 2011, in the amount of \$1,156,530.35, be ratified. Mrs. Booker seconded. The motion carried with a vote of 6-0. AYES: Gooch, Weaver, Booker, Kenney, Fairchild and Chesser. NAYS: None. ABSENT: None.

Fund 100	General Fund	\$ 513,749.20
Fund 105	Social Services	32,508.59
Fund 120	Recreation	2,011.73
Fund 202	Federal Grants	1,229.42
Fund 302	Capital	228,397.77
Fund 401	Debt	350.00
Fund 502	Utility (Sewer)	3,702.43
Fund 505	Fork Union Sanitary District	8,514.67
<u>Payroll</u>		<u>366,066.54</u>
Total		\$ 1,156,530.35

PUBLIC HEARING

Ordinance that gives the Board of Supervisors the Authority to Pay a Monetary Bonus to County Officers and Employees – Mrs. Barbara Wall-Magee, Human Resources Manager, reviewed with the Board the reasons for this ordinance.

Chairman Gooch opened the public hearing.

- Jerry Passer, Rivanna District – addressed the Board in support of the bonus ordinance when the need is justified.
- Sam Patterson, Palmyra District – addressed the Board opposed to the bonus ordinance.
- Dennis Holder, Kent Store – addressed the Board opposed to the bonus ordinance.

- Elizabeth Franklin, Kents Store – addressed the Board opposed to the bonus ordinance.
 - Tom Payne, Palmyra District – addressed the Board in support of the bonus ordinance.
- With no one else wishing to speak, Chairman Gooch closed the public hearing.

Discussion – Mr. Weaver and Mr. Fairchild expressed their concerns and opposition to this request. Mr. Kenney, Mr. Gooch and Mr. Chesser shared their reasons for supporting for this request.

MOTION:

Mrs. Booker moved that the Board of Supervisors adopt the ordinance entitled “An Ordinance to Amend the Fluvanna county Code by the Addition in Chapter 2 of an Article 8, Section 2-8, Concerning Payment of Compensation of County Officers, Employees and Agents”. Mr. Chesser seconded. The motion carried, with a vote of 4-2. AYES: Gooch, Chesser, Booker and Kenney. NAYS: Weaver and Fairchild. ABSENT: None.

Redistricting to Five Districts – To receive comments on the proposed ordinance amendment to Chapter 2, Article 2 of the Fluvanna County Code in Chapter 2, Article 2, Sections 2-2-3, 2-2-4, and 2-2-6 concerning reapportionment of election districts; creation of certain new districts; and the establishment of certain new precincts.

Mr. Darren Coffey, Director of Planning, reviewed with the Board the five district map that was advertised for public hearing.

Chairman Gooch opened the public hearing.

- Jerry Passer, Rivanna District – addressed the Board in opposition to a five district scenario.
- Cliff Altschull, Rivanna District – addressed the Board in opposition to a five district scenario.
- Barry Bibb, Cunningham District – addressed the Board in opposition to a five district scenario.
- Adrian Miller, Rivanna District – addressed the Board in opposition to a five district scenario.
- Sam Patterson, Palmyra District – addressed the Board in opposition to a five district scenario.
- Marvin Moss – Cunningham District – addressed the Board in support of a five district scenario.
- Elizabeth Franklin, Columbia District – addressed the Board in opposition to a five district scenario.
- Jerry Padget, Columbia District – addressed the Board in opposition to a five district scenario.
- Len Gardner, Rivanna District – addressed the Board in support of a five district scenario.
- Bob Leapolt, Rivanna District – addressed the Board in opposition to a five district scenario.
- Frances Shutts, Palmyra District – addressed the Board in regards to not listening to the invective and doing what’s best for the county.
- Tom Payne, Palmyra District – addressed the Board in support of a five district scenario.
- Norma Hutner, Rivanna District – addressed the Board in opposition to a five district scenario.

- Janice O'Malley, Fork Union District – addressed the Board in opposition to a five district scenario.
- Dennis Holder, Kents Store – addressed the Board in opposition to a five district scenario.

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

Mr. Fred Payne, County Attorney, addressed the legal issues that were brought up during the public hearing. After some extensive discussion the following motion was made:

MOTION:

Mrs. Booker moved that the Fluvanna County Board of Supervisors approve the amended redistricting ordinance reapportioning its electoral districts consistent with its decennial redistricting mandate. Further, move to forward these proposed changes to the County Attorney for prompt submission to the Department of Justice. Mr. Chesser seconded. The motion carried, with a vote of 4-2. AYES: Gooch, Chesser, Booker and Kenney. NAYS: Weaver and Fairchild. ABSENT: None.

PRESENTATIONS:

None

ACTION MATTERS

Reassessment of Real Property

Mr. Jay Scudder, County Administrator, addressed the Board in regards to advertising for Request for Proposals to conduct the general reassessment, starting no later than October 1, 2011.

MOTION:

Mr. Kenney moved that the Board of Supervisors direct staff to advertise a Request for Proposals in order to conduct a reassessment of real property, to be effective January 1, 2013. Mr. Weaver seconded. The motion carried, with a vote of 6-0. AYES: Gooch, Weaver, Chesser, Booker, Fairchild and Kenney. NAYS: None. ABSENT: None.

OLD BUSINESS

None

NEW BUSINESS

- *Organizational Sign* – Mrs. Booker inquired about the status of a sign for the County with all the organizational symbols.
- *Discussion* – Mr. Kenney expressed his concern in regards to the current political tone of the County.

PUBLIC COMMENTS #2

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

- Dennis Holder, Kents Store – addressed the Board in regards to what a county needs vs. wants.

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

EXTEND MEETING

MOTION:

Mr. Chesser moved to extend the Board of Supervisors meeting to 10:00 p.m.. Mr. Weaver seconded. The motion carried, with a vote of 6-0. AYES: Booker, Chesser, Gooch, Kenney, Weaver and Fairchild. NAYS: None.

RECESS

The Board recessed at 5:37 p.m. for dinner.

RECONVENE

The Board reconvened at 6:14 p.m. to begin the retreat.

FIVE-YEAR FORECAST REVIEW

Mr. Steve Jacobs, Managing Director of the Richmond office and Director of Consulting Services for Robinson, Farmer, Cox Associates, reviewed with the Board the five-year forecast. The Board had an extensive discussion on the future budget and expenses. A work session will be held on August 17th, 2011 at 3:00p.m., with Mr. Jacobs, to continue discussion of the Financial Forecast. Staff was directed to present a list of mandated items for the Board to review, prior to the work session.

REVIEW OF ESTABLISHED VISION & GOALS

Mr. Steve Williams, TJPDC Executive Director, discussed with the Board the prior and future goals for the County. The following topics were discussed:

- Communications, Emergency Services
- Economic Development
- Work Force Development
- Education
- Keeping Tax Rate Affordable (finance & budgeting)
- Future Needs
- Affordable Housing
- Key Infrastructure
- Rural Preservation

ADJOURN

MOTION:

At 9:05 p.m., Mr. Chesser moved to adjourn the meeting of Wednesday, July 6th, 2011. Mr. Weaver seconded. The motion carried, with a vote of 6-0. AYES: Chesser, Gooch, Kenney, Booker, Weaver and Fairchild. NAYS: None. ABSENT: None

**AN ORDINANCE TO AMEND THE FLUVANNA COUNTY CODE BY THE ADDITION
IN CHAPTER 2 OF AN ARTICLE 8, SECTION 2-8, CONCERNING PAYMENT OF
COMPENSATION OF COUNTY OFFICERS, EMPLOYEES AND AGENTS**

BE IT ORDAINED BY THE FLUVANNA BOARD OF SUPERVISORS, pursuant to Virginia Code Sections 15.2-1500 and -1508, that the County Code be, and it is hereby, amended, in Chapter 2, by the addition of an Article 8, Section 2-8, which is hereby enacted as follows:

ARTICLE 8. Compensation of Employees, Officers, Agents

Sec. 2-8. Compensation of county officers, employees and agents.

Except as otherwise provided by law, all officers, employees and agents of the County shall receive as compensation for their services such sums as may be appropriated therefore in the annual budget as the same may be amended from time to time, in accordance with the terms of the pay plan as in effect or with the terms of any contract in the case of persons serving under contract with the County. In addition to such compensation, monetary bonuses to county officers and employees are authorized and may be paid, from time to time, as authorized by the Board of Supervisors.

**AN ORDINANCE TO AMEND AND REENACT THE FLUVANNA COUNTY CODE IN
CHAPTER 2, ARTICLE 2, SECTIONS 2-2-3, 2-2-4, AND 2-2-6 CONCERNING
REAPPORTIONMENT OF ELECTION DISTRICTS**

BE IT ORDAINED BY THE FLUVANNA BOARD OF SUPERVISORS, as follows:

- (1) That the County Code be, and it is hereby, amended and reenacted, in Chapter 2, Article 2, Sections 2-2-3, 2-2-4, and 2-2-6, as follows:

Article 2. Election Districts.

Sec. 2-2-1. Created and established.

Pursuant to authority contained in Title 24.2, Ch. 3, Article 2.1, Sections 24.2-304.1, *ff.*, and Title 24.2, Ch. 3, Article 3, Sections 24.2-305, *ff.*, of the Code of Virginia, the election districts and their respective polling places for the county are hereby created and established as set forth in this article. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

Sec. 2-2-2. Magisterial districts unaffected by article; representation to be by election district.

The magisterial districts of the county, with boundary lines and names thereof respectively as constituted and known on the day before the ordinance from which this article derives took effect, shall remain the same, but representation on the governing body shall be by election districts described in this article. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

Sec. 2-2-3. Districts enumerated; populations and polling places; precincts.¹

(a) The election districts, with populations and polling places set forth, are as follows:

<i>Name</i>	<i>Population</i>	<i>Polling Place</i>
Palmyra	3467 5355	Palmyra Fire House ²
Columbia	3255 5187	Kent's Store Agricultural Recreation Center ³
Fork Union	3204 4650	Fluvanna County Community Center
Cunningham	3373 5229	Antioch Baptist Church ⁴
Rivanna	6749 5270	Lake Monticello Fire & Rescue Building Lake Monticello Clubhouse

¹ For state law as to central absentee voter precinct, see Code of Va., § 24.2-712.

² Change in Palmyra polling place was adopted 11-15-06; federal preclearance was obtained 1-29-07.

³ Change in Columbia polling place was adopted 6-15-05; federal preclearance was obtained 9-2-05.

⁴ Change in Cunningham polling place was adopted 7-18-07; federal preclearance was obtained 9-3-07.

(b) Precincts shall be known by their respective polling places and shall be coterminous with the respective electoral districts, ~~except that, for the Rivanna District, there shall be two precincts, as follows:~~

~~(1) Lake Monticello Fire and Rescue Precinct shall be that portion of the Rivanna District southerly from a line running from the intersection of Jefferson Drive and South Bearwood Drive; thence along South Bearwood Drive in a northerly direction to the intersection of South Bearwood Drive and Kingswood Road; thence along Kingswood Road to its terminus and continuing in a direct line easterly to the center of Lake Monticello; thence along the center of Lake Monticello in an easterly direction to a direct line, the northerly extension of Chatham Lane; thence in a southerly direction along Chatham Lane to its intersection with Woodridge Road; thence along Woodridge Road in an easterly direction to its intersection with Jefferson Drive; thence in a westerly direction along Jefferson Drive to its intersection with Slice Road; thence along Slice Road in an easterly direction to the intersection with State Route 600 (South Boston Road);~~

~~(2) Lake Monticello Clubhouse Precinct shall be that portion of the Rivanna District northerly from the line described in the preceding subsection;~~

(c) In addition to the foregoing precincts, there is hereby established a central absentee voting precinct, which shall be in the Historic Courthouse⁵, Palmyra, Virginia. The central absentee voting precinct shall be used for all elections.

(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 1-18-95; Ord. 5-16-01; Ord. 3-20-02; Ord. 11-15-06; Ord. 7-18-07; Ord. 2-18-09)

Sec. 2-2-4. District boundaries.

The boundaries of the respective election districts are as set forth below:

Palmyra Election District - Number 1.

~~Beginning at the intersection of the Rivanna River and the Albemarle County border and following the Rivanna River in a southeasterly direction until its intersection with the northerly border of Census Block 2034 to the intersection of Route 600 (South Boston Road), Fluvanna-Albemarle County line and Route 53 (Thomas Jefferson Parkway) and following Route 53 (Thomas Jefferson Parkway) in an easterly direction to its intersection with Route 618 (Lake Monticello Road), thence in a northerly direction with Route 618 (Lake Monticello Road) approximately 2400 feet to its intersection with the eastern property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235), thence in a southeasterly direction with the property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235) to the intersection of Jefferson Drive and Lafayette~~

⁵ Change in central absentee voting precinct was adopted 2-18-09; federal preclearance was obtained 5-5-09.

Drive,⁶ thence in an easterly direction with Jefferson Drive to its intersection with Slice Road, thence in an easterly direction with Slice Road to its intersection with Route 600 (South Boston Road) and following Route 600 (South Boston Road) in a southerly direction to its intersection with Route 53 (Thomas Jefferson Parkway), following Route 53 (Thomas Jefferson Parkway) in an easterly direction to its intersection with Route 15 (James Madison Highway), following Route 15 (James Madison Highway) in a northerly direction to its intersection with the northern edge of census block 1067, thence in an easterly direction with the northern edge of census block 1067 to its intersection with Burke Creek, a tributary of the Rivanna River, and following Burke Creek in an easterly direction to its intersection with the Rivanna River, thence in a southeasterly direction with the Rivanna River to its intersection with Route 15 (James Madison Highway) and following Route 15 (James Madison Highway) in a northerly direction to its intersection with Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its intersection with Route 15 (James Madison Highway),⁷ thence in a northerly direction with Route 15 (James Madison Highway) to its intersection with Route 631 (Troy Road), thence in a westerly direction with Route 631 (Troy Road) to its intersection with Wounded Knee Lane, thence in a northerly direction with Wounded Knee Lane to its intersection with Ghost Dance Lane and following Ghost Dance Lane in a northerly direction to its intersection with Route 631 (Troy Road), thence in a northerly direction with Route 631 (Troy Road) to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Prison Lane, thence in a southerly direction with Prison Lane to its intersection with census block 2059 and following census block 2059 to its intersection with Prison Lane, thence in a northerly direction with Prison Lane to its intersection with Route 250 (Richmond Road) and following Route 250 (Richmond Road) in a westerly direction to its intersection with Route 627 (Zion Road), thence in a northeasterly direction with Route 627 (Zion Road) to its intersection with Edd Ridge Lane, thence in a northerly direction with Edd Ridge Lane to its intersection with Cedar Ridge Road, thence in a northerly direction with Cedar Ridge Road to its intersection with the Fluvanna-Louisa County line, thence in a westerly direction following with the Fluvanna-Louisa County line, then in a southerly direction following to its intersection with the Fluvanna-Albemarle County line, thence in a southerly direction with the Fluvanna-Albemarle County line to its intersection with the Rivanna River, Route 53 (Thomas Jefferson Parkway), the point of beginning.

