

**FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Court Room
February 15, 2017
Joint Work Session with Fluvanna County School Board 4:00pm
Regular Meeting 7:00 pm**

MEMBERS PRESENT:

John M. (Mike) Sheridan, Columbia District, Chair
Mozell Booker, Fork Union District, Vice Chair
Patricia Eager, Palmyra District
Tony O'Brien, Rivanna District (*Arrived at 4:05pm*)
Donald W. Weaver, Cunningham District

ALSO PRESENT:

Carol Tracy Carr, Rivanna District, Fluvanna County School Board, Chair
Camilla Washington, Vice Chair, Fluvanna County School Board
Perrie Johnson, Fork Union District, Fluvanna County School Board
Brenda Pace, Palmyra District, Fluvanna County School Board
Charles Rittenhouse, Cunningham District, Fluvanna County School Board
Chuck Winkler, Acting Superintendent, Fluvanna County Public Schools
Ed Breslauer, Finance Director, Fluvanna County Public Schools
Brandi Critzer, Fluvanna County School Board Clerk
Steven M. Nichols, County Administrator
Fred Payne, County Attorney
Eric Dahl, Deputy County Administrator / Finance Director
Kelly Belanger Harris, Clerk to the Board of Supervisors

CALL TO ORDER WORK SESSION

At 4:01pm, Chair Sheridan called the Work Session of February 15, 2017 to order.
After the recitation of the Pledge of Allegiance, a moment of silence was observed.

BUDGET WORK SESSION DISCUSSION ITEMS

County & Schools Shared Services Review Proposal – Lane Ramsey, DecideSmart, LLC, came before the Board and School Board to provide an overview of the services that DecideSmart, LLC provides, to help localities determine where and if services might be combined to eliminate redundancies and effect efficiencies and/or savings.

FCPS FY18 Adopted Budget Presentation—Chuck Winkler, FCPS Interim Superintendent, presented the adopted FCPS FY18 Adopted Budget. Mr. Winkler highlighted hopes for program expansion, staff retention and benefits, and a breakdown of state and federal funding.

RECESS FOR DINNER

At 5:43pm, Chair Sheridan recessed for dinner and Closed Session.

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

At 5:43pm, Mr. O'Brien moved the Fluvanna County Board of Supervisors enter into a closed meeting, pursuant to the provisions of Section 2.2-3711 A.1, A.6, and A.7 of the Code of Virginia, 1950, as amended, for the purpose of discussing Personnel, Investment of Funds, & Legal Matters. Mr. Weaver seconded. The motion carried, with a vote of 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver. NAY: None. ABSENT: None.

MOTION TO EXIT A CLOSED MEETING & RECONVENE IN OPEN SESSION

At 7:00pm, Mr. O'Brien moved that the Closed Meeting be adjourned and the Fluvanna County Board of Supervisors convene again in open session and "BE IT RESOLVED, the Board of Supervisors does hereby certify to the best of each member's 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." Mrs. Booker seconded. The motion carried, with a roll call vote, of 5-0. AYES: Sheridan, Booker, Eager, O'Brien, and Weaver. NAYS: None. ABSENT: None.

RECONVENE IN OPEN SESSION AND CALL TO ORDER

At 7:01pm Chair Sheridan, reconvened the February 15, 2017, Regular Meeting.

ADOPTION OF AGENDA

Mr. Nichols reminded the Board that if Tab T: Trane Energy Performance Contract is approved, there will be a five minute recess for the Board and School Board to sign the approved contract.

MOTION

Mrs. Booker moved to accept the Agenda, as presented. Mr. O'Brien seconded and the Agenda was adopted by a vote of 5-0. AYES: Sheridan, Booker, Eager, O'Brien, and Weaver. NAYS: None. ABSENT: None.

COUNTY ADMINISTRATOR'S REPORT

Mr. Nichols reported on the following topics:

