

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Courtroom
Fluvanna Courts Building
September 7th, 2011
2:00 p.m.**

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

MEMBERS ABSENT: Joe Chesser
Chris Fairchild

ALSO PRESENT: Jay Scudder, County Administrator
Fred Payne, County Attorney
Renee Hoover, Finance Director
Pat Groot, Grants Administrator
Garland Nuckols, Facilities Director
Darren K. Coffey, Director of Planning
Steve Tugwell, Planner
Mary L. Weaver, Clerk to the Board of Supervisors

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Chairman Gooch called the meeting of September 7th, 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, reported on the following topics:

- *Route 1015, Turkey Sag Trail Sidewalk & Bike Lanes Project* – will be advertised in December 2011.
- *Route 600/53 Roundabout* – will be advertised in April 2012
- *Retirement* - Ms. Karen Kilby is retiring at end of the month.

Mr. Shaun Kenney asked if anybody has checked on the road from Venable Road to Wilmington and Courthouse Road to Palmyra for potholes. Mr. Jay Scudder addressed the board in regards to VDOT and staff working on resolving subdivision road issues.

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

- *Earthquake Recovery Challenge Grant* – William A. Cook Foundation will match the first \$100,000 in private donations for Earthquake Recovery in Fluvanna and Louisa.
- *TJPDC* – reminder of freeze on per capita amount of funding to the TJPDC
- *9/11 Remembrance* – invitation to Memorial Ceremony at the Lake Monticello Fire/Rescue Building on September 11, 2011 at 1:00pm.
- *Audit of Clerk of Court* – received high marks.
- *Zion Station* – water pressure.
- *Quail Recovery* – possibility of designing Pleasant Grove for Quail Recovery and Rehabilitation.
- *Aqua Virginia* – reviewed the progress of the meetings with Aqua Virginia.

PUBLIC COMMENTS #1

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

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

CONSENT AGENDA

The following item was withdrawn from the consent agenda:

- Livestock Reimbursement Claim/Shawn & Melissa Kenney.

The following items were approved under the consent agenda:

MOTION:

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

- Minutes of August 3rd, 2011.
- Minutes of August 17th, 2011 Work Session.
- Resolution Recognizing Alexander Tyree Lackey as an Eagle Scout.
- Insurance Reimbursement for Water Damages.
- Accept DMV Grant for the Sheriff's Office.
- Accept Wireless Board Training Grant for E911 Center.
- Livestock Reimbursement Claim/Angus Murdock.
- Livestock Reimbursement Claim/William & Jackie Peters.

Mrs. Booker seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

ACCOUNTS PAYABLE

Renee Hoover, Finance Director, addressed the Board regarding accounts payable. After some discussion the following motion was made:

MOTION:

Mr. Weaver moved that the Accounts Payable from July 25th, 2011, through August 30th, 2011, and payroll for the month of July, 2011, in the amount of \$2,281,732.10, be ratified. Mr. Kenney seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

Disbursements	1,690,653.57
<u>Payroll</u>	<u>591,078.53</u>
Total	\$ 2,281,732.10

PRESENTATIONS:

Wireless Telecommunications Facilities Master Plan – Mr. Darren Coffey, Planning Director and Ms. Susan Rabold, CityScape Consultant, addressed the board in regards to Wireless Telecommunications Facilities Master Plan. Ms. Rabold spoke on the following topics:

- CityScape's Methodology
- Wireless Service Providers
- Actual & Potential Antenna Locations
- Proposed Emergency Services Sites
- Proposed Projected Sites
- Zoning Recommendations

Mr. Coffey reviewed with the Board the next step would be a public hearing at the September 21st meeting for action.

Legislative Update – Mr. David C. Blount, TJPDC Legislative Liaison, addressed the Board explaining the process for developing the Thomas Jefferson Planning District Legislative Program. Mr. Blount indicated he would like to receive input from the board concerning items they would like to see in the program. He will circulate a copy of the draft program in early October and request to come before the Board again in November to seek concurrence with the program.

ACTION MATTERS

EST 11:01, John C. & Kathryn K. Zehler [amend Conservation Easement 07:01 to add 16.195 acres of Tax Map 41-A-66 to the existing adjoining easement of 107.586 acres Tax Map (30-A-84, for a total of 123.781 acres]. Mr. Steve Tugwell, Planner, addressed the Board regarding this item.

