

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Historic Courthouse
35 Court Square
December 2nd 2009
2:00 p.m.

MEMBERS PRESENT: Marvin F. Moss, Chairman
Charles W. Allbaugh, Vice Chairman
Mozell H. Booker
John Y. Gooch
Gene F. Ott
Donald W. Weaver

ALSO PRESENT: G. Cabell Lawton, IV, County Administrator
Frederick W. Payne, County Attorney
Shelly H. Wright, Assistant County Administrator
Renee Hoover, Finance Director
Barbara Wall-Magee, Human Resource Manager
Darren Coffey, Planning & Community Development Director
Amy Hall, Building Inspections Permits Clerk
Alice F. Jones, Clerk to the Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Moss called the regular meeting of December 2nd 2009 to order at 2:00 p.m. in the Historic Courthouse, 35 Court Square, Palmyra, Virginia and the Pledge of Allegiance was recited after which, Chairman Moss called for a moment of silence.

REPORTS

Mr. Jamie Glass, VDOT Residency Administrator, reported on the following topics:

- Maintenance Work Completed
- Maintenance Work Planned
- Construction
- Land Development and Permits
- Other Issues [Status of Rt. 721, Pleasant Grove]

Mr. G. Cabell Lawton, IV, County Administrator, reported on the following topics:

- ***Kents Store Firehouse*** – apprised the Board that the groundbreaking for the Kents Store Firehouse has been tentatively scheduled for Saturday, December 5th 2009 at 10:00 a.m.
- ***1st annual Senior Celebration*** – apprised the Board this event will be held on December 16th 2009 at noon – 2:30 p.m. at the Fluvanna County Community Center; this event is being hosted by Parks and Recreation
- ***Project Update*** –
 - Active Recreation Master Plan – staff will be holding a public meeting early next year to discuss the Pleasant Grove Active Recreation Plan and gain input

- from the public concerning potential future activities on the park and their location; staff will update the board once a date is determined
- Pleasant Grove House – staff is close to releasing the bid for the Pleasant Grove House; it is staff’s understanding that the bid documents are being reviewed by VDOT and may be approved this week; staff anticipates the bids to be before the Board in March for review
 - Fork Union Fire Building – this project is funded by federal grants, there are numerous environmental and historic assessments that need to be submitted to DHR and divisions of FEMA where the grant was awarded; this may take some time depending on the findings of these agencies
 - Performance Contracting – staff is evaluating the Siemens proposal; this will be brought back to the Board on January 20th 2010
 - Municipal Financial Software – staff has held interviews with several firms and will be making a recommendation to the Board at the January 20th 2010 Board meeting
 - Staff will also be making presentations to the new Board on other capital projects in the first several months of the year which will also update all board members

PUBLIC COMMENTS #1

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

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

CONSENT AGENDA

The following items were approved under the consent agenda:

MOTION:

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

- Minutes of November 18th 2009
- Poorhouse AFD Renewal [for an additional ten (10) year period, removing tax map parcels 10(2)3, 20(2)2A, and 10(A)59 containing a total of 116.995 acres, resulting in a total district acreage of 500.480 acres]
- Resolution of Support/Department of Energy (DOE) Ramp-Up Grant [which expresses interest in and support for an application for US Department of Energy grant funds to provide funding for LEAP’s service area to extend to Fluvanna County]
- Resolution of Adopt a Road Name: Morning Glory Lane

Mrs. Booker seconded. The motion carried by a vote of 6-0. AYES:

Allbaugh, Booker, Gooch, Ott, Weaver and Moss NAYS: None

ACCOUNTS PAYABLE

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

MOTION:

Mr. Weaver moved the Accounts Payable from October 30th 2009 to November 20th 2009 and payroll for the month of October in the amount of \$3,935,540.72 be ratified. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss NAYS: None

Fund 100	General Fund	\$ 445,155.98
Fund 120	Community Programs (Parks & Rec)	97.90
Fund 130	Landfill	7,007.19
Fund 202	Federal Grants	200,481.37
Fund 302	Capital Improvements	2,507,558.34
Fund 401	Debt Service	4,000.00
Fund 502	Utility Fund	6,242.51
Fund 505	Fork Union Sanitary District	18,027.65
<u>Payroll</u>		<u>746,969.78</u>
Total		\$ 3,935,540.72

PUBLIC HEARING

None

PRESENTATIONS:

Day of Caring Presentation

Mr. Bill Hughes and Mr. Lewis Farris, VFW members, provided the Board of Supervisors with an overview of services provided by Fluvanna County staff in helping with landscaping at the VFW Hall in Scottsville. They also presented appreciation certificates to those that participated in the Day of Caring.