- Staff Stars and Community Efforts
 - Parks & Rec Father-Daughter Dance
 - Held Feb 11th - Fluvanna Middle School Gym
 - 220 “couples” for the 5-12 year old dance - almost 450 attendees!
 - DJ, food, photos, and door prizes, and gift bags for all the “daughters”
 - Two new handicap ramps on County Buildings
 - Weaver Building
 - “51 Court Square” (aka the former IT building)
 - ME2 Market & Eatery is proudly sponsoring the oversized LOVE artwork May 5-8 for Old Farm Day!
 - Fluvanna Master Gardeners (FMGs)
 - Contributed over 4,900 volunteer hours in 2016 supporting successful gardening by Fluvanna County residents, Equivalent to over 2 full time staff positions; valued at \$128,000 of volunteer time
 - 56 participating FMGs contacted over 5,900 citizens and visitors, a number greater than 20% of the County’s population. Currently 18 active projects ranging from the Help Desk to the Community Garden, FMG also hosted several Community Education events through the Parks and Recreation catalog, Butterfly Garden, at County events such as Old Farm Day and the Fair, Community Garden
 - Worked with our County’s children at Carysbrook Ag Day, 1st and 2nd grade field trip visit to Pleasant Grove where they learned about nature and gardening through hands on tasks
- Announcements and Updates
 - The new excavator arrived last week. Bobcat Reps will be visiting the landfill to provide training
- Dominion Virginia---In anticipation of State Corporation Commission (SCC) approval of the construction timeline for the Cunningham-Dooms 500kV rebuild project, Dominion will begin limited pre-construction activities, such as soil testing, this month.
- New County Website
- Upcoming Meetings:

| Day | Date | Time | Purpose | Location |
|-----|--------|--------------------|--|------------------------|
| Wed | Feb 22 | 7:00 PM | Budget Work Session – Agencies Set Maximum Tax Rate for Advertising | Morris Room |
| Wed | Mar 1 | 4:00 PM 7:00 PM | Regular Meeting Budget Work Session – Non-Profits | Courtroom Courtroom |
| Wed | Mar 8 | 7:00 PM | Budget Work Session – TBD | Morris Room |
| Wed | Mar 15 | 4:00 PM 7:00 PM | Budget Work Session – TBD Regular Meeting | Courtroom Courtroom |

PUBLIC COMMENTS #1

At 7:11pm Chair Sheridan opened the first round of Public Comments.

Mike Aquilino, Fork Union District, introduced himself as a candidate for the Broadband Access Taskforce.

George Mitchell, Cunningham District, introduced himself as a candidate for the Broadband Access Taskforce.

Brandon Chiesa, Fork Union District, introduced himself as a candidate for the Broadband Access Taskforce.

Susan Golding, Columbia District, introduced herself as a candidate for the Broadband Access Taskforce.

Bob Dorsey, Rivanna District, introduced himself as a candidate for the Broadband Access Taskforce.

With no one else wishing to speak, Chair Sheridan closed the first round of Public Comments at 7:29pm.

PUBLIC HEARING

ZMP 16:06 Wilson Ready-Mix Industrial Rezoning—James Newman, Planner, brought forward a request to rezone, from A-1 Agricultural, General to I-2 Industrial, General, 10.5 acres of Tax Map 4, Section A, Parcel 109. The property is located approximately 1,400 feet west of the intersection of Richmond Road (Route 250) and Blue Ridge Dr. (State Route 708). The parcel is within the Zion Crossroads Community Planning Area and the Palmyra Election District. The proposed use of the property is a concrete production facility, with ancillary retail use. The existing home and structures on site will be demolished. The production facility and the retail use will be located in separate structures.

At 7:32pm, Chair Sheridan opened the Public Hearing.

Frank Gallo, Palmyra District, spoke in opposition to the rezoning.

Chair Sheridan invited the applicant to speak.

Mark Wilson, owner of Wilson Ready Mix, appeared before the Board to answer questions. Mr. O’Brien asked Mr. Wilson to address the issue of slurry ponds on the site. Mr. Wilson responded that the plant will be compliant with all state regulations and is subject to regulation by the Department of Environmental Quality and pursuant inspections. Mrs. Booker asked about the number of trucks coming and going each day to which Mr. Wilson stated that this plant would start with four trucks based at the facility, and potentially grow. Mr. Weaver inquired about the size of the plant; Mr. Wilson noted that although the final design is not complete, it would probably be 40-60 feet in height. Mrs. Eager remarked on the screening that would be provided, with guidance from the Planning Department. In response to a question regarding the noise of trucks coming and going from the facility, Mr. Wilson provided an overview of the mitigating characteristics of the property and design.

At 7:44pm, Chair Sheridan closed the Public Hearing and opened the floor to Supervisor discussion.

Mr. O’Brien remarked that the proposed property is part of the “gateway” into Fluvanna from the west, and a balance between commercial and industrial should be kept in mind.

Mr. Payne addressed “spot zoning” and the implications of such, noting that “spot zoning” does not provide a mechanism for the balance of industries of which Mr. O’Brien was speaking.

