

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Court Room
October 2, 2013, 2:00 pm, Regular Meeting & Work Session**

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

MEMBERS ABSENT: Bob Ullenbruch, Vice-Chairman

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

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

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

CLOSED SESSION

MOTION TO ENTER INTO A CLOSED MEETING:

At 2:01 p.m., Mr. Weaver moved the Fluvanna County Board of Supervisors enter into a closed session, pursuant to the Virginia Code Section 2.2-3711 A.6 and 2.2-3711A.7 for discussion of Investment of Funds and Legal Matters. Mr. Chesser seconded. The motion carried, with a vote of 4-0. AYES: Kenney, Chesser, Weaver and Booker. NAYS: None. ABSENT: Ullenbruch.

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

At 2:24 p.m., Mr. Weaver moved the closed meeting be adjourned and the Fluvanna County Board of Supervisors reconvene again in open session. Mrs. Booker seconded. The motion carried, with a vote of 4-0. AYES: Kenney, Chesser, Weaver and Booker. NAYS: None. ABSENT: Ullenbruch.

MOTION:

At 2:25 p.m., the following resolution was adopted by the Fluvanna County Board of Supervisors, following a closed meeting held Wednesday, October 2, 2013, on motion of Mr. Weaver, seconded by Mrs. Booker, and carried by the following vote of 4-0. AYES: Kenney, Chesser, Weaver and Booker. NAYS: None. ABSENT: Ullenbruch.

“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.”

COUNTY ADMINISTRATOR’S REPORT

Mr. Nichols reported on the following topics:

- Aqua Virginia and Fluvanna County have mutually agreed to suspend negotiations on the PPEA Proposal pending further resolution.
- Anthony Tanner in Public Works completed Small Engine and Equipment Repair at PVCC.
- Clerk of the Circuit Court Staff received another Letter of Appreciation saying that, “you have the best clerks in the world.”
- 3rd Annual Wine Festival at Pleasant Grove Park was a great success.
- Old Farm Day at Pleasant Grove Park is Saturday, October 5, 2013, 9:00 am to 4:00 pm. A Bike Rodeo will be included this year from 10:00 am to 2:00 pm.
- Annual Mother & Son Fall Dance will be held October 19, 2013 at the Fluvanna County Community Center. RSVP by Friday October 11, 2013.
- Carysbrook Winter Gym Hours Sep 3 – Dec 5, 2013, Monday through Thursday 5:00 pm to 9:00 pm.
- Apple Harvest Trail Run 5K, October 12, 2013 at Pleasant Grove Park. Check-in 7:00 am, with the race at 8:00 am.
- Fork Union Fire Station Grand Opening and Open House on Saturday, October 12, 2013, 10:00 am to 2:00 pm.

- Awaiting final report on Carysbrook Wells.
- Ongoing concerns with Pleasant Grove Park House Project, potential update will be given at next Board meeting.
- Looking at a potential ordinance regarding Coyotes.
- Munis Self Service is working well.

Mrs. Booker showed new t-shirts for sell in Fluvanna County – A Great Place to Live, Learn, Work and Play.

PUBLIC COMMENTS #1

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

- Wayne Smith – addressed the Board in regards to Aqua Virginia rates.
- Adrian Miller, Rivanna District – addressed the Board in regards to representing the people that elected them, that they be accountable for their actions. Why rush to get James River Water Pipeline done when permit doesn't expire until 2021?
- Rick Kelly, Rivanna District – addressed the Board in regards to the great clerks in the Circuit Courts and opposed to Aqua PPEA Proposal.
- Stephanie Davis, Rivanna District – addressed the Board in regards to opposition of Aqua PPEA Proposal.

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

PUBLIC HEARING

None

ACTION MATTERS

Appointment to the Economic Development Authority – Mr. Steven Nichols addressed the Board in regards to this request. This vacancy is due to the resignation of Mr. Stephen Scott.

MOTION:

Mr. Weaver moved to appoint Mr. Daniel Nunziato to the Economic Development Authority, with a term to begin immediately and to terminate August 31, 2015, replacing Stephen Scott, who resigned. Mr. Chesser seconded. The motion carried, with a vote of 4-0. AYES: Kenney, Booker, Chesser and Weaver. NAYS: None. ABSENT: Ullenbruch.

PRESENTATIONS

JAUNT Annual Report – Mr. Brad Sheffield, Assistant Executive Director JAUNT, overviewed the FY13 JAUNT Annual Report. Mr. Sheffield discussed the funding, ridership, specific routes available in Fluvanna, Safety Driving Awards, annual survey, JAUNT Friends, and future plans for FY14. The State has given JAUNT additional funding, providing for additional routes and service within Fluvanna County. Chairman Kenney asked about adding a commuter route to Columbia. Mr. Sheffield stated he will take this request back for recommendation, and thought the request fell in line with the intended use of additional state funds.

