

**FLUVANNA COUNTY BOARD OF SUPERVISORS
SPECIAL MEETING MINUTES
Morris Room, County Administration Building
December 7, 2015, 4:00 p.m.**

MEMBERS PRESENT:

Mozell Booker, Fork Union, District, Chairperson
Bob Ullenbruch, Palmyra District, Vice-Chairperson
Donald W. Weaver, Cunningham District
Tony O'Brien, Rivanna District

ABSENT:

Mike Sheridan, Columbia District

ALSO PRESENT:

Steven M. Nichols, County Administrator
Fred Payne, County Attorney
Kelly Belanger Harris, Clerk to the Board of Supervisors
Supervisor-Elect Patricia Eager

CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

At 4:12pm, Chairperson Booker called the Special Meeting of Monday, December 7, 2015 to order at 4:00 pm, in the Morris Room, County Administration Building, in Palmyra, Virginia; and the Pledge of Allegiance was recited, after which, Chairperson Booker called for a moment of silence.

Mr. Nichols reminded the Board and those present of the anniversary of Pearl Harbor Day, noting that former Board member Len Gardner is a survivor of the attack on Pearl Harbor and asked for remembrance for remaining survivors and those no longer with us.

Mr. Nichols also noted for the record that Supervisor-Elect Eager was asked to join the meeting and attend the Closed Session in a non-voting capacity.

ADOPTION OF AGENDA**MOTION**

Mr. Weaver moved to accept the Agenda for the December 7, 2015 Special Meeting of the Board of Supervisors, as presented. Mr. Ullenbruch seconded and the Agenda was adopted by a vote of 4-0. AYES: Booker, Ullenbruch, O'Brien, and Weaver. NAYS: None. ABSENT: Sheridan.

PUBLIC COMMENTS #1 (5 minutes each)

At 4:15pm Chair Booker opened the Public Comments.

With no one wishing to speak, Chair Booker closed Public Comments at 4:15pm.

CLOSED MEETING**MOTION TO ENTER INTO A CLOSED MEETING:**

At 4:16 pm, Mr. Weaver moved the Fluvanna County Board of Supervisors enter into a closed meeting, pursuant to the Virginia Code Section 2.2-3711 A.6 & A.7 for discussion of Investment of Funds and Legal Matters. Mr. Ullenbruch seconded and the motion carried with a vote of 4-0. AYES: Booker, Ullenbruch, O'Brien, and Weaver. NAYS: None. ABSENT: Sheridan.

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

At 7:02 pm, Mr. Weaver moved the closed meeting be adjourned and the Fluvanna County Board of Supervisors reconvene again in open session and **"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." Mr. Ullenbruch seconded. The motion carried, with a roll call vote of 4-0. AYES: Booker, Ullenbruch, O'Brien and Weaver. NAYS: None. ABSENT: Sheridan.

MOTION:

Mr. Ullenbruch moved that the Board of Supervisors, per the Fluvanna County Code Sec. 22-20-4, waive the time limitation on reconsideration of the James River Water Authority Special Use Permit application, or a modification thereof, and the Louisa County Water Authority Special Use Permit application, or a modification thereof. Mr. O'Brien offered second and the motion passed 3-1. AYE: Booker, Ullenbruch, O'Brien. NAY: Weaver. ABSENT: Sheridan.

MOTION:

Mr. Ullenbruch moved that the Board of Supervisors hold joint Public Hearings with the Planning Commission on Wednesday, January 20, 2016, to consider a James River Water Authority Special Use Permit application and a Louisa County Water Authority Special Use Permit application, and further direct staff to advertise and take such other actions required in preparation for the Public Hearings. Mr. O'Brien offered second and the motion passed 3-1. AYE: Booker, Ullenbruch, O'Brien. NAY: Weaver. ABSENT: Sheridan.

MOTION

My Ullenbruch moved to waive the fees associated with the Special Use Permit application and process for the James River Water Project, including the following approximate costs:

Special Use Permit Fee	\$ 800
Public Hearing Sign Deposit	\$1.440
Adjoining Property Owner Notifications	\$7,440.

Mr. O’Brien offered second and the motion passed 3-1. AYE: Booker, Ullenbruch, O’Brien. NAY: Weaver.
ABSENT: Sheridan.

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENTS #2 (5 minutes each)

At 7:06 pm Chair Booker opened Public Comments.
Scott Bazarre, Budget Electrical and Mechanical, LLC., spoke in favor of the water project, and of his strong support for our Community development director, Bobby Popowicz.
With no one else wanting to speak, Chair Booker closed Public Comments at 7:10pm.

ADJOURN

MOTION:

At 7:10 pm, Mr. Ullenbruch moved to adjourn the Special Meeting of Monday, December 7, 2015. Mr. Weaver seconded and the motion passed 4-0. AYES: Booker, Ullenbruch, O’Brien, and Weaver. NAYS: None. ABSENT: Sheridan.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Kelly Belanger Harris,
Clerk to the Board

Mozell H. Booker, Chairperson