Mrs. Eager noted that the particulars of the design and compliance with County Code would happen during the review and approval of a Site Development Plan, including vegetative screening, lighting, and noise abatement. Mrs. Eager noted that the real question before the Board was whether the location was appropriate for industry.

MOTION

Mrs. Eager moved that the Board of Supervisors approve ZMP 16:06, a request to amend the Fluvanna County Zoning Map with respect to approximately 10.5 acres of Tax Map 4, Section A, Parcel 109, to rezone the same from A-1, Agricultural, General, to I-2 Industrial, General. Mrs. Booker seconded and the motion passed 5-0. AYES: Sheridan, Booker, Eager, O'Brien, and Weaver. NAYS: None. ABSENT: None.

ZMP 16:07 Foster Fuels and SUP 16:12 Foster Fuels —Brad Robinson, Senior Planner, brought forward a request to amend the Fluvanna County Zoning Map with respect to 1.53 acres of Tax Map 5, Section 23, Parcel 8, to rezone the same from I-1, Industrial, Limited, to I-2, Industrial, General. The affected property is located in the Zion Crossroads Industrial Park between Industrial Way and Troy Road (State Route 631), approximately 0.46 miles south of the intersection of Richmond Road (U.S. Route 250). The parcel is within the Zion Crossroads Community Planning Area and the Columbia Election District. The proposed use of the property is a petroleum distribution facility (bulk propane storage tank). The applicant, Foster Fuels Inc., is a locally owned fuel company in Central Virginia that provides propane and other services to residential and commercial customers. Expansion of service into the Charlottesville region in recent years and a growing customer demand in Fluvanna County has resulted in a need for a closer refill site; currently the closest is in Afton, VA. Mr. Payne noted that because this item, ZMP 16-07 and the following item, SUP 16-12 were related, one presentation for both items would suffice, however, two public hearings to allow public comment for each item would be preferable. Chair Sheridan invited the applicant to speak.

Tim Spicer, Vice President of Foster Fuels, came forward to address questions from the Board. There were no questions for the applicant.

At 8:04pm, Chair Sheridan opened the Public Hearing for ZMP 16-07.

Steve Houchens, representative for CIP, LLC, spoke in favor of the rezoning.

With no one else wishing to speak, Chair Sheridan closed the Public Hearing for ZMP 16-07.

At 8:04pm, Chair Sheridan opened Public Hearing for *SUP 16:12 Foster Fuels*.

With no one wishing to speak, Chair Sheridan closed the Public Hearing.

MOTION

Mrs. Eager moved that the Board of Supervisors approve ZMP 16:07, a request to amend the Fluvanna County Zoning Map with respect to approximately 1.53 acres of Tax Map 5, Section 23, Parcel 8, to rezone the same from I-1, Industrial, Limited, to I-2, Industrial, General. Mr. Weaver offered second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

MOTION

Mrs. Eager moved that the Board of Supervisors approve SUP 16:12, a request to allow for a petroleum distribution facility with respect to 1.53 acres of Tax Map 5, Section 23, Parcel 8, subject to the eight (8) conditions listed in the staff report. Mrs. Booker seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

Staff Conditions:

1. Prior to development of the site, a site development plan that meets the requirements of the Fluvanna County Zoning Ordinance must be submitted for review and approval.
2. Only two 30,000 gallon tanks may be installed. Further tank installations will require additional special use permits.
3. Safety measures such as fencing and bollards will be required, to the satisfaction of Fluvanna County Fire Chief, Building Staff and Planning Staff.
4. All screening shall be maintained in a condition acceptable to the County.
5. Any lighting shall not be directed toward adjacent properties and comply with Article 25 of the Fluvanna County Code.
6. All equipment and/or structures associated with the petroleum distribution facility use shall be removed from the property upon termination of the lease agreement.
7. The Board of Supervisors, or its representative, reserves the right to inspect the property for compliance with these conditions at any time.
8. Under Sec. 22-17-4 F (2) of the Fluvanna County Code, the Board of Supervisors has the authority to revoke a Special Use Permit if the property owner has substantially breached the conditions of the Special Use Permit

FY17 Budget Amendment—Eric Dahl, DCA/Finance Director, presented a request to amend the FY17 Budget. This amendment was necessitated by the public safety radio project and the 2016 capital lease. Mr. Dahl stated that a Public Hearing is required for any budget amendment that exceeds one percent of total expenditures shown in the currently adopted budget. Mr. Dahl briefly described the history of this proposed action, by noting that on October 19, 2016, the Board approved the 2016 Capital Lease financing. This budget amendment is necessary to correctly reflect an increase in the FY17 budget from the issuance of the \$8,223,125 Capital Lease with TD Equipment Finance for the Public Safety Emergency Communications Radio System.