Columbia Election District - Number 2.

Beginning at the intersection of Route 15 (James Madison Highway) and Route 501 (Courthouse Road) near Palmyra and following Route 15 (James Madison Highway) in a

⁶ Editor's Note - the original contained an incorrect statement of the written description of the boundaries of the Palmyra Election District regarding a portion of the boundary between the Palmyra and Rivanna Election Districts. The editor has deleted the following in correct this clerical error: "thence in a southeasterly direction with Lafayette Drive to its intersection with Northwood Road, thence in a southerly direction with Northwood Road to its intersection with Jefferson Drive".

⁷ Editor's Note - the original omitted a portion of the boundary between the Palmyra and Columbia Election Districts from the written description of the boundaries of the Palmyra Election District. The editor has inserted the following to correct this clerical error: "Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its intersection with Route 15 (James Madison Highway)".

northerly direction to its intersection with Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its intersection with Route 15 (James Madison Highway), thence in a northerly direction with Route 15 (James Madison Highway) to its intersection with Route 631 (Troy Road), thence in a westerly direction with Route 631 (Troy Road) to its intersection with Wounded Knee Lane, thence in a northerly direction with Wounded Knee Lane to its intersection with Ghost Dance Lane and following Ghost Dance Lane in a northerly direction to its intersection with Route 631 (Troy Road), thence in a northerly direction with Route 631 (Troy Road) to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Prison Lane, thence in a southerly direction with Prison Lane to its intersection with census block 2059 and following census block 2059 to its intersection with Prison Lane, thence in a northerly direction with Prison Lane to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Route 627 (Zion Road), thence in a northeasterly direction with Route 627 (Zion Road) to its intersection with Edd Ridge Lane and following Edd Ridge Lane in a northerly direction to its intersection with Cedar Ridge Road, thence in a northerly direction with Cedar Ridge Road to its intersection with the Fluvanna-Louisa County line, thence in an easterly direction following the Fluvanna-Louisa County line in an easterly direction with the Fluvanna-Louisa line to its intersection with the Fluvanna-Goochland County line, thence in a southerly direction with the Fluvanna-Goochland County line to its intersection with the James River, on the east side of the Town of Columbia, and following the James River in a westerly direction to its intersection with the Rivanna River, thence up the Rivanna River to U. S. Route 15 (James Madison Highway), thence in a northerly direction with Route 15 (James Madison Highway) to its intersection with the Fluvanna-Louisa County line, thence in a northwesterly direction with the Rivanna River for approximately one and one-half miles to a northeasterly bend in the Rivanna River, thence around the bend and continuing in a northeasterly direction for approximately 4,200 feet to the intersection with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X, also known as the northern edge of the Columbia growth area as set forth in the Fluvanna County Comprehensive Plan Future Land Use Map, thence in a southeasterly direction with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X to its intersection with the power line right-of-way, thence in a northeasterly direction with the power line right-of-way to its intersection with Route 659 (Stage Junction Road), thence in a northerly direction with Route 659 (Stage Junction Road) to its intersection with Route 608 (Wilmington Road), thence in a westerly direction with Route 608 (Wilmington Road) to its intersection with Route 607 (Courthouse Road) and following Route 607 (Courthouse Road) in a westerly direction to its intersection with Route 15 (James Madison Highway) near Palmyra, the point of beginning.

Fork Union Election District - Number 3.

Beginning at the common corner of the counties of Fluvanna, Cumberland and Goochland east to the Town of Columbia, thence up the James River to its intersection with Rockfish Creek, thence up Rockfish Creek to its intersection with the southerly border of Census Block 2003, thence along the northerly border of Census Block 2003 in a westerly direction to its intersection with State Route 646 (Hardware Road), thence in a northerly direction along Route 646 (Hardware Road) to its intersection with State Route 6 (West River Road), thence in a northeasterly direction along Route 6 (West River Road) to its intersection with the westerly

boundary of Census Block 2002; thence with the westerly boundary of Census Block 2002 in a southerly direction to its intersection with State Route 697 (Cunningham Road); thence along Route 697 (Cunningham Road) in an easterly direction to its intersection with State Route 640 (Cunningham Road); thence along Route 640 (Cunningham Road) in an easterly direction to its intersection with State Route 6 (West River Road); thence along Route 6 (West River Road) in an easterly direction to its intersection with State Route 640 (Haden Martin Road); thence in a northerly direction with State Route 640 (Haden Martin Road) to its intersection with U. S. Route 15 (James Madison Highway); Beginning at the intersection of Route 15 (James Madison Highway) and the Rivanna River near Palmyra and following the Rivanna River in a northwesterly direction to its intersection with Burke Creek near Pleasant Grove, thence in a westerly direction with Burke Creek to its intersection with the northern edge of census block 1067 and following the northern edge of census block 1067 in a westerly direction to its intersection with Route 600 (South Boston Road), thence in a southerly direction with Route 600 (South Boston Road) to its intersection with Route 53 (Thomas Jefferson Parkway), thence in an easterly direction with Route 53 (Thomas Jefferson Parkway) to its intersection with Route 619 (Ruritan Lake Road) and following Route 619 (Ruritan Lake Road) in a westerly direction to its intersection with the Cunningham Creek, thence in a westerly direction with Cunningham Creek to its intersection with the power line right-of-way and following the power line right-of-way in a southeasterly direction to its intersection with Route 693 (Bell Farms Lane), thence in a southwesterly direction with Route 693 (Bell Farms Lane) to its intersection with Route 639 (Long Acre Road) and following Route 639 (Long Acre Road) in a southeasterly direction to its intersection with Hainlip Lane, thence in a southwesterly direction with Hainlip Lane to its intersection with Route 620 (Rolling Road) and following Route 620 (Rolling Road) in a westerly direction to its intersection with Route 669 (Kidds Dairy Road), thence in a southerly direction with Route 669 (Kidds Dairy Road) to its intersection with Windy Ridge Lane and following Windy Ridge Lane in a southerly direction to its intersection with the Hardware River, thence in a southerly direction with the Hardware River thence in a northerly direction with U. S. Route 15 (James Madison Highway) to its intersection with the Rivanna River; thence in an easterly direction with the Rivanna River to its intersection with the James River and following the James River in an easterly direction to its intersection with the Rivanna River, thence in a northwesterly direction with the Rivanna River for approximately one and one-half miles to a northeasterly bend in the Rivanna River, thence around the bend and continuing in a northeasterly direction for approximately 4,200 feet to the intersection with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X, also known as the northern edge of the Columbia growth area as set forth in the Fluvanna County Comprehensive Plan Future Land Use Map, thence in a southeasterly direction with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X to its intersection with the power line right-of-way, thence in a northeasterly direction with the power line right-of-way to its intersection with Route 659 (Stage Junction Road), thence in a northerly direction with Route 659 (Stage Junction Road) to its intersection with Route 608 (Wilmington Road), thence in a westerly direction with Route 608 (Wilmington Road) to its intersection with Route 601 (Counthouse Road), thence in a westerly direction with Route 601 (Counthouse Road) to its intersection with Route 15 (James Madison Highway) and following Route 15 (James Madison Highway) in a southerly direction to its intersection with the Rivanna River near Palmyra, ; thence down the James River, to the point of beginning.

southerly direction along Route 669 (Klads Dairy Road) to its intersection with Windy Ridge Lane and following Windy Ridge Lane in a southerly direction to its intersection with the Hardware River, thence in a southerly direction with the Hardware River to its intersection with the James River, thence in a westerly direction with the James River to its intersection with the Fluvanna-Albemarle County line, thence in a northerly direction with the Fluvanna-Albemarle County line to its intersection with Route 53 (Thomas Jefferson Parkway), the point of beginning.

Rivanna Election District - Number 5.

~~Beginning at the Fluvanna-Albemarle County line at its intersection with State Route 53 (Thomas Jefferson Parkway), following the Fluvanna-Albemarle County line in a northerly direction to its intersection with the Rivanna River, following the Rivanna River in a southeasterly direction until its intersection with the northerly boundary of Census Block 2034 to the intersection of Route 600, following Route 600 (South Boston Road) in a southerly direction to its intersection with Route 53 (Thomas Jefferson Parkway), thence along Route 53 (Thomas Jefferson Parkway) in a westerly direction to its intersection with Turkeysg Trail, thence along Turkeysg Trail in a northerly direction to its intersection with Bridlewood Drive, thence along Bridlewood Drive in a northerly direction to its intersection with Windy Way, thence along Windy Way in a northerly direction to its intersection with Turkeysg Trail, thence along Turkeysg Trail in a northerly direction to its intersection with Jefferson Drive, thence along Jefferson Drive in a northerly direction to its intersection with Boston Creek, thence along Boston Creek in a westerly direction to its intersection with State Route 53 (Thomas Jefferson Parkway); thence along Route 53 (Thomas Jefferson Parkway) in a westerly direction to its intersection with the Fluvanna-Albemarle County line, the point of beginning. Beginning at the intersection of Jefferson Drive and Lafayette Drive² and following Jefferson Drive in an easterly (clockwise) direction around Lake Monticello to its intersection with Northwood Road, thence in a northerly direction with Northwood Road to its intersection with Lafayette Drive, thence in a westerly direction with Lafayette Drive to its intersection with Jefferson Drive, the point of beginning.~~

(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

Sec. 2-2-5. Supervisors elected biennially; terms.

The members of the county board of supervisors shall be elected biennially for four-year terms. (Comp. 1974, ch. 2; Ord. 5-16-01)

Sec. 2-2-6. One supervisor elected from each district.

One supervisor shall be elected from each election district established by this article, except that there shall be two supervisors elected from the Rivanna District, the terms of which supervisors shall not be determinative. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

²Editor's Note - The original incorrectly stated Lafayette Road, when the proper name is in fact Lafayette Drive. The editor has corrected this clerical error.

southerly direction along Route 669 (Klads Dairy Road) to its intersection with Windy Ridge Lane and following Windy Ridge Lane in a southerly direction to its intersection with the Hardware River, thence in a southerly direction with the Hardware River to its intersection with the James River, thence in a westerly direction with the James River to its intersection with the Fluvanna-Albemarle County line, thence in a northerly direction with the Fluvanna-Albemarle County line to its intersection with Route 53 (Thomas Jefferson Parkway), the point of beginning.

Rivanna Election District - Number 5.

~~Beginning at the Fluvanna-Albemarle County line at its intersection with State Route 53 (Thomas Jefferson Parkway), following the Fluvanna-Albemarle County line in a northerly direction to its intersection with the Rivanna River, following the Rivanna River in a southeasterly direction until its intersection with the northerly boundary of Census Block 2034 to the intersection of Route 600, following Route 600 (South Boston Road) in a southerly direction to its intersection with Route 53 (Thomas Jefferson Parkway), thence along Route 53 (Thomas Jefferson Parkway) in a westerly direction to its intersection with Turkeysg Trail, thence along Turkeysg Trail in a northerly direction to its intersection with Bridlewood Drive, thence along Bridlewood Drive in a northerly direction to its intersection with Windy Way, thence along Windy Way in a northerly direction to its intersection with Turkeysg Trail, thence along Turkeysg Trail in a northerly direction to its intersection with Jefferson Drive, thence along Jefferson Drive in a northerly direction to its intersection with Boston Creek, thence along Boston Creek in a westerly direction to its intersection with State Route 53 (Thomas Jefferson Parkway); thence along Route 53 (Thomas Jefferson Parkway) in a westerly direction to its intersection with the Fluvanna-Albemarle County line, the point of beginning. Beginning at the intersection of Jefferson Drive and Lafayette Drive^{*} and following Jefferson Drive in an easterly (clockwise) direction around Lake Monticello to its intersection with Northwood Road, thence in a northerly direction with Northwood Road to its intersection with Lafayette Drive, thence in a westerly direction with Lafayette Drive to its intersection with Jefferson Drive, the point of beginning.~~

(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

Sec. 2-2-5. Supervisors elected biennially; terms.

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One supervisor shall be elected from each election district established by this article, except that there shall be two supervisors elected from the Rivanna District, the terms of which supervisors shall not be determinative. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

^{*}Editor's Note - The original incorrectly stated Lafayette Road, when the proper name is in fact Lafayette Drive. The editor has corrected this clerical error.

(2) The effective date of the new election districts and corresponding precincts, as set forth herein, shall be in accordance with Virginia Code Section 24.2-311. The following schedule shall control the elections for Board of Supervisors and the School Board:

Board of Supervisors:

Palmyra District	Term ends 12/31/11	2011 Election
Columbia District	Term ends 12/31/13	2013 Election
Fork Union District	Term ends 12/31/11	2011 Election
Cunningham District	Term ends 12/31/13	2013 Election
Rivanna District	Term ends 12/31/13	2013 Election (Chester)
	Term ends 12/31/11	Seat Eliminated (Fairchild)

School Board:

Palmyra District	Term ends 12/31/11	2011 Election
Columbia District	Term ends 12/31/13	2013 Election
Fork Union District	Term ends 12/31/11	2011 Election
Cunningham District	Term ends 12/31/13	2013 Election
Rivanna District	Term ends 12/31/13	2013 Election (Phillips)
	Term ends 12/31/11	Seat Eliminated (Gibbons)

MOTION: I move the FY 2012 Performance Contract between Region Ten and the Virginia Department of Behavioral Health and Developmental Services (the Department) be adopted.