FCPR Tackle Football Update – Mr. Aaron Spitzer, Recreation Program Coordinator, gave an overview of the progress of the U12 Tackle Football team: Coaches, equipment purchased, game schedule, and Fluvanna will be host the initial playoff games.

CONSENT AGENDA

The following items were approved under the consent agenda:

MOTION:

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

- Minutes from September 18, 2013 as presented.
- Accounts Payable Report.
- Proclamation, October as Disability Employment Awareness Month.
- Proclamation, October as Domestic Violence Awareness Month.
- CPA 13-01 – Resolution of Intent.

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

UNFINISHED BUSINESS

Interjurisdictional Agreement Regarding the James River Water Pipeline – Mr. Steven Nichols, County Administrator, reviewed with the Board the amendment to the James River Water Pipeline that was requested at the September 18, 2013 meeting.

MOTION:

Mr. Chesser moved to approve “An Agreement between Louisa County, Virginia, Fluvanna County, Virginia, the Louisa County Water Authority, and the James River Water Authority regarding the James River Water Pipeline.” Mrs. Booker seconded. The motion carried, with a vote of 3-1. AYES: Kenney, Booker, and Chesser. NAYS: Weaver. ABSENT: Ullenbruch.

Mrs. Booker asked for a map showing the route that the James River Water Pipeline will be.

NEW BUSINESS

Mrs. Booker mentioned that a monopole was constructed on Mountain View Road. Map will be added to website showing all communication towers current and pending.

PUBLIC COMMENTS #2

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

- Rick Kelly, Rivanna District – addressed the Board in regards to the Aqua PPEA Proposal. Would like Board to consider a resolution saying no to Aqua and put it to rest.
- Adrian Miller, Rivanna District – addressed the Board in regards to Coyotes.
- Clifton Parker, Director of Corporate Development for Engineering Aqua Virginia, - wanted to let the Board know they lost their Field Supervisor, Kenny Woodson, in a tragic car accident two weeks ago. He was heading up efforts to work on playground equipment for Carysbrook Elementary. That effort will continue and a memorial for Mr. Woodson will be planned for the playground.

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

Board Recessed at 3:48pm.

Board Reconvened at 4:04pm.

WORK SESSION

FUSD, Department of Public Utilities, and Service Districts – Mr. Fred Payne briefed the Board on Sanitary Districts; what they are, why we have them and how they operate and relate to the County. Mrs. Barbara Horlacher reviewed the financial status of the Fork Union Sanitary District (FUSD). Mr. Wayne Stephens, Public Works Director, discussed the current and future needs of the FUSD. Mr. Stephens suggested some options; District Tax rate or turning it over to a water authority, to help FUSD become self-sustaining. Mr. Stephens asked for direction from the Board on which way to proceed. The Board discussed the different options.

The Board **directed staff** to organize a Town Hall meeting for the Fork Union Sanitary District.

ADJOURN

MOTION:

At 5:15 p.m., Mr. Weaver moved to adjourn the meeting of Wednesday, October 2, 2013. Mrs. Booker seconded. The motion carried, with a vote of 4-0. AYES: Kenney, Booker, Chesser and Weaver. NAYS: None. ABSENT: Ullenbruch.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Mary L. Weaver, Clerk

Shaun V. Kenney, Chairman



PLANNING COMMISSION
County of Fluvanna
Palmyra, Virginia

RESOLUTION

**Comprehensive Plan Amendment – Infrastructure & Land Use Chapter
 Amendments**

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, September 18, 2013, in Palmyra, Virginia, the following action was taken:

<u>Present</u>	<u>Vote</u>
Shaun V. Kenney, Chairman	YEA
Robert Ullenbruch, Vice-Chairman	YEA
Donald W. Weaver	YEA
Mozell H. Booker	YEA
Joseph C. Chesser	YEA

On a motion by Mrs. Booker, seconded by Mr. Chesser, and voted in the affirmative (5-0), the following resolution was adopted:

WHEREAS, the Fluvanna County Board of Supervisors approved and adopted the Comprehensive Plan on March 18, 2009; and,

WHEREAS, the Board of Supervisors adopted an Interjurisdictional Agreement regarding the James River Water Pipeline: “an agreement between Louisa County, Virginia, Fluvanna County, Virginia, the Louisa County Water Authority, and the James River Water Authority regarding the James River water pipeline” at their September 18, 2013 meeting; and,

WHEREAS, § 15.2-2232 of Virginia State Code states a locality’s comprehensive plan shall control the general or approximate location, character and extent of each feature shown on the plan; and,

WHEREAS, an amendment to the Comprehensive Plan is considered by the Planning Commission with the adoption of a resolution of intent to amend the Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED that the Fluvanna County Board of Supervisors directs staff to initiate a Comprehensive Plan Amendment to amend the *Infrastructure* and *Land Use* chapter of the Comprehensive Plan, along with any other associated changes to the plan as a result of the revisions; and to schedule a public hearing on October 23, 2013 to receive public input prior to formal Planning Commission consideration and recommendation to the Board of Supervisors.

Shaun V. Kenney, Chairman