

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Court Room
March 20, 2013, 7:00 p.m. Regular Meeting**

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

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, March 20, 2013, to order at 7:00 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.

COUNTY ADMINISTRATOR'S REPORT

Mr. Nichols had nothing to report.

Mr. Chesser informed the Board about a Watershed Snapshot that the Rivanna River Basin Commission had put together and copies are available for anyone that wants them.

PUBLIC COMMENTS #1

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

- Lynne White, Columbia District – addressed the Board in regards to fully funding the schools budget.
- Seth Matula, Cunningham District – addressed the Board in regards to fully funding the schools budget.
- Gloria Scherer, Cunningham District – addressed the Board in regards to fully funding the schools budget.
- Perrie Johnson, Fork Union District – addressed the Board in regards to fully funding the schools budget.
- Melissa Markiewicz, Palmyra District – addressed the Board in regards to fully funding the schools budget.
- Rebecca Kuhns, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Tracy Carroll, Fork Union District – addressed the Board in regards to fully funding the schools budget.
- Thelma Soto, Fork Union District – thanked the Board for putting money in the budget for JABA.
- Melissa Craft, Rivanna District – addressed the Board in regards to having a community fully supporting the schools.
- Joe Shaver, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Mary McGhee, Fork Union District – addressed the Board in regards to fully funding the schools budget.
- Cyndi Girarad, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Bill Sullivan, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Hannah Corbin, Palmyra District – addressed the Board in regards to fully funding the schools budget.
- Paul Seehaver, Rivanna District – addressed the Board in regards to Fluvanna County Schools ranking in the bottom 10% of per student funding for the entire state of Virginia.

- Ann Carter, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Susan Seehaver, Rivanna District – addressed the Board in regards to fully funding the schools budget.
- Julie Buck, Cunningham District – addressed the Board as one of the teachers that was RIFd, fully fund the schools budget.
- Michelle Kiser, Palmyra District – addressed the Board in regards to fully funding the schools budget.
- Leonard Bozza, Cunningham District – addressed the Board in regards to fully funding the schools budget.
- Pat Bozza, Cunningham District – addressed the Board in regards to fully funding the schools budget.
- Patrick Sullivan, Fork Union District – addressed the Board in regards to a tax report that the Fluvanna Tax Association created.
- Brandon Henning, Cunningham District - addressed the Board in regards to fully funding the schools budget.
- Katie Crossin, Columbia District – addressed the Board in regards to the Focus on Fluvanna’s Future petition.

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

PUBLIC HEARING

St. James Street Revitalization Project in the Town of Columbia – Ms. Patricia Groot, Grants Administrator, Ms. Billie Campbell, Chief Operating Officer TJPDC and Mr. Daniel Nairn, Regional Planner TJPDC, reviewed with the Board the need to hold this public hearing to meet the requirements for the revitalization grant and what this grant will provide if granted.

Chairman Kenney opened the floor for the public hearing.

- Paul Grady, Columbia District – addressed the Board in opposition of this request.

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

Ms. Pat Groot, Grants Administrator, spoke on behalf of Mrs. Deborah Murdock, who could not attend, to please consider any salvageable historical structure in houses be offered for sale to the public.

MOTION:

Mr. Ullenbruch moved to certify that the Board of Supervisors held the second public hearing on the St. James Street Revitalization Community Development Grant Program (CBDG) Planning Project on March 20, 2013 and included all required items. Further, moved to authorize the County Administrator and appropriate staff to execute any agreements, certificates and other documents required on behalf of the County of Fluvanna to carry out the terms of the grant application. Mrs. Booker seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

Ordinance Amendment to County Code Enabling Town of Columbia’s Use of Planning Commission –

Ms. Allyson Finchum, Planning Director, and Ms. Patricia Groot, Grants Administrator, presented this request to adopt an amendment to the Fluvanna County Code to serve as the Planning Commission for the Town of Columbia, Virginia. Mr. Fred Payne, County Attorney explained what services would be expected by the Planning Commission according to the statute.

Chairman Kenney opened the floor for the public hearing.

With no one wishing to speak Chairman Kenney closed the public hearing.