For County Administrator's Use Only

Comments:

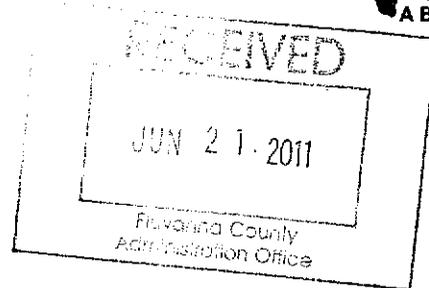
Jay Scudder, County Administrator

"Working Together To Enrich our Community One Life at a Time"



June 15, 2011

Mr. William Scudder
County Administrator
County of Fluvanna
PO Box 299
Palmyra, VA 22963



Dear Mr. Scudder,

Enclosed is a complete copy of the initial submission of the FY 2012 Performance Contract between Region Ten and the Virginia Department of Behavioral Health and Developmental Services (the Department).

§37.1-198 of the Code of Virginia requires that all participating localities approve the Performance Contract prior to September 15. If the locality approves the contract, or if no action is taken by a local government prior to September 15, then the contract is accepted by the state. If a local government disapproves of the contract, then the state funding allocated for the Region Ten Community Services Board would be held back until a favorable resolution is achieved.

We are required to report to the state no later than September 30 what action, if any, was taken by the locality, so we respectfully request that we be advised of this.

If you need any additional information, or if we can be of any assistance in any way, please let me know. I can be reached at my direct phone number, 972-1820.

Sincerely,

Caruso Brown,
Deputy Executive Director

MOTION: I move that the Board of Supervisors approve the attached resolutions declaring Old Drivers Hill Road, Garden Lane, Martin Lane, and Cannery Lane to be rural rustic roads, and to be improved to be accepted into the Secondary System of State Highways as such.

AGENDA

BOARD OF SUPERVISORS

July 20, 2011

SUBJECT: Resolutions for the Designation of Rural Rustic Roadways

TIMING: VDOT has requested this action by the County in order to move these projects forward and improve them to the rural rustic road standards required for acceptance into the state system.

POLICY IMPLICATIONS: The requested actions are routine and required as part of a road's designation as a rural rustic roadway, which may be upgraded and developed within the existing road bed. Martin Lane and Cannery Lane are scheduled in the Secondary Six Year Plan for widening which would require additional right-of-way. These roads are eligible for rural rustic designation and County staff concurs with VDOT that they should be designated and upgraded as such.

DISCUSSION: All four of these roads are currently approved in the VDOT Secondary Six Year Plan as projects. Old Drivers Hill Road and Garden Lane are approved as rural rustic road projects and these resolutions are required to move them forward for upgrading to those standards. Martin Lane and Cannery Lane are currently in the Six Year Plan as widening projects meaning that VDOT would be seeking additional right-of-way to build them – a process that takes significant time and resources. These two roads have been reviewed by VDOT and deemed eligible for the rural rustic program, which means they could be upgraded within the existing road bed. This could be done without any additional right-of-way which mean a quicker and more cost effective project. If the Board desires to have these roads improved as rural rustic roads rather than widening projects, then the attached resolutions will designate them as such and move them forward in the development process.

Staff: Jay Scudder, County Administrator

Attachments:

- (1) Resolutions for a Old Drivers Hill Road, Garden Lane, Martin Lane, and Cannery Lane
- (2) Maps showing road locations

County Administrator's Use Only

Jay Scudder, County Administrator

**FLUVANNA COUNTY, VIRGINIA
BOARD OF SUPERVISORS
RURAL RUSTIC ROAD PROJECT
ROUTE 675, OLD DRIVERS HILL ROAD**

The Board of Supervisors of Fluvanna County, in regular meeting on the 20th day of July, 2011, adopted the following:

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a **Rural Rustic Road**; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1500 vpd; and

WHEREAS, the Board of Supervisors of Fluvanna County, Virginia (“Board”) desires to consider whether Route 675, Old Drivers Hill Road, From: Route 6 To: End of State Maintenance should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the public has been made aware that this road may be paved with minimal improvements; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board’s six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the District Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

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

Recorded Vote _____
Moved By: _____
Seconded By: _____
Yeas: _____
Nays: _____

A Copy Teste:

Signed _____
Printed Name _____
Title _____

**FLUVANNA COUNTY, VIRGINIA
BOARD OF SUPERVISORS
RURAL RUSTIC ROAD PROJECT
ROUTE 636, GARDEN LANE**

The Board of Supervisors of Fluvanna County, in regular meeting on the 20th, day of July, 2011, adopted the following:

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a **Rural Rustic Road**; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1500 vpd; and

WHEREAS, the Board of Supervisors of Fluvanna County, Virginia (“Board”) desires to consider whether Route 636, Garden Lane, From: Route 53 To: End of State Maintenance should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the public has been made aware that this road may be paved with minimal improvements; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board’s six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the District Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

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

Recorded Vote _____
Moved By: _____
Seconded By: _____
Yeas: _____
Nays: _____

A Copy Teste:

Signed _____
Printed Name _____
Title _____

**FLUVANNA COUNTY, VIRGINIA
BOARD OF SUPERVISORS
RURAL RUSTIC ROAD PROJECT
ROUTE 709, MARTIN LANE**

The Board of Supervisors of Fluvanna County, in regular meeting on the 20th day of July, 2011, adopted the following:

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a **Rural Rustic Road**; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1500 vpd; and

WHEREAS, the Board of Supervisors of Fluvanna County, Virginia (“Board”) desires to consider whether Route 709, Martin Lane, From: Route 600 To: End of State Maintenance should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the public has been made aware that this road may be paved with minimal improvements; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board’s six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the District Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

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

Recorded Vote _____
Moved By: _____
Seconded By: _____
Yeas: _____
Nays: _____

A Copy Teste:

Signed _____
Printed Name _____
Title _____

**FLUVANNA COUNTY, VIRGINIA
BOARD OF SUPERVISORS
RURAL RUSTIC ROAD PROJECT
ROUTE 635, CANNERY LANE**

The Board of Supervisors of Fluvanna County, in regular meeting on the 20th, day of July, 2011, adopted the following:

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a **Rural Rustic Road**; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1500 vpd; and

WHEREAS, the Board of Supervisors of Fluvanna County, Virginia (“Board”) desires to consider whether Route 635, Cannery Lane, From: Route 15 To: End of State Maintenance should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the public has been made aware that this road may be paved with minimal improvements; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board’s six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the District Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

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

Recorded Vote _____
Moved By: _____
Seconded By: _____
Yeas: _____
Nays: _____

A Copy Teste:

Signed _____
Printed Name _____
Title _____

Rural Rustic Roads

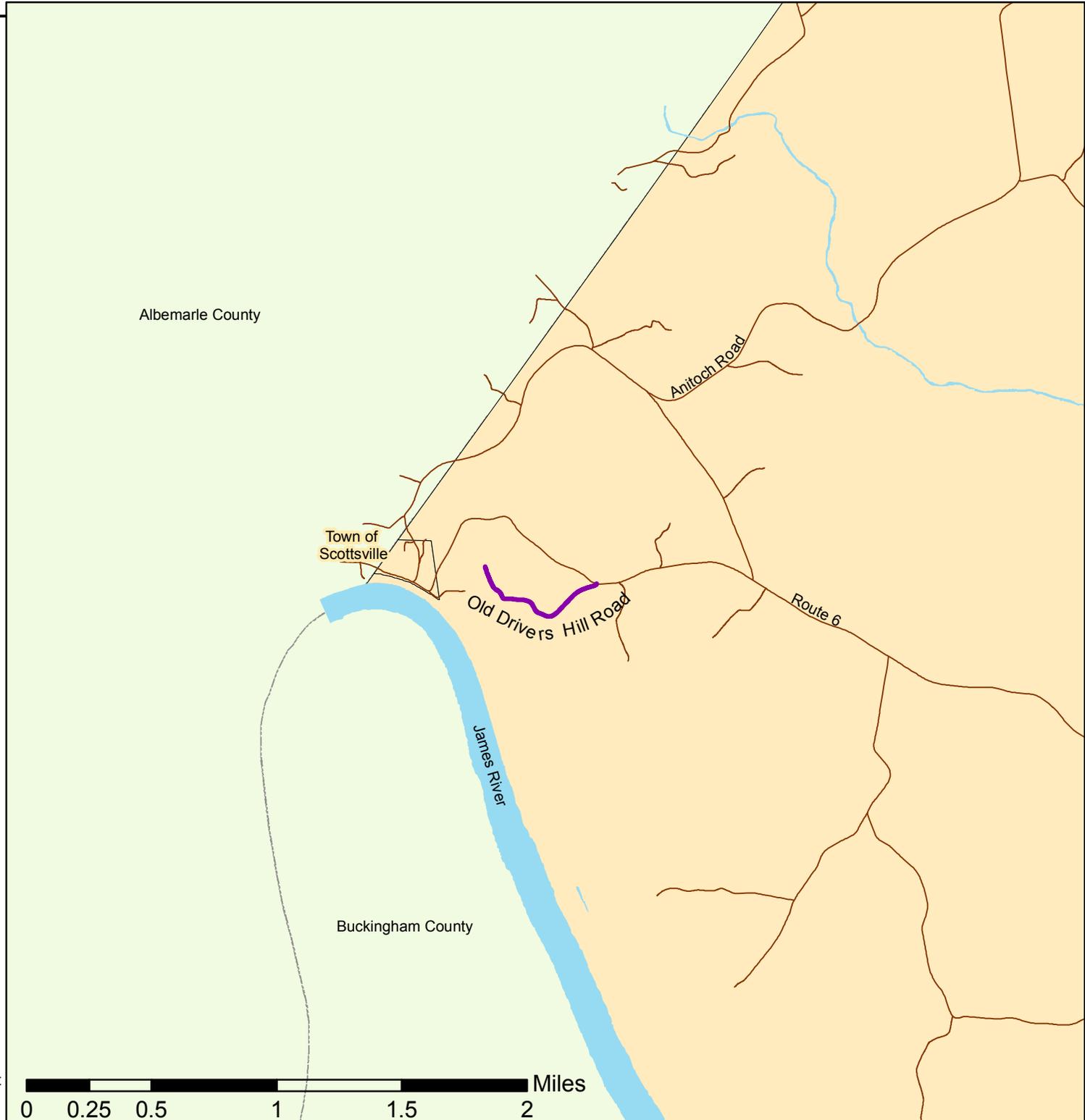
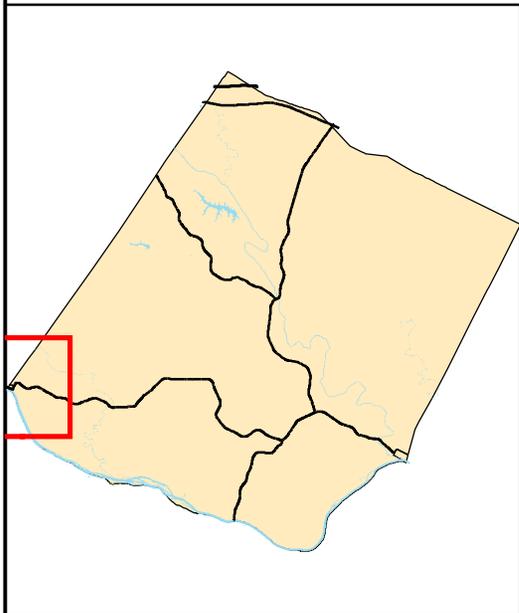
Old Drivers Hill Road



July 20, 2011

Legend

-  Rural Rustic Roads
-  Roads
-  Major Water



Rural Rustic Roads

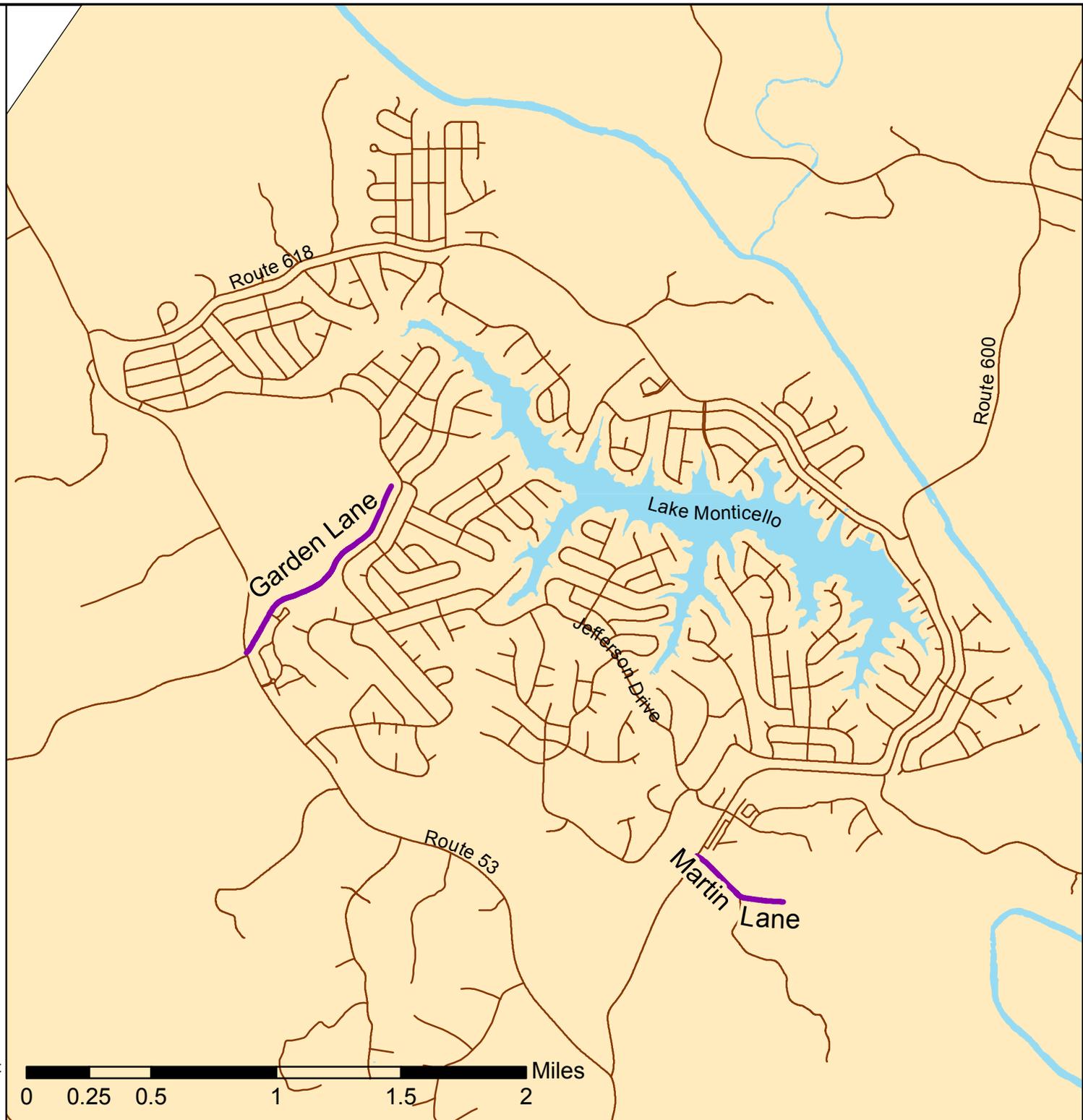
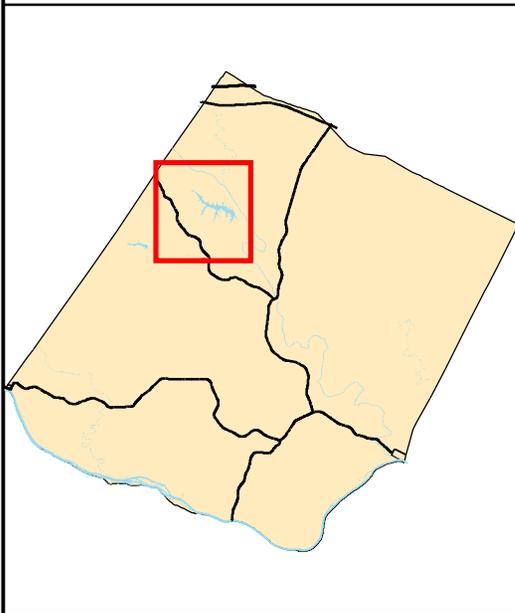
Garden Lane & Martin Lane