2009 Comprehensive Annual Financial Report (CAFR)

Ms. Renee Hoover, Finance Director along with Mr. David Foley, Robinson, Farmer, Cox Associates, provided an update regarding the 2009 Comprehensive Annual Financial Report (CAFR). Pursuant to Virginia Code Section 15.2-2510, each locality shall file with the Auditor of Public Accounts (APA) an annual detailed statement prepared according to the APA's specifications showing the amount of revenues, expenditures, and fund balances for the preceding fiscal year accompanied by the locality's audited financial report on or before November 30th. Robinson, Farmer, Cox Associates indicated that the County's financial statements were free of any material misstatements and that they rendered an unqualified opinion. Ms. Hoover indicated that the CAFR will be submitted to the Governmental Finance Officers Associations (GFOA) for consideration of the Certificate of Achievement for Excellence in Financial Reporting.

Discussion ensued with the Board of Supervisors and it was noted that the Surety Bond for past board members Cecil Cobb and Thomas Payne needed to be removed.

ACTION MATTERS

Revision of Section P.10 of the Standards of Conduct Policy

The current smoking policy prohibits smoking tobacco in all County-owned buildings and County vehicles. This revision prohibits the use of all tobacco products. The purpose of this

revision is to protect employees from exposure to infectious diseases spread by droplet dissemination resulting from spitting. This policy was originally approved on July 1st 2004 and amended on March 5th 2008.

Mrs. Barbara Wall-Magee, Human Resources Manager, addressed the Board regarding this issue.

MOTION:

Mr. Ott moved to approve the revised Smoking in the Workplace policy, Section P.10 of the Fluvanna County Personnel Manual. This motion is to be effective immediately upon approval. Mrs. Booker seconded. The motion carried with a vote of 4-2. AYES: Booker, Gooch, Ott, and Weaver. NAYS: Allbaugh and Moss.

Approval of Proposed Revenue Bond Financing for Camp Friendship

This action will take effect immediately and is required to enable the Economic Development Authority to issue up to \$1,126,000 of its Recovery Zone Facility Bonds to assist Friendship Camp, Inc. (Camp Friendship) in financing the acquisition, construction and equipping of an approximately 10,000 square foot swimming pool facility.

Mr. Scott Marshall, EDA Chairman, addressed the Board regarding this issue.

MOTION:

Mr. Gooch moved to approve that the Fluvanna County Board of Supervisors adopt the resolution [attached hereto] approving the issuance of the Bonds as recommended by the Economic Development Authority. Mr. Weaver seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

Resolution/Refunding of the 2008 Bonds

This action would enable the County to pursue a refunding of 2008 bonds that were acquired in order to construct the new high school.

Board discussion ensued and with unanimous support there was no action taken at this time and the Board agreed to review the pros and cons of pursuing a refunding of 2008 bonds during the upcoming budget process.

Appointment Recommendation for Board of Zoning Appeals

The Board of Supervisors recommends an applicant to the Circuit Court and it is the Circuit Court Judges who makes the appointment. This is a five (5) year term.

MOTION:

Mr. Ott moved to recommend to the Circuit Court William C. Anderson; Wendell H. Pollard; and Harold T. Morris for reappointment to the Board of Zoning Appeals, At Large positions, with a term to begin January 1st 2010 and to terminate on December 31st 2014. Mr. Weaver seconded. The motion carried with a vote of 5-1. AYES: Allbaugh, Booker, Gooch, Ott, and Weaver. NAYS: Moss.

Appointment/Social Services Board

Ms. Josina Bakker is no longer eligible to serve on the Social Services Board leaving the Rivanna position open. This is a four (4) year term.

MOTION:

Mr. Ott moved to appoint Leonard Gardner to the Social Services Board Rivanna District, with a term to begin January 1st 2010 and to terminate on December 31st 2013. Mr. Gooch seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss NAYS: None

OLD BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENTS #2

Chairman Moss opened the floor for the second round of public comments. With no one wishing to speak, Chairman Moss closed the second segment of public comments.

CLOSED MEETING

None

ADJOURN

MOTION:

At 3:50 p.m., Mr. Weaver moved to adjourn the meeting of Wednesday, December 2nd 2009. Mr. Allbaugh seconded. The motion carried with a vote of 6-0. AYES: Allbaugh, Booker, Gooch, Ott, Weaver and Moss. NAYS: None.