MOTION:

Mr. Kenney moved to approve EST 11:01, a request to amend Conservation Easement 07:01 to add 16.195 acres of Tax Map 41-A-66 to the existing adjoining easement of 107.586 acres Tax Map (30-A-84), for a total of 123.781 acres subject to the property restrictions listed in the staff report, and the amended Deed of Easement being subject to approval as to form by the County Attorney. Mr. Weaver seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

OLD BUSINESS

None

NEW BUSINESS

Earthquake Damage – Mr. John Robins, Public Works Director, reviewed with the Board the earthquake damage that Fluvanna County received. Mr. Robins has been in touch with FEMA to see if help would be available.

Reassessment Schedule – Mr. Jay Scudder, County Administrator, addressed the Board in regards to a proposed timeline for the review and selection of a Reassessment Firm. Mr. Scudder recommended a committee be formed for this process.

Chairman Gooch appointed the following individuals to the reassessment committee:

- Mr. Don Weaver, Board of Supervisor
- Mr. Barry Bibb, Planning Commissioner
- Mr. Mel Sheridan, Commissioner of the Revenue
- Mr. Jay Scudder, County Administrator
- Ms. Maggie Gunnels, Citizen Realtor

PUBLIC COMMENTS #2

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

- Rebecca Ashmore, Palmyra District – addressed the Board in regards to the Reassessment Committee meeting.
- Mel Sheridan, Columbia District – addressed the board in regards to earthquake damage.

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

CLOSED MEETING

MOTION TO ENTER INTO A CLOSED MEETING:

At 4:13 p.m., Mr. Weaver moved the Fluvanna County Board of Supervisors enter into a closed meeting, pursuant to the provisions of Section 2.2-3711 of the Code of Virginia, 1950, as amended, for the purpose of discussing legal matters. Mr. Kenney seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

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

At 5:29 p.m., Mr. Weaver moved the closed meeting be adjourned and the Fluvanna County Board of Supervisors convene again in open session. Mr. Kenney seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

MOTION:

At 5:30 p.m., the following resolution was adopted by the Fluvanna County Board of Supervisors, following a closed meeting held Wednesday, August 3rd, 2011 on motion of Mr. Weaver, seconded by Mr. Kenney and carried by the following vote: AYES: Gooch, Kenney, Booker, and Weaver. NAYS: None. ABSENT: Chesser & Fairchild

“**BE IT RESOLVED** to the best of my knowledge (i) only public business matters lawfully exempted from open meeting requirements under Section 2.2-3711-A of the Code of Virginia, 1950, as amended, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting.”

MOTION:

Mr. Kenney moved to ratify the one month extension of the pound services contract with the SPCA; and direct the county attorney to negotiate with the SPCA for a further extension until 2012. Mrs. Booker seconded. The motion carried with a vote of 4-0. AYES: Gooch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

ADJOURN

MOTION:

At 5:31 p.m., Mrs. Booker moved to adjourn the meeting of Wednesday, September 7th, 2011. Mr. Kenney seconded. The motion carried with a vote of 4-0. AYES: Goch, Weaver, Booker and Kenney. NAYS: None. ABSENT: Fairchild and Chesser.

John Y. Goch, Chairman

APPROVED



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia

RESOLUTION

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, September 7th, 2011, in Palmyra, Virginia, the following action was taken:

<u>Present</u>	<u>Vote</u>
John Y. Gooch, Chairman	YEA
Shaun V. Kenney, Vice Chairman	YEA
Mozell H. Booker	YEA
Joseph Chesser	ABSENT
Chris S. Fairchild	ABSENT
Donald W. Weaver	YEA

On a motion by Mr. Kenney, seconded by Mrs. Booker, and carried by a vote of 4-0, the following resolution was adopted.

RESOLUTION

Recognizing Alexander Tyree Lackey Award of Eagle Scout Status

WHEREAS, Alexander Tyree Lackey has completed all the requirements for becoming an Eagle Scout; and

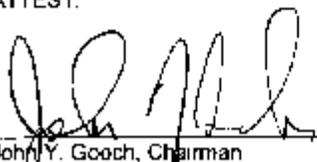
WHEREAS, Alexander has been examined by an Eagle Scout Board of Review and deemed worthy of the Eagle Scout award; and

WHEREAS, Boy Scout Troop 138 will be convening a Eagle Scout Court of Honor on October 16th 2011 at 2:00 p.m. at Saints Peter and Paul Catholic Church;

NOW, THEREFORE BE IT RESOLVED that the Fluvanna County Board of Supervisors joins Alexander's family and friends in congratulating him on his achievements and the award of Eagle Scout status.

Adopted this 7th, day of September 2011
by the Fluvanna County Board of Supervisors

ATTEST.



John Y. Gooch, Chairman