July 20, 2011

Legend

-  Rural_Rustic_Roads
-  Roads
-  MajorWater



Rural Rustic Roads

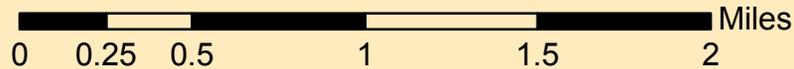
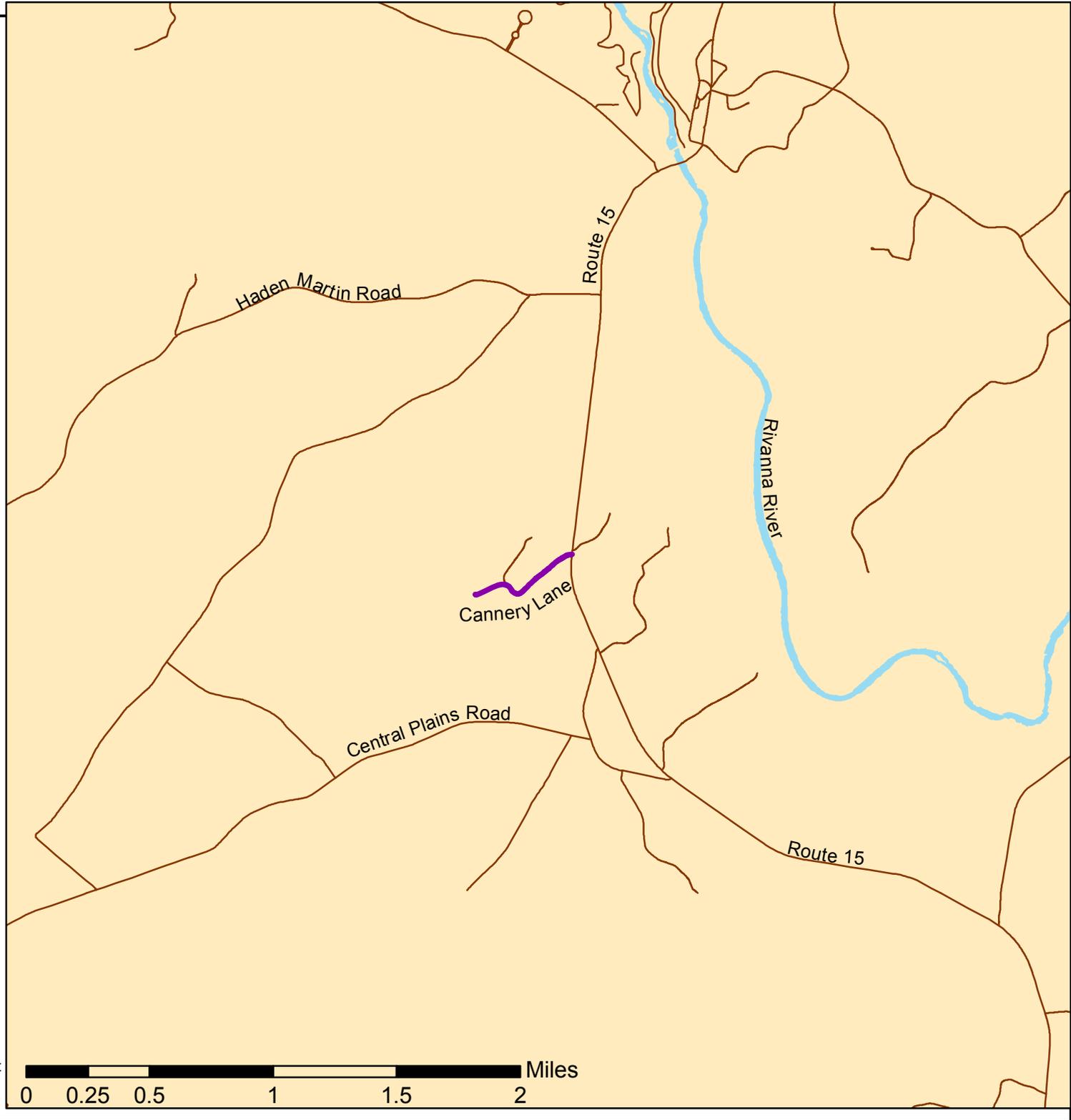
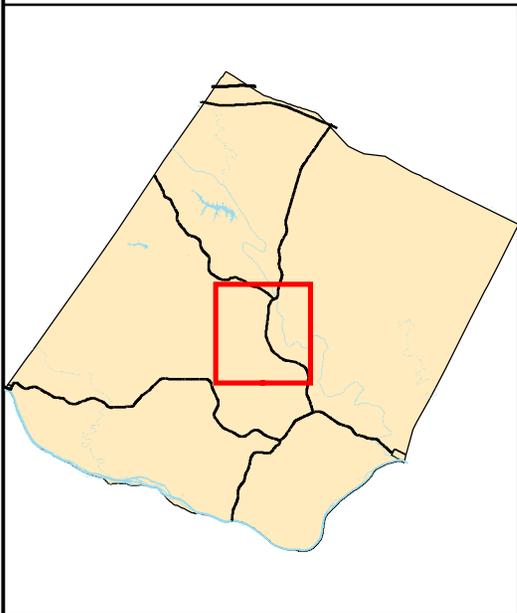
Cannery Lane



July 20, 2011

Legend

-  Rural Rustic Roads
-  Roads
-  Major Water



MOTION: I move to approve submission of a Byrne Memorial Justice Assistance Grant application administered by the VA Department of Criminal Justice Services (DCJS) in the amount of \$35,000. Further I move that the Board of Supervisors authorize acceptance of this grant if awarded, authorize the County Administrator to execute any contracts associated with the grant, and authorize a supplemental appropriation of up to \$31,500 in grant funds and a budget transfer of up to \$3,500 to revenue and expenditure lines as assigned by the Finance Department.

AGENDA

BOARD OF SUPERVISORS

July 20, 2011

SUBJECT: Byrne Memorial Justice Assistance Grant (JAG) application

RECOMMENDATION: Approve submission and accept grant if awarded

FISCAL IMPLICATIONS: This a One-Time Equipment Grant from federal funds with awards not to exceed \$35,000. The maximum award of \$31,500 requires a 10% cash match of \$3,500. Match up to \$3,500 is provided from the 911 budget derived from funding not used because of vacant staff positions. CFDA Number for this program will be provided. The grant period is October 1, 2011 through June 30, 2012.

TIMING: Application is due by 4:30 PM on July 22, 2011.

POLICY IMPLICATIONS: Law enforcement systems will be maintained through the purchase of computer equipment that will replace computers at end of life that support the criminal records system, VCIN, field reporting, investigations, evidence log, Deputy stations CAD stations, and administrative stations; in total 21 desktops with software and 6 laptops.

DISCUSSION: Equipment will be purchased to maintain law enforcement systems in Fluvanna County.

Submitted by staff: Patricia A. Groot, Grants Administrator

For County Administrator Use Only

Comments:

County Administrator's Signature

MOTION: I move to ratify prior submission of a grant application under the Criminal Information Technology Improvement grant program administered by the VA Department of Criminal Justice Services (DCJS), and accept the award in the amount of \$50,000. Further, I move to authorize the County Administrator to execute any contracts associated with the grant; and authorize a budget change consisting of a supplemental appropriation of \$37,500 in grant funds and a budget transfer of \$12,500 to revenue and expenditure lines as assigned by the Finance Department.

AGENDA

BOARD OF SUPERVISORS

July 20, 2011

SUBJECT: Criminal Justice Information Technology Improvement grant award

RECOMMENDATION: Ratify prior submission and accept grant award

FISCAL IMPLICATIONS: This grant requires a match of \$12,500 derived from funding not used because of vacant staff positions in the 911 Center. The grant period is July 1, 2011 through June 30, 2012. The Catalog of Federal Domestic Assistance (CFDA) number is 16.738.

TIMING: Routine.

POLICY IMPLICATIONS: : If awarded, the Criminal Information Technology Improvement grant will replace the Criminal Records System server which has reached end of life, 2 field laptops which have reached end of life, add one new field laptop, add field reporting/researching capability to the remaining 7 vehicles not so equipped, add data collection software enhancements and add K-9 management software.

DISCUSSION: Notice of this grant opportunity was received on June 9 after the deadline for inclusion in the June 15 Board packet, leaving no mechanism for seeking authorization to submit. The grant application was due back to DCJS June 23, prior to the next Board meeting. Because the grant program offered an opportunity to increase the time Deputies spend in the field and no other funds were obtainable to achieve this goal, the decision was made to pursue the grant in the interest of supplementing the limited resources available.

Submitted by staff: Patricia A. Groot, Grants Administrator

Attachment: DCJS grant award contract

For County Administrator Use Only

Comments:

County Administrator's Signature



COPY

COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Garth L. Wheeler
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

June 20, 2011

Mr. Jay Scudder
County Administrator
Fluvanna County
P. O. Box 540
Palmyra, VA 22963

Title: Criminal Justice Information Technology Improvement

Dear Mr. Scudder:

I am pleased to advise you that grant number **12-B5824CR09** for the above-referenced grant program has been approved for a total of \$37,500.00 in Federal Funds and \$12,500.00 in Locality Funds for a total award of \$50,000.00.

Enclosed you will find a Statement of Grant Award and a Statement of Grant Award Special Conditions. To indicate your acceptance of the award and conditions, please sign the award acceptance and return it to Janice Waddy, Grants Administrator, at the Department of Criminal Justice Services (DCJS). Please review the conditions carefully; as some require action on your part before we will disburse grant funds.

Also, enclosed are the Post Award Instructions and Reporting Requirements. Please refer to and read this information carefully as it contains details on processing financial and progress reports, as well as requesting awarded funds. ***Remember all financial and progress reports, budget amendment requests and request for funds must be processed through our online Grants Management Information System (GMIS).***

We appreciate your interest in this grant program and will be happy to assist you in any way we can to assure your project's success. If you have any questions, please call Butch Johnstone at (540) 561-6656.

Sincerely,

Garth L. Wheeler

Enclosures

cc: The Hon. Ryant L. Washington, Sheriff
Ms. Renee Hoover, Finance Director
Mr. Butch Johnstone, DCJS Monitor

Department of Criminal Justice Services

1100 Bank Street, 12th Floor, Richmond, VA 23219

Statement of Grant Award/Acceptance

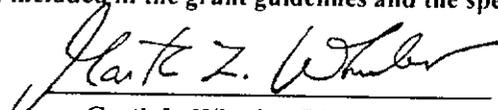
Subgrantee: Fluvanna County		Date: June 20, 2011	
Grant Period:		Grant Number:	
From: 07/01/2011	Through: 06/30/2012	12-B5824CR09	

Project Director	Project Administrator	Finance Officer
The Hon. Ryant L. Washington Sheriff Fluvanna County Sheriff's Office P. O. Box 113 Palmyra, VA 22963 Phone: (434) 589-8211 Email: rlwashington@fluvannasheriff.co	Mr. Jay Scudder County Administrator Fluvanna County P. O. Box 540 Palmyra, VA 22963 Phone: (434) 591-1910 Email: jscudder@co.fluvanna.va.us	Ms. Renee Hoover Finance Director Fluvanna County P.O. Box 540 Palmyra, VA 22963 Phone: (434) 591-1930 Email: rhoover@co.fluvanna.va.us

Grant Award Budget

Budget Categories	DCJS Funds			Local	TOTALS
	Federal	General	Special		
Travel	\$0	\$0	\$0	\$0	\$0
Supplies/Other	\$9,170	\$0	\$0	\$3,056	\$12,226
Personnel	\$0	\$0	\$0	\$0	\$0
Indirect Cost	\$0	\$0	\$0	\$0	\$0
Equipment	\$21,010	\$0	\$0	\$7,004	\$28,014
Consultant	\$7,320	\$0	\$0	\$2,440	\$9,760
Totals	\$37,500	\$0	\$0	\$12,500	\$50,000

This grant is subject to all rules, regulations, and criteria included in the grant guidelines and the special conditions attached thereto.