MOTION:

Mr. Chesser moved to adopt an amendment to the Fluvanna County Code Chapter 2, Article 4 adding Section 2-4-4 designating the Fluvanna County Planning Commission to serve as the Planning Commission for the Town of Columbia, Virginia. Mrs. Booker seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

ACTION MATTERS

St. James Street Revitalization CIG Grant Application - Ms. Patricia Groot, Grants Administrator, presented this request to approve submission of the St. James Street Revitalization Community

Improvement Grant (CIG) Application.

MOTION:

Mr. Chesser moved the Fluvanna County Board of Supervisors adopt the attached resolution to approve submission of the St. James Street Revitalization Community Improvement Grant (CIG) application for up to \$1,000,000. Further move to authorize the County Administrator to execute any agreements, certificates and other documents required on behalf of the County of Fluvanna in order to carry out the terms of the grant, if awarded, with related contracts subject to approval as to form by the County Attorney. Mr. Ullenbruch seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

County Employee Health Plan – Ms. Gail Parrish, Human Resources Manager, presented this request to continue offering the Local Choice Health Benefits Plan for FY14.

MOTION:

Mr. Ullenbruch moved to accept the Anthem/The Local Choice Health Benefits Proposal for the Fiscal Year 2014. The County's FY14 annual contributions for benefit eligible current employees will be \$6,000 for employee only plans, \$8,500 for employee plus one plans, and \$11,000 for family plans. The County's FY14 annual contributions for benefit eligible employees hired after June 30, 2013 will be \$6,000 for employee only plans, \$7,500 for employee plus one plans, and \$9,000 for family plans. Mr. Weaver seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Ullenbruch, Booker, Weaver and Chesser. NAYS: None. ABSENT: None.

Local Emergency Declaration for March 6, 2013 – Mr. Steven M. Nichols, County Administrator, presented this request to confirm the declaration of a local emergency for the significant winter storm on Wednesday, March 6, 2013.

MOTION:

Mrs. Booker moved to confirm the decision to declare a local emergency on Wednesday, March 6, 2013, in response to a significant winter storm event. Mr. Chesser seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Ullenbruch, Booker, Weaver and Chesser. NAYS: None. ABSENT: None.

PRESENTATIONS

Fluvanna/Louisa Housing Foundation – Mr. Howard Evergreen, Executive Director, provided an overview of the Fluvanna/Louisa Housing Foundation and their FY14 Budget request.

School Board FY14 Budget Request Presentation, Fluvanna County School Board – Ms. Gena Keller, School Superintendent, presented the FY14 school budget request on behalf of the School Board. Ms. Keller discussed the mission, the priorities, the Parent Outreach Program and items in their requested budget. Ms. Carr, Vice Chair of the School Board, asked the Board if they chose to not fully fund the schools to explain why. Ms. Keller and Ms. Gilliam discussed the new culinary programs and how it's benefiting the county.

CONSENT AGENDA

Mr. Weaver requested the Resolution Recognizing Thomas J. Bugg, Jr. be pulled and read at the end of the meeting.

The following items were approved under the consent agenda:

MOTION:

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

- Minutes from March 13, 2013.
- Resolution Recognizing John Michael Marshall as an Eagle Scout.
- FY13 Budget Supplement for Registrar's Voting Equipment.
- FY13 Contingency Budget Transfer.

Mr. Weaver seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

ACCOUNTS PAYABLE AND BUDGET REPORT

None

UNFINISHED BUSINESS

None

NEW BUSINESS

FY14 Budget Discussion, Recommendation and Authorization to Advertise – Mr. Eric Dahl, Budget Analyst, reviewed with the Board the current proposed budget.

MOTION:

Mrs. Booker moved to authorize staff to advertise the FY14 Budget, the Tax Rate and the Capital Improvement Plan (CIP) for Public Hearings on April 10, 2013; the proposed budget amount for FY14 is \$65,312,998.00 and the advertised real property tax rate is \$0.795 per \$100 and the advertised personal property tax rate is \$4.15 per \$100. Mr. Chesser seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

Resolution Recognizing Thomas J. Bugg, Jr. – Mr. Weaver read a Resolution for Mr. Thomas J. Bugg, Jr. that will be presented to him at his 93rd birthday party on March 30, 2013.