**BOARD OF SUPERVISORS
COUNTY OF FLUVANNA
RESOLUTION**

At a regular meeting of the Board of Supervisors of the County of Fluvanna held in the Fluvanna County Courts Building at 2:00 p.m. on the 2nd day of December 2009, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

<u>PRESENT</u>	<u>VOTE</u>
<i>Marvin Moss, Chairman</i>	<i>YEA</i>
<i>Charles Allbaugh, Vice-Chairman</i>	<i>YEA</i>
<i>Mozell Booker</i>	<i>YEA</i>
<i>Donald Weaver</i>	<i>YEA</i>
<i>Gene Ott</i>	<i>YEA</i>
<i>John Gooch</i>	<i>YEA</i>

On the motion of Mr. Gooch seconded by Mrs. Booker, which carried by a vote of 6-0 the following resolution was adopted:

**A RESOLUTION TO AUTHORIZE RENEWAL OF THE POORHOUSE
AGRICULTURAL AND FORESTAL DISTRICT FOR AN ADDITIONAL TEN-
YEAR PERIOD TO EXPIRE JANUARY 19, 2020**

WHEREAS, the Fluvanna County Board of Supervisors approved the creation of the Poorhouse Agricultural and Forestal District on January 19th, 1999 for a ten year period; and

WHEREAS, the district is set to expire on January 19th 2010; and

WHEREAS, in accordance with Section 15.2-4311 of the State Code of Virginia, the Fluvanna County Planning & Community Development Department contacted the current property owners of parcels identified in the Poorhouse Agricultural and Forestal District and advised them that the approved district would expire on January 19th, 2020 and inquired whether the owners desired that the property remain in or be removed from the district.

NOW, THEREFORE BE IT RESOLVED, on this 2nd day of December 2009, that the Fluvanna County Board of Supervisors hereby renews the Poorhouse Agricultural and Forestal District for an additional ten-year period to expire on January 19th, 2019, with the removal of tax map parcels 10(2)3, 10(2)2A, 10(A)59.

Alice Jones, Clerk
Board of Supervisors
Fluvanna County, Virginia

RESOLUTION OF SUPPORT

Department of Energy (DOE) Ramp-Up Grant

WHEREAS, addressing energy efficiency is in the public's best interests as it promotes a cleaner environment, cost savings, a healthier populace, and a higher quality of life; and

WHEREAS, the Local Energy Alliance Program (LEAP), has been established as a community-based, nonprofit whose mission is to help facilitate unprecedented utility (energy and water) savings by retrofitting buildings and installing renewable technologies in both residential and commercial sectors; and

WHEREAS, LEAP is being designed to save money for residents, business owners and others, to stimulate ongoing workforce and economic development and to reduce greenhouse gas emissions; and

WHEREAS, LEAP will deliver efficiency and clean energy programs to include, but not limited to, the following:

- Education and outreach to the community on energy efficiency and renewable energy
- Facilitation of energy conservation and renewable energy measures, including a financing component for said measures for the citizens, businesses and property owners in the community
- Commitment to substantial reductions in non-renewable energy use as defined by 20% - 40% efficiency gain and 30% - 50% market penetration in five-to-seven years in the community
- Quality assurance, measurement, verification, and reporting of the results of the measures taken

WHEREAS, based on an alliance and membership model, LEAP desires to work and collaborate with community stakeholders and member localities in the Thomas Jefferson Planning District region on programs to facilitate energy efficiency and renewable energy and create a comprehensive energy efficiency program; and

WHEREAS, the US Department of Energy (DOE) issued a Funding Announcement Opportunity (DE-FOA-0000148) on October 19, 2009, for a Retrofit Ramp-Up Program within its Energy Efficiency and Conservation Block Grant Program; and

WHEREAS, LEAP is collaborating with the Southeast Energy Efficiency Alliance (SEEA) along with several other communities and organizations from the southeast region to submit a grant proposal in response to this funding opportunity; now, therefore, be it

RESOLVED, that the County of Fluvanna supports the SEEA application for DOE grant funding in order to provide specific funding for LEAP's programs and services in its community.

Adopted this 2nd day of December 2009

by the Fluvanna County Board of Supervisors

**RESOLUTION TO ADOPT A ROAD NAME:
Morning Glory Lane**

WHEREAS, the establishment of an Enhanced 9-1-1 emergency telephone system in Fluvanna County has become effective; and

WHEREAS, such system requires the assignment of names to all streets and roads in the county, the assignment of building numbers to all buildings having telephones and/or occupancies, and the erection of appropriate street signs at intersections; and

WHEREAS, County staff has recommended this road name for consideration; and,

WHEREAS, the Board of Supervisors is empowered to name streets, roads and alleys within the County in accordance with Section 18-2 of the Fluvanna County Code;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Fluvanna County pursuant to Section 18-2 of the Fluvanna County Code that the road located off of Glenarvon Drive just south of Bremono Road, be named Morning Glory Lane.

Adopted this 2nd day of December, 2009.
by the Fluvanna County Board of Supervisors

Alice F. Jones
Clerk to the Board of Supervisors