 Garth L. Wheeler, Director

The undersigned, having received the Statement of Grant Award/Acceptance and the Conditions attached thereto, does hereby accept this grant and agree to the conditions pertaining thereto, this _____ day of _____, 20_____.

Signature: _____
 Title: _____

STATEMENT OF GRANT AWARD SPECIAL CONDITIONS

Department of Criminal Justice Services
1100 Bank Street
Richmond, Virginia 23219

For Criminal History Records Improvement Program – Localities

Subgrantee: Fluvanna County

Grant Number: 12-B5824CR09

Federal Catalog Number: 16.738

Title: Criminal Justice Information Technology Improvement

Date: June 20, 2011

The following conditions are attached to and made a part of this grant award:

1. Federal grant funds may be used to pay no more than 75% of the total costs of any grant program, with 25% cash match required from the local units of government. Each budget line item within any grant program requires a 25% cash match.
2. By signing the Statement of Grant Award/Acceptance, the grant recipient agrees:
 - to use the grant funds to carry out the activities described in the grant application, as modified by the terms and conditions attached to this award or by subsequent amendments approved by DCJS;
 - to adhere to the approved budget contained in this award and amendments made to it in accord with these terms and conditions;
 - and to comply with all terms, conditions and assurances either attached to this award or submitted with the grant application.
3. The subgrantee agrees that it and all its contractors will comply with the following federal civil rights laws as applicable:
 - Title VI of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color, or national origin in the delivery of services (42 U.S.C. § 2000d), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart C;
 - The Omnibus Crime Control and Safe Streets Act of 1968, which prohibits discrimination on the basis of race, color, national origin, religion, or sex in the delivery of services and employment practices (42 U.S.C. § 3789d(c)(1)), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart D;
 - Section 504 of the Rehabilitation Act of 1973, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (29 U.S.C. § 794), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart G;
 - Title II of the Americans with Disabilities Act of 1990, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (42 U.S.C. § 12132), and the DOJ implementing regulations at 28 C.F.R. Part 35;
 - Title IX of the Education Amendments of 1972, which prohibits discrimination on the basis of sex in education programs and activities (20 U.S.C. § 1681), and the DOJ implementing regulations at 28 C.F.R. Part 54;
 - The Age Discrimination Act of 1975, which prohibits discrimination on the basis of age in the delivery of services (42 U.S.C. § 6102), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart I; and
 - The DOJ regulations on the Equal Treatment for Faith-Based Organizations, which prohibit discrimination on the basis of religion in the delivery of services and prohibit organizations from using DOJ funding for inherently religious activities (28 C.F.R. Part 38).
 - The Juvenile Justice and Delinquency Prevention Act of 1974, as amended, which prohibits discrimination in both employment and the delivery of services or benefits based on race, color, national origin, religion, and sex in JJDPA-funded programs or activities (42 U.S.C. § 5672(b)).
 - Section 1407 of the Victims of Crime Act (VOCA), as amended, which prohibits discrimination in both employment and the delivery of services or benefits on the basis of race, color, national origin, religion, sex, and disability in VOCA-funded programs or activities. (42 U.S.C. § 10604).

4. The subgrantee agrees that in the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office of Civil Rights, Office of Justice Programs.
5. The Subgrantee agrees to submit such reports as requested by DCJS. Funds from this grant will not be disbursed, if any of the required Financial or Progress reports are overdue by more than 30 days unless you can show good cause for missing the reporting deadline.
6. Grant funds, including matching funds, may only be expended and/or obligated during the grant period. All legal obligations must be fulfilled no later than 90 days after the end of the grant period.
7. By accepting this grant, the recipient assures that funds made available through it will not be used to replace state or local funds that would, in the absence of this grant, be made available for the same purposes.
8. Subgrantee may follow their own established travel rates if they have an established travel policy. If a subgrantee does not have an established policy, then they must adhere to state travel policy. The state allows reimbursement for actual reasonable expenses. Please refer to the following IRS website for the most current mileage rate: <http://www.irs.gov/taxpros/article/0,,id=156624,00.html>: Transportation costs for air and rail must be at coach rates.
9. Within 60 days of the starting date of the grant, the subgrantee must initiate the project funded. If not started during this period, the subgrantee must report to the DCJS, by letter, the steps taken to initiate the project, the reasons for the delay, and the expected starting date. If the project is not operational within 90 days of the start date, the subgrantee must receive approval in writing from the DCJS for a new implementation date or the DCJS may cancel and terminate the project and redistribute the funds.
10. **No amendment to the approved budget may be made without the prior approval of DCJS. No more than two (2) budget amendments will be permitted during the grant period. Budget amendments must be requested using the online Grants Management Information System (GMIS), accompanied with a narrative. No budget amendments will be allowed after April 30, 2012.**
11. The subgrantee agrees to forward a copy to the DCJS of the scheduled audit of this grant award.
12. All purchases for goods and services must comply with the Virginia Public Procurement Act. Procurement transactions, whether negotiated or advertised and without regard to dollar value, shall be conducted in a manner so as to provide maximum open and free competition. An exemption to this regulation requires the prior approval of the DCJS and is only given in unusual circumstances. Any request for exemption must be submitted in writing to the DCJS.
13. Acceptance of this grant award by the local government applicant constitutes its agreement that it assumes full responsibility for the management of all aspects of the grant and the activities funded by the grant, including assuring proper fiscal management of and accounting for grant funds; assuring that personnel paid with grant funds are hired, supervised and evaluated in accord with the local government's established employment and personnel policies; and assuring that all terms, conditions and assurances—those submitted with the grant application, and those issued with this award—are complied with.
14. Any delegation of responsibility for carrying out grant-funded activities to an office or department not a part of the local government must be pursuant to a written memorandum of understanding by which the implementing office or department agrees to comply with all applicable grant terms, conditions and assurances. Any such delegation notwithstanding, the applicant acknowledges by its acceptance of the award its ultimate responsibility for compliance with all terms, conditions and assurances of the grant award.

15. **PROJECT INCOME:** Any funds generated as a direct result of DCJS grant-funded projects are deemed project income. Project income must be reported on forms provided by DCJS. The following are examples of project income: Service fees; Client fees; Usage or Rental fees; sales of materials; income received from sale of seized and forfeited assets (cash, personal or real property included).
16. Prior to DCJS disbursing funds, the Subgrantee must comply with the following special conditions:



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Garth L. Wheeler
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

NOTICE

To: Grants Project Administrator
From: Janice Waddy, DCJS Grants Administrator
Re: Post Award Instructions and Reporting Requirements
PLEASE READ VERY CAREFULLY

GRANT AWARD AND SPECIAL CONDITIONS:

Please review your Award and Special Conditions very carefully. *Pay attention to the last Special Condition listed. This Special Condition may require additional documentation from you before grant funds can be released.* Sign and date the grant award acceptance and submit any Special Condition documentation to:

Grants Administration
Department of Criminal Justice Services
1100 Bank Street, 12th Floor
Richmond, Virginia 23219

REPORTING REQUIREMENTS

By accepting the accompanying grant award, you are agreeing to submit quarterly progress and financial reports for this grant throughout the grant period, as well as final reports to close the grant. **No eligible current recipient of funding will be considered for continuation funding if, as of the continuation application due date, any of the required Financial and Progress reports for the current grant are more than thirty (30) days overdue.** For good cause, submitted in writing by the grant recipient, DCJS may waive this provision.

Financial reports and progress reports are due no later than the close of business on the 12th working day after the end of the quarter. Reports are required even if no expenditures have occurred during the quarter. **Requests for Funds will not be honored from grant recipients who do not fulfill this reporting obligation.** A schedule of due dates is attached for your reference.

❑ **PROGRESS REPORTS**

Refer to our website: <http://www.dcjs.virginia.gov/> for submitting progress reports through the online Grants Management Information System (GMIS). In order to use this web-based system, if you have not previously done so, you must obtain a user name and password set up by DCJS Grants Administration. You are required to use the on-line system to submit your progress reports. **Paper copies of progress reports will no longer be accepted!**

❑ **FINANCIAL REPORTS**

Refer to our website for submitting financial reports through the online Grants Management Information System. In order to use this web-based system, if you have not previously done so, you must obtain a user name and password set up by DCJS Grants Administration. The address is <http://www.dcjs.virginia.gov/grantsAdministration/gmis/index.cfm?menuLevel=4>.

Paper copies of the financial reports will no longer be accepted! You are required to use the online system in reporting your expenditures.

❑ **REQUESTING GRANT FUNDS**

Refer to our website for requesting funds through the online Grants Management Information System. In order to use this web-based system, if you have not previously done so, you must obtain a user name and password set up by DCJS Grants Administration. *Please note you can access this system using the same password assigned for the online financial reporting system.

The address is <http://www.dcjs.virginia.gov/grantsAdministration/gmis/index.cfm?menuLevel=4>.

You are required to use the online system for requesting funds.

❑ **BUDGET AMENDMENTS**

Budgets can be amended in most DCJS grant programs with prior approval. Please review your special conditions carefully to determine the requirements and procedures for amending budgets. Refer to our website for the online Grants Management Information System.

*Please note again that you can access this system using the same password assigned for the online financial reporting system.

The address is <http://www.dcjs.virginia.gov/grantsAdministration/gmis/index.cfm?menuLevel=4>.

Paper copies of the Budget Amendments will no longer be accepted! You are required to use the online system for submitting budget amendments.

If you have any questions, please contact Beverly Johnson (804) 786-9055 or by e-mail at beverly.johnson@dcjs.virginia.gov.

**PROJECTED DUE DATES
FINANCIAL & PROGRESS REPORTS**

Reports are due by the 12th working day following the close of the quarter covered in the report. Financial reports are required even if no expenditures have occurred.

<i>QUARTER ENDING</i>	<i>DUE DATE</i>
9/30/2011	10/19/2011
12/31/2011	1/20/2012
3/31/2012	4/17/2012
6/30/2012	7/18/2012



COUNTY OF FLUVANNA

"Responsive & Responsible Government"

P.O. Box 540 Palmyra, VA 22963 (434) 591-1910 FAX (434) 591-1911 www.co.fluvanna.va.us

STAFF REPORT

To: Fluvanna County Board of Supervisors
Case Number: ZMP 11:01
Tax Map: Tax Map 12, Section 17, Parcel C; and
Tax Map 12, Section 18, Parcels 1, 2, 3, and 4

From: Steve Tugwell
District: Columbia
Date: July 20, 2011

General Information: This request is to be heard by the Board of Supervisors on Wednesday, July 20, 2011 at 7:00 pm in the Circuit Courtroom in the Courts Building.

Owner/Applicant: Fluvanna County

Representative: Fluvanna County

Requested Action: To amend the Fluvanna County Zoning Map with respect to approximately 63.198 acres of Tax Map 12, Section 17, Parcel C; and Tax Map 12, Section 18, Parcels 1, 2, 3, and 4. (Attachment A)

Location: The affected properties are located off of Route 696 (Deerfield Road) on the south of Route 607 (Bybee Road) approximately 0.70 miles east of Route 613 (Bybees Church Road). (Attachment B).

Existing Zoning: I-1, Industrial, Limited

Proposed Zoning: A-1, Agricultural, General, and I-1, Industrial, Limited

Existing Land Use: Residential and Industrial

Planning Area: Zion Crossroads Community Planning Area

Adjacent Land Use: Adjacent properties are zoned A-1, Agricultural, General to the east, west, north, and south, and I-1, Industrial, Limited to the north of Tax Map Parcel 12-18-1.

Zoning History: A site development plan (SDP 98:08) was approved for Tax Map 12-17-C on August 31, 1998 to construct a 15,000 square foot building to be used as a handrail fabrication facility. A site plan

amendment (SDP 00:01) was approved on April 24, 2000 for an expansion of this facility.

Submitted Proffers: None

Neighborhood Meeting:

Six people were present at the June 8, 2011 Neighborhood meeting, and none of them were in opposition to the request.

Technical Review Committee:

At the June 9, 2011 Technical Review Committee meeting, The Fire Department asked what the Kerns property is being used for, and stated they had no issues with the request.

The Health Department stated they have no issues with wells or septics, but if there is any questioning the future with regard to hazardous waste on the Kerns property, then they will want to contact the Department of Environmental Quality.

Statement of Intent: The Statement of Intent indicates the purpose of the zoning district and describes the characteristics of uses generally found within the district.

The Statement of Intent for the A-1, Agricultural, General Zoning District is as follows:

“This district covers areas of the country consisting of woodland, farmland, open space, mountains, and areas of low density residential development. The primary objectives of this district are to conserve water and other natural resources, reduce soil erosion, protect watersheds and reduce hazards from floods; to preserve the rural character of the county; to promote existing and future farming and forestry operations; and to promote the retention of undisturbed open space. Limited residential development, and limited commercial and industrial uses which are supportive of and directly related to agriculture, forestry, or other traditionally rural uses, are to be permitted, but only in a manner consistent with the primary objectives of the district. In particular, the provisions of this district are intended to significantly limit conventional and roadside strip development, especially on major arteries and commuter routes”.

The Statement of Intent for the I-1, Industrial, Limited Zoning District is as follows:

“The primary purpose of this district is to permit certain light industries. The limitations on (or provisions relating to) height of building, horsepower, heating, flammable liquids or explosives, controlling emission of fumes, odors and/or noise, landscaping, and the number of persons employed are imposed to protect and foster adjacent residential property while permitting certain light industries to locate near a labor supply”.

Comprehensive Plan Analysis:

Current Request:

The details surrounding this rezoning request were brought to the county's attention on Tuesday, April 26, 2011, when staff met with Ms. Donneta McElheny to discuss the current zoning status of her property located at 124 Deerfield Road (Tax Map 12-18-1). County GIS, as well as the July 2003, December 2005, and 2008 zoning map books, indicate that this parcel is zoned I-1 (Industrial, Limited). However, to date, staff has not been able to find any evidence to reflect this property was ever successfully rezoned to I-1, but apparently was designated as such prior to current planning staff's arrival. Ms. McElheny's property, as well as two adjoining parcels (Tax Map 12-18-2 and 12-18-3) appear to have been rezoned to I-1 absent of the conventional rezoning process, and thus their current and primary uses are not compatible with their respective zoning classifications. Staff cannot find any background data to suggest how or why these parcels were classified as I-1. Each of the three (3) parcels are zoned I-1, but the primary use of each parcel is single-family residential. Ms. McElheny, in particular, is seeking to complete a sales transaction of her property, but has encountered delays with the buyer's lender due to the uncertainty of the zoning. Ms. McElheny, and two of her neighbors have therefore requested the county initiate this rezoning to correct and clarify the zoning of these three (3) parcels (Tax Map 12-18-1, 2, and 3), totaling 10.339 acres from I-1 (Industrial, Limited), to A-1 (Agricultural, General), to more accurately reflect their appropriate uses.