MOTION:

Mr. Weaver moved the Fluvanna County Board of Supervisors adopt the resolution entitled "Recognizing Thomas J. Bugg, Jr. for his fourteen years of dedicated service to the Fluvanna County Board of Supervisors". Mrs. Booker seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Ullenbruch, Chesser and Weaver. NAYS: None. ABSENT: None.

PUBLIC COMMENTS #2

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

- Leonard Bozza, Cunningham District – addressed the Board in regards to the inequity of health benefits between county employees and school employees, also addressed his disappointment in the tax rate that was set for advertisement.
- Bill Sullivan, Rivanna District – addressed the Board in regards to the Board members being a facade.

Chairman Kenney took strong exception to what Mr. Sullivan stated. Mrs. Booker has an exemplary reputation with the School Board.

- Thomas Payne, Palmyra District – thanked the Board for passing a resolution for Mr. Thomas J. Bugg, Jr., also reminded the Board that before you adjourn you can change the tax rate, please consider \$0.80.
- Jeremy Seclar, Palmyra District – addressed the Board in regards to consider changing the tax rate to \$0.80.
- Tony O'Brian, Palmyra District – read, Year of the Teacher 2013 to the Board and requested Board to change the tax rate to \$0.80.
- Robin Pitman, Cunningham District – Fluvanna County freshman student, addressed the Board in regards to consider changing the tax rate.
- Angela Davis, Cunningham District - addressed the Board in regards to consider changing the tax rate to \$0.80.
- Lawrence Keller – addressed the Board in regards to property rates being affected, shooting ourselves in the foot.

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

CLOSED SESSION

None

Mr. Chesser addressed the Board that he did not agree with the proposed \$0.79.5 advertise tax rate.

MOTION:

Mr. Chesser moved the Fluvanna County Board of Supervisors reconsider the motion made on the tax rate. Mrs. Booker seconded. The motion failed, with a vote of 2-3. AYES: Booker and Chesser. NAYS: Kenney, Ullenbruch and Weaver. ABSENT: None.

ADJOURN

MOTION:

At 10:19 p.m., Mr. Chesser moved to adjourn the meeting of Wednesday, March 20, 2013. Mr. Weaver seconded. The motion carried, with a vote of 5-0. AYES: Kenney, Booker, Chesser, Ullenbruch and Weaver. NAYS: None. ABSENT: None.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Mary L. Weaver, Clerk

Shaun V. Kenney, Chairman

APPROVED

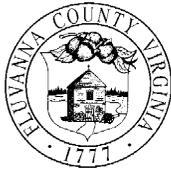
AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE 4 OF THE FLUVANNA COUNTY CODE TO ADD A NEW SECTION 2-4-4 CONSENTING FOR THE FLUVANNA COUNTY PLANNING COMMISSION TO SERVE AS THE PLANNING COMMISSION FOR THE TOWN OF COLUMBIA

BE IT ORDAINED BY THE FLUVANNA BOARD OF SUPERVISORS that the County Code be, and it is hereby, amended, in Chapter 2, Article 4, to add a new Section 2-4-4, as follows:

Sec. 2-4-4. Designation as planning commission of the Town of Columbia.

In accordance with the provisions of Virginia Code Section 15.2-2218, the governing body of the County hereby consents to the designation of the county planning commission as the planning commission of the Town of Columbia.

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, March 20, 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
Mozell H. Booker	YEA
Joseph Chesser	YEA
Donald W. Weaver	YEA

On a motion by Mrs. Booker, seconded by Mr. Weaver, and carried by a vote of 5-0, the following resolution was adopted.

**RESOLUTION
Recognizing John Michael Marshall Award of Eagle Scout Status**

WHEREAS, John Michael Marshall has completed all the requirements for becoming an Eagle Scout; and

WHEREAS, John 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 April 7, 2013 at 3:00 p.m. at Saints Peter and Paul Catholic Church, Palmyra, Virginia;

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

Adopted this 20th, day of March 2013
by the Fluvanna County Board of Supervisors

ATTEST:

Shaun V. Kenney, Chairman



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia

RESOLUTION

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, March 20, 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
Mozell H. Booker	YEA
Joe H. Chesser	YEA
Donald W. Weaver	YEA

On a motion by Mr. Weaver seconded by Mrs. Booker and carried by a vote of 5-0, the following resolution was adopted.