Additionally, it is requested that Tax Map 12-18-4, and 12-17-C be rezoned from I-1 (Industrial, Limited) to I-1 (Industrial, Limited). As is the case with the three (3) parcels identified above, staff cannot find any evidence that these parcels were officially rezoned to I-1. The total acreage of these two (2) parcels is 52.859. The property identified as Tax Map 12-17-C was originally approved as a metals handrail fabricating facility, however the current use is a corrugated steel and wood storage facility as part of a highway contracting business that does work with the Virginia Department of Transportation. This parcel contains a 15,000 square foot building, as well as numerous additional buildings used for storage in support of the contracting business. There is no product assembly or fabrication performed at this location, it is strictly storage. All materials are transported and installed off-site, typically manifested in the form of transportation guardrails. (Attachment C)

Land Use:

This property is located in the Zion Crossroads Community Planning Area, and according to the 2009 Comprehensive Plan, this area is the *"county's primary regional economic development area and is targeted as a regional employment center and for primarily mixed-use, mixed-income development that will also help develop the infrastructure needed for such development, as well as diversifying the county's tax base"*. This Planning Area is conducive to industry due to the transportation networks that connect west to Charlottesville and east to Richmond.

Economic Development:

The 2009 Comprehensive Plan states that the Zion Crossroads area *"is the primary commercial node, with primarily retail and office uses, but also light industrial and mixed-use, mixed-income residential development"* base and is an area of concentration of major employers. The Comprehensive Plan considers this an area that is very conducive to further development due to

its location and proximity to major transportation networks. This area is one that should be zoned for industrial and/or commercial uses and the county should promote economic development in this area at, along, and near Route 250 and Route 15.

Planning Commission:

The Planning Commission considered this request at their June 22nd meeting. Mr. Payne gave a detailed overview of the events leading up to this County initiated rezoning application. During the public hearing, three citizens spoke on this application, and all were in support. Mr. Halstead moved to recommend approval, and Mr. Gaines seconded. The motion carried with a vote of 5-0. AYES: Babbitt, Bibb, Halstead, Gaines, Nichols. Ms. Tinsley was absent.

Conclusion:

Rezoning these parcels would serve to correct and clarify their zoning, and remove potential future confusion with regard to their individual zoning status. Future rezonings may be appropriate within this area since it is located in the Zion Crossroads Community Planning Area.

Suggested Motion:

I move that the Board of Supervisors approve/deny ZMP 11:01, a request to amend the Fluvanna County Zoning Map with respect to approximately 63.198 acres of Tax Map 12, Section 18, Parcels 1, 2, 3, to rezone the same from I-1, Industrial, Limited to A-1, Agricultural, General; and Tax Map 12, Section 17, Parcel C, and Tax Map 12, Section 18, Parcel 4, to rezone the same from I-1, Industrial, Limited to I-1, I-1, Industrial, Limited.

Attachments:

- A – Application and APO letter
- B – Aerial Vicinity Map
- C – Proposed Ordinance
- D – Letters from property owners
- E – TRC comment email from the Health Department

Copy: File



COMMONWEALTH OF VIRGINIA
COUNTY OF FLUVANNA
Application for Rezoning

Owner of Record: See attached **Applicant of Record:** Fluvanna County
E911 Address: _____ **E911 Address:** 132 Main St, Palmyra, VA 22963
Phone: _____ **Fax:** _____ **Phone:** (434) 591-1910 **Fax:** (434) 591-1911
Email: _____ **Email:** stugwell@co.fluvanna.va.us

Representative: Same as applicant
E911 Address: _____
Phone: _____ **Fax:** _____
Email: _____

Tax Map and Parcel(s): 12-18-1,2,3; 12-18-4; 12-17-C **Deed Book Reference:** _____
Acreeage: 63.198 **Zoning:** I-1 **Deed Restrictions?** No Yes (Attach copy)
Location of Parcel: Route 607 (Dybee Road) and Route 696 (Deerfield Road)
Requested Zoning: A-1, I-1 **Proposed use of Property:** Residential, industrial

Note: If applicant is anyone other than the owner of record, written authorization by the owner designating the applicant as the authorized agent for all matters concerning the request shall be filed with this application.

Is property in Agricultural Forestal District? No Yes
 If Yes, what district: _____

Affidavit to Accompany Petition for Rezoning

By signing this application, the undersigned owner/applicant authorizes entry onto the property by County Employees, the Planning Commission, and the Board of Supervisors during the normal discharge of their duties in regard to this request. I/We, being duly sworn, depose and say that we are Owner/Contract Owner of the property involved in this application and that we have familiarized ourselves with the rules and regulations of the Zoning Ordinance with respect to preparing and filing this application, and that the foregoing statements and answers herein contained and the information on the attached map to the best of our ability present the argument on behalf of the application herewith requested and that the statements and information above referred to are in all respects true and correct to the best of our knowledge.

Date: 5/20/11 **Signature of Owner/Applicant:** Steven Tugwell
 Subscribed and sworn to before me this 20th day of May, 2011 **Register #:** 73891453
My commission expires: 5/31/11 **Notary Public:** Pamela B. Phillips

All plats must be folded prior to submission to the Planning Department for review. Rolled plats will not be accepted.

OFFICE USE ONLY			
Date Received:	Pre-Application Meeting:	PH Sign Deposit Received:	Application #: <u>ZMP 11: 01</u>
\$1,000 plus \$50 for per acre plus mailing costs fee paid: Mailing Costs: \$20.00 Adjacent Property Owner(APO) after 1st 15, Certified			
Proffer or Master Plan Amendment: \$750.00 plus mailing costs			
Election District: <u>Columbia</u>	Planning Area: <u>Zion CPA</u>		
Public Hearings			
Planning Commission		Board of Supervisors	
Advertisement Dates: <u>9 & 16 June 2011</u>	Advertisement Dates:		
APO Notification:	APO Notification:		
Date of Hearing: <u>22 June 2011</u>	Date of Hearing		
Decision:	Decision:		

Dwight R. Kerns
Sandford D. & Donneta Sue McElheny
Marshall W. & Sue Forren
Joseph Todd Crane
Joseph F. Crane

2390 Union Mills Road Tax Map 12-17-C
124 Deerfield Road Tax Map 12-18-1
144 Deerfield Road Tax Map 12-18-2
7406 Somoa Drive Tax Map 12-18-3
7406 Somoa Drive Tax Map 12-18-4



COUNTY OF FLUVANNA

"Responsive & Responsible Government"

P.O. Box 540 Palmyra, VA 22963 (434) 591-1910 FAX (434) 591-1911 www.co.fluvanna.va.us

MEMORANDUM

TO: Area Property Owners and Residents
FROM: Darren Coffey, Director of Community Development
DATE: June 2, 2011
SUBJECT: Neighborhood Meeting – June 8, 2011 – 4:30 P.M.

The following meetings have been scheduled to consider this request:

ZMP 11:01, Fluvanna County – I-1 to A-1, and I-1 to I-1 - An ordinance to amend the Fluvanna County Zoning Map with respect to 10.339 acres of Tax Map 12, Section 18, Parcels 1, 2, and 3 to rezone the same from I-1, Industrial, Limited to A-1, Agricultural, General; and 52.859 acres of Tax Map 12-18-4 and Tax Map 12-17-C to rezone the same from I-1, Industrial, Limited to I-1, Industrial, Limited. The affected properties are located off of Route 696 (Deerfield Road) south of Route 607 (Bybee Road), approximately 0.70 miles east of Route 613 (Bybees Church Road). The properties are located in the Columbia Election District and are within the Zion Crossroads Community Planning Area.

Neighborhood Meeting: The Neighborhood Meeting is scheduled for Wednesday, June 8, 2011 beginning at 4:30 p.m. at the County Administrative Building's Morris Room (former Board Room) – Main Level. This is an informal meeting that will give the applicant, in this case the county, the opportunity to present his/her plan, and residents the opportunity to ask questions and express their views regarding the application prior to the Planning Commission and Board of Supervisors public hearings.

Technical Review Committee: This Committee Meeting is scheduled for Thursday, June 9, 2011 from 10:00 a.m. – 12:00 p.m. in the Historical Court House of Fluvanna County. The Committee will review the application and send a recommendation to the Planning Commission.

Fluvanna County Planning Commission Public Hearing: The Planning Commission's Public Hearing is scheduled for Wednesday, June 22, 2011, at 7:00 PM in the Circuit Court Room – Main Level of the Fluvanna County Courts Building. The Planning Commission will hold a public hearing and forward a recommendation to the Board of Supervisors. There will be an opportunity for public comment.

Fluvanna County Board of Supervisors Public Hearing: The Fluvanna County Board of Supervisor's Public Hearing is scheduled for Wednesday, July 20, 2011, at 7:00 PM in the Circuit Court Room – Main Level of the Fluvanna County Courts Building. A separate notice will be sent to adjacent property owners.

If you have further questions or need additional information, please contact the Fluvanna County Planning & Community Development Department at (434) 591-1910.

**YOUR NEIGHBORS MAY NOT HAVE RECEIVED THIS MAILING.
PLEASE SHARE THIS INFORMATION.**

28 Parcels Selected

Thursday May 18, 2011



Map	Parcel ID	Owner's Name
	<u>12 1 L1</u>	✓ <u>KIRBY, MICHAEL A & LINDA</u> <u>2093 BYBEE ROAD</u> <u>LOUISA VA 23093</u>
	<u>12 2 2</u>	✓ <u>HAMSHAR, BRIAN W</u> <u>910 CUNNINGHAM RD</u> <u>PALMYRA VA 22963</u>
	<u>12 2 A</u>	✓ <u>HARLOW, JEFFERY L</u> <u>644 DEERFIELD ROAD</u> <u>LOUISA, VA 23093</u>
	<u>12 2 2D</u>	
	<u>12 A 14</u>	✓ <u>SOUTHALL, ANNIE R</u> <u>1282 BYBEE RD</u> <u>LOUISA, VA 23093</u>
	<u>12 A 15</u>	✓ <u>TANOUS, CARL J & DIANE P</u> <u>4996 BYBEES CHURCH RD</u> <u>TROY VA 22974</u>
	<u>12 A 16</u>	✓ <u>TANOUS, DIANE P</u> <u>4996 BYBEES CHURCH RD</u> <u>TROY VA 22974</u>
	<u>12 A 16A</u>	✓ <u>TANOUS, CARL J & DIANE P</u> <u>4996 BYBEES CHURCH RD</u> <u>TROY VA 22974</u>
	<u>12 A 36</u>	✓ <u>MARSHALL, KENNETH W LE ET AL</u> <u>42 DEER MEADOW LN</u> <u>TROY VA 22974</u>
	<u>12 A 58</u>	✓ <u>WIPSCOMB, ROGER C. & BEVERLY A.</u> <u>488 DEERFIELD ROAD</u> <u>LOUISA, VA 23093</u>
	<u>12 A 58B</u>	✓ <u>JONES, MILTON H. & JEAN F.</u> <u>590 DEERFIELD ROAD</u> <u>LOUISA, VA 23093</u>
	<u>12 A 62</u>	✓ <u>KIMCO, L.C.</u> <u>1510 E. HIGH STREET</u> <u>CHARLOTTESVILLE, VA 22902</u>
	<u>12 A 63</u>	✓ <u>KIMCO, L.C.</u> <u>1510 E. HIGH STREET</u> <u>CHARLOTTESVILLE, VA 22902</u>
	<u>12 A 64</u>	✓ <u>KIMCO, L.C.</u> <u>1510 E. HIGH STREET</u> <u>CHARLOTTESVILLE, VA 22902</u>
	<u>12 A 70</u>	✓ <u>KEY, ARNOLD W</u> <u>1788 BYBEE RD</u> <u>LOUISA, VA 23093</u>
	<u>12 17 C</u>	✓ <u>KERNS, DWIGHT R</u> <u>2390 UNION MILLS RD</u> <u>TROY VA 22974</u>
	<u>12 17 LA1</u>	0
	<u>12 17 LA2</u>	

0

	<u>12 17 LA2B</u>	
	<u>12 18 1</u>	✓ <u>MC ELHENY, SANDFORD D & DONNETA SUE</u> <u>124 DEERFIELD RD</u> <u>LOUISA, VA 23093</u>
	<u>12 18 2</u>	✓ <u>FORREN, MARSHALL W & SUE</u> <u>144 DEERFIELD RD</u> <u>LOUISA VA 23093</u>
	<u>12 18 3</u>	✓ <u>CRANE, JOSEPH TODD</u> <u>7406 SOMOA DR</u> <u>RICHMOND VA 23228</u>
	<u>12 18 4</u>	✓ <u>CRANE, JOSEPH F</u> <u>7406 SOMOA DR</u> <u>HENRICO, VA 23228</u>
	<u>12 19 A</u>	✓ <u>BUCHANAN, K. DIANNE & THOMAS E., JR</u> <u>1602 BYBEE RD</u> <u>LOUISA VA 23093</u>
	<u>12 19 B</u>	✓ <u>KEY, ARNOLD W</u> <u>1780 BYBEE RD</u> <u>LOUISA VA 23093</u>
	<u>12 19 C</u>	✓ <u>BUCHANAN, THOMAS E JR & K DIANNE</u> <u>1602 BYBEE RD</u> <u>LOUISA, VA 23093</u>
	<u>12 19 E</u>	<u>LOYD, ROY E & REBECCA M</u> <u>1662 BYBEE RD</u> <u>LOUISA VA 23093</u>
	<u>12 19 H</u>	✓ <u>BUCHANAN, THOMAS E JR & K DIANNE</u> <u>1602 BYBEE RD</u> <u>TREVILIANS VA 23093</u>

Click on the Globe  in a row to show that parcel on the map page. Click on the Parcel ID number to show the detail information of that parcel. Click on an Owner's Name or Address to show a list of all properties of that owner.