RESOLUTION

**Recognizing THOMAS J. BUGG, JR., for his fourteen years of dedicated service
to the Fluvanna County Board of Supervisors**

WHEREAS, Thomas Bugg served Fluvanna County on the Board of Supervisors from January 1976 – December 1989; and

WHEREAS, he served as Chairman of the Board of Supervisors from January 1980 to December 1983; and

WHEREAS, he served on the Welfare Board from 1980 - 1987; and

WHEREAS, he served on the Department of Social Services Board from January 1980 to December 1987; and

WHEREAS, he served on the Regional Jail Board from January 1987 to December 1989; and

WHEREAS, he also served in the Army Reserve Corps from April 1943 – January 1946 serving overseas in World War II where he was captured and held as a Prisoner of War. Over the course of his service, 1LT Bugg was awarded the Bronze Star, Prisoner of War Medal, Good Conduct Medal, European-Africa-Middle Eastern Campaign Medal, World War Two Victory Medal, American Campaign Medal, American Defense Service Medal, and the Combat Infantryman Badge;

NOW, THEREFORE BE IT RESOLVED that the Fluvanna County Board of Supervisors honors Thomas J. Bugg, Jr., for his many years of dedicated service to the people of this county, the Commonwealth of Virginia, and to our country and wish him many blessings in the years to come.

Adopted this twentieth day of March 2013
by the Fluvanna County Board of Supervisors

ATTEST:

Shaun V. Kenney, Chairman



BOARD OF SUPERVISORS

County of Fluvanna
Palmyra, Virginia

RESOLUTION

At a regular monthly meeting of the Fluvanna County Board of Supervisors held on Wednesday, March 20, 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
Joe Chesser	YEA

On a motion by Mr. Ullenbruch, seconded by Mrs. Booker, and carried by a vote of 5-0, the following resolution was adopted:

**A RESOLUTION OF THE
FLUVANNA COUNTY BOARD OF SUPERVISORS**

WHEREAS, the area on both sides of St. James Street between Stage Junction Road and Columbia Road presently has many unmet needs, including but not limited to substandard housing conditions, unsafe buildings at risk of flood hazard, and inadequate sewage facilities.

WHEREAS, the area on both sides of St. James Street between Stage Junction Road and Columbia Road presently has many unmet needs, including but not limited to substandard housing conditions, unsafe buildings at risk of flood hazard, and inadequate sewage facilities.

WHEREAS, Fluvanna County will submit a Community Development Block Grant (CDBG) application to the Virginia Department of Housing and Community Development (DHCD) on March 27, 2013 for the purpose of benefitting low to moderate income residents in this area.

WHEREAS, Fluvanna County staff, the Town of Columbia Council and residents of the town, including residents living within the grant project area, have actively participated in the project planning process through monthly task force meetings, a November 17, 2012 visioning workshop and a February 19, 2013 public hearing held in the Columbia Town Hall.

WHEREAS, The Columbia Town Council has expressed its full support for Fluvanna County to submit the St James Street Revitalization CDBG application.

NOW THEREFORE BE IT RESOLVED, the County of Fluvanna agrees to submit the CIG grant application for up to \$1,000,000 for the St. James Street Revitalization Project for the Town of Columbia to the Virginia Department of Housing and Community Development (DHCD) by March 27, 2013.

NOW THEREFORE BE IT RESOLVED, the Board of Supervisors authorizes the County Administrator and appropriate staff to execute any agreements, certificates and other documents required on behalf of the County of Fluvanna to carry out the terms of the grant application.

NOW THEREFORE BE IT RESOLVED, the County of Fluvanna agrees to convey property acquired under the grant for parkland to the Town of Columbia Council at a nominal fee for the Town's use and maintenance.

Shaun V. Kenney, Chairman of the Board of Supervisors

A COPY ATTEST:

Mary L. Weaver, Clerk to the Board