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An Ordinance To Amend The Fluvanna County Zoning Map, With Respect To 10.339 acres of Tax Map 12, Section 18, Parcels 1, 2, and 3 to rezone the same from I-1, Industrial, Limited to A-1, Agricultural, General; and 52.859 acres of Tax Map 12-18-4 and Tax Map 12-17-C to rezone the same from I-1, Industrial, Limited to I-1, Industrial, Limited.

(ZMP 11:001)

BE IT ORDAINED BY THE FLUVANNA BOARD OF SUPERVISORS, pursuant to Virginia Code Section 15.2-2285, that the Fluvanna County Zoning Map be, and it is hereby, amended, as follows:

That 10.339 acres of Tax Map 12, Section 18, Parcels 1, 2, and 3, be and is hereby, rezoned from I-1, Industrial, Limited to A-1, Agricultural, General; and that 52.859 acres of Tax Map 12-18-4 and Tax Map 12-17-C, be and is hereby, rezoned from I-1, Industrial, Limited to I-1, Industrial, Limited.

April 27, 2011

Board of Supervisors
Fluvanna County
PO Box 540
Palmyra, VA 22963

To the Board of Supervisors:

We have recently learned that our property is incorrectly zoned as I1. We are asking that it be rezoned to A1 for residential.

The property is located at:

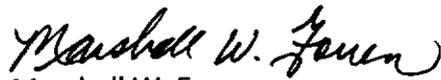
144 Deerfield Rd
Louisa, VA 23093
Fluvanna County

Tax Map 12-18-2.

We purchased this property on April 26, 2006. It consists of a dwelling on 3.552 acres.

Thank you for your attention to this matter.

Cordially,


Marshall W. Forren


Sue Forren

434.589.3774

Cc: Darren Coffey



April 27, 2011

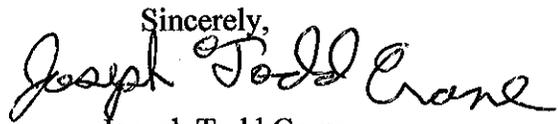
Mr. Shawn Kenny
County Supervisor
P.O. Box 540
Palmyra, VA 22963

RE: Tax Map 12-18-3 PB 2-70

Dear Sir;

I bought my house and land in Feb. 05 from my Father and at the time of sale it was zoned A-1. I have recently been advised by my neighbors that our property was re-zoned to I-1 sometime around 2003. We were never notified by the County of Fluvanna regarding this, nor is there any record of a zoning hearing regarding the same. I respectfully request that this improper zoning change be rectified and my zoning be changed back to A-1. I wish to be notified in writing by the County when this has been done.

Sincerely,



Joseph Todd Crane
210 Deerfield Road
Louisa, VA 23093

cc: Mr. Darren Coffey, Dir. of Zoning, Fluvanna Co.

April 28, 2011

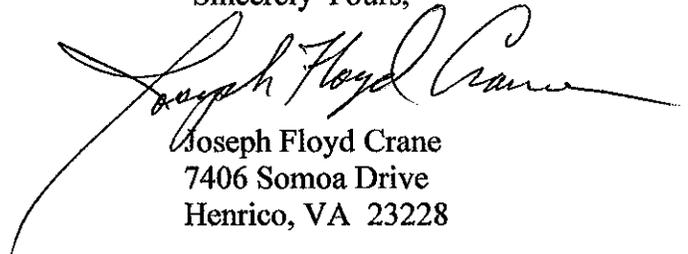
Mr. Shawn Kenny
County Supervisor
P. O. Box 540
Palmyra, VA 22963

RE: Tax Map 12-18-4 PB 2-70

Dear Sir;

I have received verification from Mr. Darren Coffey, Director of Zoning for Fluvanna County that my 8.997 acres of land is zoned I-1(Industrial) and has been for years. I respectfully request that it remain as I-1, because the four large chicken barns have been removed. The zoning I-1 is more beneficial to the growth of Fluvanna County.

Sincerely Yours,



Joseph Floyd Crane
7406 Somoa Drive
Henrico, VA 23228

cc: Mr. Darren Coffey, Dir. of Zoning, Fluvanna County

StevenTugwell

From: Rice, Gary (VDH) [Gary.Rice@vdh.virginia.gov]
Sent: Monday, June 13, 2011 4:29 PM
To: StevenTugwell
Subject: 6/9/11 Site Plan

Just to follow up on ZMP 11:01. Fluvanna County I-1 to A-1 and I-1 to I-1 - The Fluvanna County Health Department has no issues to be addressed regarding the affected properties proposed for rezoning. There appear to be no impact on any existing wells or sewage disposal systems.

Gary

Motion: I move that the Board of Supervisors adopt the ordinance entitled “AN ORDINANCE TO AMEND THE FLUVANNA COUNTY CODE BY THE ADDITION IN CHAPTER 14 OF A SECTION 14-4, CONCERNING THE SALE, DISTRIBUTION, COMSUMPTION AND POSSESSION OF ALCOHOLIC BEVERAGES ON COUNTY PROPERTY, WITH CERTAIN EXCEPTION”. Furthermore, I move that the Board approve events permitted under this subsection may be located at one or more of the following locations and no others, which location shall be specified in the Parks and Recreation Facility Rental Agreement:

- A. Pleasant Grove (Manor House, Wedding Grounds, Pole Barn, Heritage Trail Shelter, and Farmer’s Market Grounds);
- B. Carysbrook Performing Art Center;
- C. Bremo Park Shelter;
- D. Fluvanna County Community Center (Fork Union).

AGENDA BOARD OF SUPERVISORS JULY 20, 2011

SUBJECT: Ordinance to amend the Fluvanna County Code

RECOMMENDATION: Staff recommends the Board adopt the ordinance to allow for the sale, distribution, consumption, and possession of alcoholic beverages on designated County property.

TIMING: Routine

FISCAL IMPLICATIONS: None. The adoption of the ordinance simply gives the Board the authority to change the County Code.

POLICY IMPLICATIONS: Board action is required to amend the Fluvanna County Code.

DISCUSSION:

- The Department of Parks and Recreation received a request from the Fluvanna County Extension office requesting approval for a local winery to conduct wine tasting and sales at the Fluvanna Farmer’s Market which is located on County property.
- On April 6th, the Board received public comments to allow a local winery to conduct wine tasting and sales at the Fluvanna Farmer’s Market.
- On April 12th, the Recreation Advisory Board voted to recommend approval to the Board of Supervisors to adopt an ordinance to allow alcoholic beverages on County property.

- On May 18th, staff presented the Board with a presentation to adopt an ordinance for the sale and consumption of alcoholic beverages on County property. The Board authorized the County Attorney to draft an ordinance for their review.
- On June 1, staff requested the Board authorize staff to advertise for a public hearing, an ordinance to amend the Fluvanna County Code, to be heard on July 20, 2011.
- Staff advertised the public hearing to receive comments on the proposed ordinance amendment concerning the sale, distribution, consumption and possession of alcoholic beverages on County property, with certain exceptions in the Fluvanna Review on the following dates Thursday, July 7th and July 14th, 2011.

LEGISLATIVE HISTORY: None

Staff: Dwight Godwin, Parks and Recreation Director

Attachments:

Ordinance

Public Hearing Advertisement

Copy:

County Administrator's Use Only

Jay Scudder, County Administrator

**AN ORDINANCE TO AMEND THE FLUVANNA COUNTY CODE BY THE
ADDITION IN CHAPTER 14 OF A SECTION 14-4, CONCERNING THE SALE,
DISTRIBUTION, CONSUMPTION AND POSSESSION OF ALCOHOLIC
BEVERAGES ON COUNTY PROPERTY, WITH CERTAIN EXCEPTIONS**

BE IT ORDAINED BY THE FLUVANNA BOARD OF SUPERVISORS, pursuant to Virginia Code Section 15.2-1800, that the County Code be, and it is hereby, amended, in Chapter 14, by the addition of a Section 14-4, which is hereby enacted as follows:

14-4. Sale, distribution, consumption and possession of alcoholic beverages prohibited on County property; exceptions.

(a) No person shall sell, give away or otherwise distribute; consume, or possess an open or previously opened container containing, any alcoholic beverage; or be under the influence of an alcoholic beverage, while on any County property.

(b) Any person violating the provisions of this section shall, in addition, to any other penalty, be deemed to be a trespasser on the property on which such violation shall have taken place.

(c) Notwithstanding subsection (a), the sale, distribution, possession and consumption of alcohol, by persons of legal age, at certain public parks and recreation facilities may be permitted under certain conditions as more particularly set forth hereinafter.

(1) Beer and/or wine may be sold or otherwise distributed, consumed and possessed by persons otherwise permitted by law to possess the same and in accordance with the regulations of the Virginia Alcoholic Beverage Control Board (“ABC”) for the following special events:

(A) Private events where alcohol is provided at no charge to guests, such as wedding receptions, retirement parties, etc., (commonly referred to as “banquets”) which are hosted by private individuals;

(B) Special events hosted by duly organized, nonprofit corporations and associations raising money for athletic, charitable, educational, political, or religious purposes;

(C) Events (commonly referred to as “tastings”) involving the sale or giving of samples for the purpose of educating the consuming public about alcoholic beverages being tasted.

(2) Each event shall be subject to a Facility Rental Agreement approved by the director of Parks and Recreation in a form approved by the county attorney. Each such agreement shall be accompanied by a copy of a current ABC license of a type appropriate to the event as well as proof of liability insurance, with the County as additional insured, in a form reasonably satisfactory to the county attorney. In addition to other provisions, each such agreement shall require the provision of security controls reasonably satisfactory to the director of Parks and Recreation. Approval of any such agreement shall be conditioned upon the payment to the County of a fee reasonably calculated to defray the expense of administration of this section not to exceed \$1000.

(3) Events permitted under this subsection may be located at one or more of the following locations and no others, which location shall be specified in the Facility Rental Agreement:

(A) Pleasant Grove (Manor House, Wedding Grounds, Pole Barn, Heritage Trail Shelter, Farmer's Market Grounds);

(B) Carysbrook Performing Arts Center;

(C) Bremo picnic shelter;

(D) Fluvanna County Community Center (Fork Union).

(4) Permits for events shall be subject to revocation for material violations of this section or of the Facility Rental Agreement or any associated ABC license.



PUBLIC HEARING FLUVANNA COUNTY BOARD OF SUPERVISORS

The Fluvanna County Board of Supervisors will conduct a public hearing pursuant to Section 15.2-1800 of the Code of Virginia, on Wednesday, July 20th, 2011 at 7:00 p.m. in the Circuit Courtroom of the Fluvanna Courts Building in Palmyra, Virginia in order to receive public input on the following:

To receive comments on the proposed ordinance amendment concerning the sale, distribution, consumption and possession of alcoholic beverages on county property, with certain exceptions.

The full text of the ordinance is on file in the County Administrator's office and may be reviewed during regular work hours. The public is invited to attend the public hearing. The phone number of the County Administrator's office is 434-591-1910.

Any parties wishing to be heard are requested to attend the public hearing.

It is the County's intent to comply with the requirements of the Americans with Disabilities Act. Should you need special accommodations, please contact the County Administrator's Office at the number listed above prior to July 20th, 2011.

Authorized by Fluvanna County Board of Supervisors

Fork Union Sanitary District Future Water Supply Plans

Alan Batson

Chairman of the Fork Union
Sanitary District Advisory Board

History

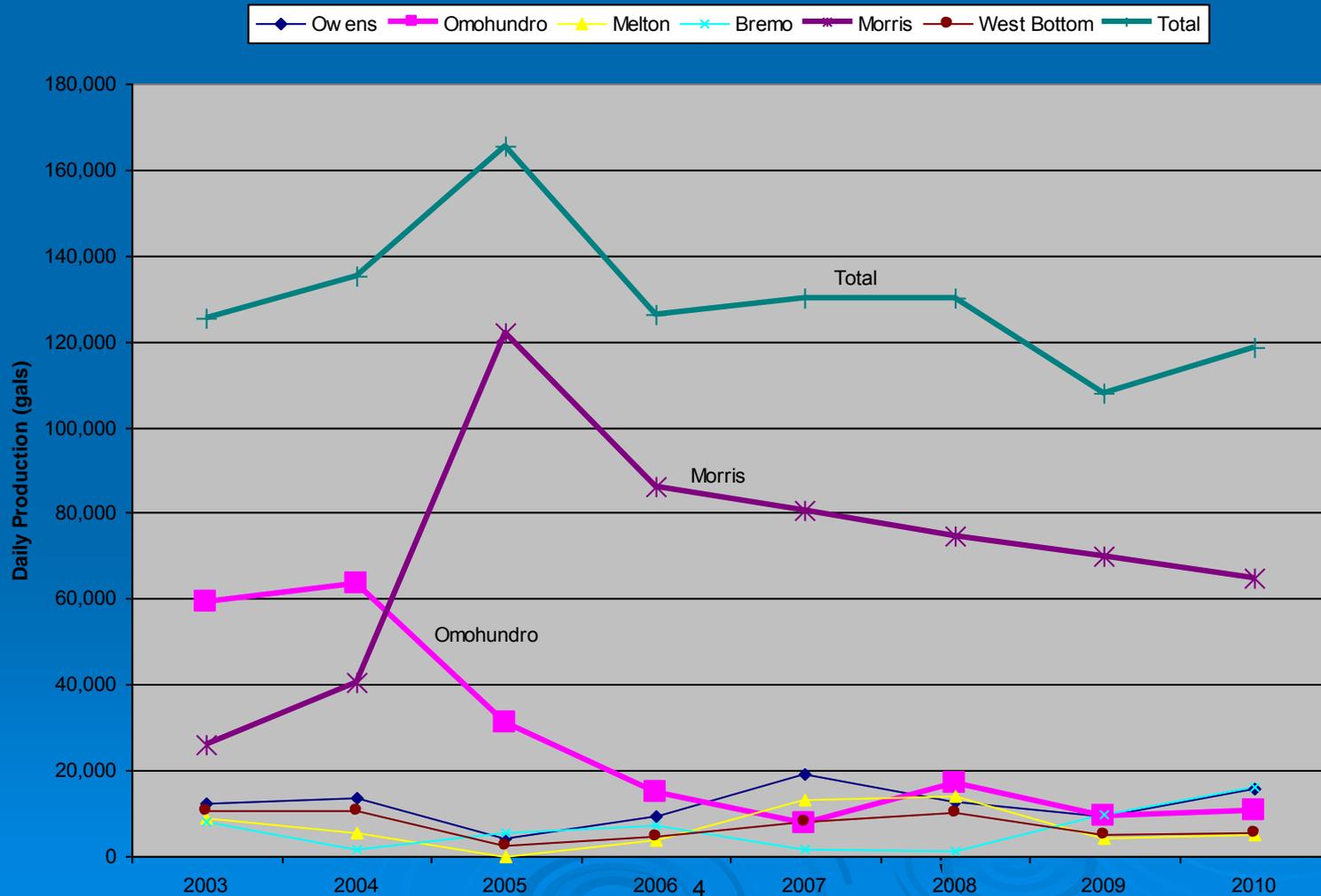
- The water system in Fork Union was started in 1967 and built starting in 1968
- The system first used the James River for its water supply
- After the system was destroyed by two Hurricanes with four years of the system start-up, the supply was changed to wells

Water Wells in FUSD

- There are two large wells with treatment plants along with five smaller ones
- Since the County has been talking about supplying water to FUSD the system has added one well and reconditioned one of the larger wells
- Even with this work the system still has a difficult time handling large water draws or drought conditions

Historic Water Supply

Average Daily Production



FUSD Advisory Board

- The FUSD Advisory Board has spent several months working to develop a plan to take action
- The Advisory Board developed a short term plan along with a long term plan
- It formalized this plan in a Resolution that it is presenting to the Board of Supervisors

Short Term Plan

- Redevelop the Omohundro Well
- Identify potential new well sites using a hydro geologic survey and drill a new well
- Redevelop the contaminated Carysbrook Well
- Develop a plan and cost estimate to use the Creative Interiors Wells
- Obtain grants from the Health Department and evaluate the FUSD rates to increase income to help pay for this work

Long Term Plan

- Use the East Coast Transport Water Line to supply James River water to the system along with building a new surface water plant
- Partner with Fluvanna County to go to the James River
- Independently develop a water intake and treatment plant on the James River

**Resolution by the Fork Union Sanitary District Advisory Board
For the
Supplementation of the Currently Inadequate Water Supply for the
Sanitary District**

At a regularly scheduled meeting of the Fork Union Sanitary District Advisory Board held on May 24, 2011 at the Fork Union Community Center, the Advisory Board adopted the following resolution by way of a unanimous vote.

WHEREAS, the Fork Union Sanitary District has been providing water to customers in the Fork Union area for over 40 years using primarily wells; and,

WHEREAS, the Fork Union Sanitary District has experienced a drop in production of water from one of the two largest wells in the system, the Omohundro well starting in 2005; and,

WHEREAS, this drop in production of the Omohundro well has put pressure on the system to produce an adequate supply during the drier times of the year;

NOW, THEREFORE, BE IT RESOLVED THAT: The Fork Union Sanitary District hereby has developed the following short term and long term plan to supplement the water supply for the customers in the Sanitary District:

Short Term Plan

Goals: to replace or supplement the existing water well supply for the Sanitary District using either new wells, purchasing or leasing existing wells or modifying in adequate wells or contaminated wells owned by the Sanitary District.

1. Redevelop the Omohundro well.
2. Develop a hydro geologic plan for the Sanitary District to identify areas of higher probability to drill high production wells. If possible these wells should be within a reasonable distance to the two water treatment plants.
3. Develop a plan in accordance with Health Department requirements to clean the water at the Carysbrook well once used by the Sanitary District.
4. Develop a plan with a cost estimate to clean and use the water at the Creative Interiors facility.
5. Place an advertisement in the local newspaper to request the use of any private high production wells in the Sanitary District.

Any of these approaches should also include an effort to obtain grants and low cost loans.

Long Term Plan

Goals: to replace and supplement the existing water well supply for the Sanitary District using the James River as the supply source.

1. Develop a plan to go to the James River supplying only water to the Sanitary District using raw water purchased from the East Coast Transport, Inc. raw water line. This will require the construction of a new surface water treatment plant.
2. Develop a plan to go to the James River partnering with Fluvanna County.
3. Develop a plan to construct a water intake on the James River along with a new surface water treatment plant to supply the Sanitary District.

Each of these alternatives will include an effort to obtain grants and low cost loans. Additionally, a permit will need to be redeveloped for the withdrawal of water from the James River along with a contract with the East Coast Transport, Inc. if this option is pursued.

MOREOVER, the Fork Union Sanitary District Advisory Board will contract with the appropriate professionals to develop the necessary studies, plans and cost estimates so that a well developed plan of action can be selected and pursued.

ADOPTED this twenty fourth day of the month of May in the year 2011.

A COPY ATTEST

COPY

Alan Batson
Chairman of the Fork Union
Sanitary District Advisory Board
Fluvanna County, Virginia

Radio System Compliance and Upgrade Recommendations

Radio System
Committee
July 20, 2011

What we are asking for the Board of Supervisors to act on tonight:

- Approve the development and advertisement of a request for bid to “narrow band” the existing radio system to meet the regulator deadline of Jan 1, 2013; and,
- Advertise for a radio design firm to develop a request for bid for an improved radio system coverage.

Background on Narrow Banding

- The Federal Communications Commission (FCC) has mandated that all existing radio system narrow band their system by January 1, 2013.
- This reduces the frequency band width that is used by each of the four frequencies or channels that the County uses currently.
- There will be a slight reduction in coverage with this narrow banding.

What has to be done to Narrow Band?

- Modify the radio equipment to reduce the band widths at the E911 center.
- Modify the radio equipment at each of the towers.
- Modify the equipment that is used by each individual deputy, fire member and rescue member along with the vehicle equipment;
- Replace some of the older equipment that can not be updated with new equipment.

How do we get started?

- Add a task to the existing Radio Communications Consultant's contract so that they can help the County with the narrow banding work.
- After the consultant writes a request for bid (RFB), advertise the RFB and select a company to narrow band our existing system.

How much should be budgeted?

- The work by the consultant will be less than \$20,000.
- The upgrade work is expected to be about \$200,000.
- A total budget of \$220,000 is anticipated.
- This will be taken from the appropriated money for the radio system improvements.

Can we meet the Regulatory Deadline?

- Based on discussions with our existing radio communications maintenance provider, Clear Communications, it is expected that we can meet this deadline.
- But this will need to be started very soon, or we could slip past the deadline which could result in FCC fines.
- The use of the existing radio consultant for the work to create the RFB will help the timeline.

Radio System Improvements

In addition to the compliance with the FCC requirements, the existing system needs to be improved in order to:

1. Improve the coverage of the system over the County, and
2. To add interoperability within the County's systems (School, Public Works, Sheriff, Rescue, and Fire) as well as the surrounding Counties.

Improving Coverage

- The existing system has about 80% coverage on paper
- The users in the field feel that the coverage is much less
- Coverage within structures is very poor in much of the County
- This poor coverage can lead to the possibility of losing contact with a first responder who could be in danger within a structure.

Interoperability

- The current E911 radio system has the Sheriff's department, fire and rescue on the same frequency (VHF)
- The schools and public works are on a different system (UHF)
- The surrounding Counties have narrow banded VHF and 800 MHz systems
- Emergencies involving the schools or use of other mutual aid companies is hindered by the lack of ability to easily and efficiently communicate between these other agencies

Hiring a radio consultant

- A radio consultant will be hired through an RFP process since this work will go beyond the contract of the existing consultant
- The consultant will develop a plan of action to expand the coverage and interoperability

Work that will be completed by the Radio Consultant

- Request new frequencies to secure room for growth in the future
- Design new tower locations using existing towers where possible
- Design upgrades to the transmitting and receiving capabilities (including trunking)
- Design an interoperability capability into the system

How much will this cost?

- The only estimates that exist at this time were presented to the Board of Supervisors earlier this year:
 - VHF System about \$6,000,000
 - UHF System about \$8,000,000

How long will this take?

- Hiring of the radio consultant will take about 90 to 120 days
- Design of a system for use in a request for bid will take about 180 days
- The Request for bid will take another 60 days
- Approvals of new frequencies will be about 90 to 120 days
- Construction after approval by the Board will be about 16 months
- Total time is estimate to be between 27 to 30 months

Compliance with FCC deadlines

- Approve staff to contract with the existing radio consultant to develop a request for bid for narrow banding the existing system with no more than \$20,000 budgeted for this design work
- The results of any proposal will be brought to the Board of Supervisors for approval

Radio System Improvements

- Direct staff to advertise for a radio consultant to design the intended improvements along with the request for bids for these improvements
- The responses along with the proposed contract will be brought back to the Board of Supervisors for approval

Radio Communications Presentation – July 20, 2011

Draft Motion –

I direct staff to add a task order not to exceed \$20,000 to the existing radio consultants contract to develop a request for bid to narrow band the existing the radio system and advertise it and return it to the Board of Supervisors for possible approval.

Additionally, I direct staff to advertise a request for proposal to hire a radio consultant to plan, design and help the County implement radio improvements to create a system with better coverage and interoperability.

MOTION: I move the Board of Supervisors approve a supplemental appropriation of \$5,000.00 to JAUNT as a transfer from Board Contingency. The additional funds are being allocated to offset the rising fuel costs.

AGENDA BOARD OF SUPERVISORS DATE: July 20th, 2011

SUBJECT: Budget Supplement for JAUNT

RECOMMENDATION: I recommend approval of the supplemental appropriation as stated above.

TIMING: Routine

FISCAL IMPLICATIONS: None

POLICY IMPLICATIONS: None

DISCUSSION: Please see attached letter.

Requestor: Donna Shaunesey, JAUNT Executive Director

Attachments: Letter dated 06/08/2011

Copy: Crystal Besecker, Budget Analyst

County Administrator's Use Only

Jay Scudder, County Administrator



JAUNT, Inc.
104 Keystone Place
Charlottesville, VA 22902-6200

Jay Scudder, Administrator
County of Fluvanna
P.O. Box 540
Palmyra, VA 22963

June 8, 2011

Dear Mr. Scudder:

When JAUNT developed its FY12 budget back in October, gas prices were \$2.80/gallon and our Board was anxious to meet the County's request for flat funding. I'm sure you're aware that the price of gasoline has leaped in the ensuing months and we now anticipate a \$250,000 shortfall in the budget due to this change. Fluvanna's share of this \$5,000.

The Board of Directors is aware that local government budgets are strapped this year and can honor the commitment to provide basic service in Fluvanna by implementing the following service cuts and fare increases:

- Increasing commuter route fares by an additional 50¢
- Limiting Fluvanna Express service on Mondays to one bus only, rather than the two that are frequently needed.

These changes are in addition to the changes that were already agreed upon where are:

- Increasing fares by 50¢ on the intracounty routes
- Charging seniors 50¢ to travel to the Fork Union Senior Center
- Eliminating summer Fluvanna Express service.

I should point out that, like other governments and agencies, we have already pared our expenses to the bone. Our staff have had to pay more for less health insurance and this will be the third year of no raises or bonuses for employees. We have done everything we could to maximize revenues and decrease expenses.

We would appreciate hearing from you and the Board of Supervisors about which scenario you would prefer. As you may imagine, it will be important

to get a decision fairly soon since keeping our expenses within the budget requires that fare increases take place as close to July 1st as possible.

We would be happy to discuss this with you in more detail or come to the Board of Supervisors meeting if that would be helpful. Thank you for your help in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Donna Shaunesey". The signature is fluid and cursive, with a large initial "D" and "S".

Donna Shaunesey
Executive Director

cc: Dave Feisner, Catherine Palmer

MOTION: I move to appoint _____ to the Fluvanna Transportation Safety Commission, with a term to begin immediately, and to terminate on June 30th 2014.

AGENDA BOARD OF SUPERVISORS DATE: July 20th, 2011

SUBJECT: Appointment to Fluvanna Transportation Safety Commission

RECOMMENDATION: Approval

TIMING: Routine

FISCAL IMPLICATIONS: None

POLICY IMPLICATIONS: None

DISCUSSION: Carol Brown's term is expiring on June 30, 2011. She does not wish to be reappointed.

Applicants who have shown an interest in this appointment are:

Tom Barnes, currently serving on the Agricultural/Forestral Advisory Committee
Ray C. Weimer

LEGISLATIVE HISTORY: None

Staff: Mary L. Weaver, Clerk to the Board of Supervisors

Copy: Frank Johnstone, Chairman

Enclosure: Boards and Commissions Applications

County Administrator's Use Only
Comments

Jay Scudder, County Administrator

MOTION: I move to appoint _____ to the Library Board of Trustees, Rivanna, with a term to begin immediately and to terminate on June 30th 2013.

AGENDA BOARD OF SUPERVISORS DATE: July 20th, 2011

SUBJECT: Appointment to Library Board of Trustees

RECOMMENDATION: Approval

TIMING: Current member resigned effective June 1, 2011.

FISCAL IMPLICATIONS: None

POLICY IMPLICATIONS: None

DISCUSSION: William J. Des Rochers is currently serving in on the Library Board of Trustees, Rivanna district, and has resigned, effective immediately.

Applicants who have shown an interest in this appointment are:

Angela Bergeron
Claire Van Nierop
Beatrice Brittain

LEGISLATIVE HISTORY: None

Staff: Mary L. Weaver, Clerk to the Board of Supervisors

Copy: Cindy Hoffman, Librarian

Enclosure: Boards and Commissions Applications

County Administrator's Use Only
Comments

Jay Scudder, County Administrator



COUNTY OF FLUVANNA

"Responsive & Responsible Government"

P.O. Box 540, Palmyra, VA 22963 · (434) 591-1910 · FAX (434) 591-1911 · www.co.fluvanna.va.us

MEMORANDUM

TO: Board of Supervisors
FROM: Crystal Besecker, Budget Analyst
SUBJECT: Contingency Balance
DATE: July 14, 2011

The balances for the BOS and grant contingency lines for FY12 are as follows:

Board of Supervisors contingency: \$100,000.00

Grant contingency: \$ 0