This proposed budget amendment will increase the FY17 budget by \$8,223,125.

- Amended FY17 Budget (Before Amendment) = \$79,815,716
- Amended FY17 Budget (After Amendment) = \$87,741,841
- Increase revenues from issuance of the 2016 Capital Lease by \$8,223,125
- Increase expenditures by \$8,223,125:

- 2015 Capital Lease Payoff: \$6,594,545
- 2015 Capital Lease Int. (7/1/15 - 10/19/16): \$ 235,949
- New Project Funds to build (3) additional towers: \$1,376,131
- Cost of Issuance: \$16,500
- Refinanced debt (no longer on balance sheet):
 - \$6,594,545 2015 Capital Lease: Motorola Credit Corp.; with an Annual Debt Service - \$1,073,335
- Replaced with:
 - \$8,223,125 2016 Capital Lease: TD Equipment Finance at 1.39%, and an Annual Debt Service of \$1,236,289
- Net PV Savings of \$281K or 4.25% when comparing the original \$6,594,545 capital lease.

At 8:11pm, Chair Sheridan opened the Public Hearing.

There being no one wishing to speak, Chair Sheridan closed the Public Hearing.

With no further discussion,

MOTION

Mr. O'Brien moved the Board of Supervisors approve an FY17 budget amendment of \$8,223,125 for the issuance of the 2016 capital lease for the Public Safety Emergency Communications Radio System, with \$6,830,494 of the funds used for refinancing the 2015 capital lease and \$1,392,631 for new project construction funds to build (3) self-supported lattice towers and cost of issuance, increasing the FY17 Amended Budget to \$87,741,841. Mr. Weaver seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver. NAY: None. ABSENT: None.

ACTION MATTERS

Trane Energy Performance Contract and Energy Equipment Lease Purchase Financing Resolution —Eric Dahl, DCA/Finance Director, brought forward a request to approve the Trane Energy Performance contract and, subsequent to its approval, a request for the financing of the project. Mr. Dahl provided background on the project, the request for proposals and selection of an energy savings partner, details of the upgrades proposed, and expected guaranteed savings. Mr. Dahl noted that in order to move this project forward, several actions must take place: the School Board must approve the contract; the School Board must approve Haneberg Hurlbert PLC, to serving as Special Counsel; the Board must approve Haneberg Hurlbert PLC, to serving as Special Counsel; the Board must approve the contract; and the Board must approve a financing resolution to finance the project.

Following general and detailed discussion regarding the contract,

Special Counsel to Fluvanna County School Board

MOTION

Mrs. Eager moved that the Board consent to Richard Hurlbert, Esquire, with Haneberg Hurlbert PLC, to serving as Special Counsel to the Fluvanna County School Board for the limited purpose of the financing for the Energy Performance Project and for the County Administrator to sign an acknowledgment reflecting the same in a form approved by the County Attorney. Mr. Weaver seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

Trane Energy Performance Contract MOTION

Mr. O'Brien moved to approve the Energy Performance Contract between the County of Fluvanna, Virginia and Trane U.S. Inc. in the amount of \$7,398,098.00 subject to any necessary modifications as deemed appropriate by the County Attorney, and the Board of Supervisors authorizes the County Administrator to execute the Contract contingent upon the Contract being approved by him with the requisite modifications noted, after being approved as to form by the County Attorney, in addition CO-10, Standard Performance Bond and CO-10.1, Standard Labor and Material Payment Bond, which are Exhibits to the Contract, will be attached and approved as to form by the County Attorney prior to signature; I further move to approve and issue that Exhibit D.2 attached to the Energy Performance Contract entitled "Limited Notice to Proceed" to begin certain work as outlined therein and the Board of Supervisors authorizes the County Administrator to execute the Limited Notice to Proceed contingent upon the same being approved as to form by the County Attorney; and I further move to approve and issue that Exhibit D.1 attached to the Energy Performance Contract entitled "Full Notice to Proceed" to authorize all work as outlined therein as soon as and only if that financing related to the Project closes and funds sufficient to cover Project costs are received as contemplated by said financing and the Board of Supervisors authorizes the County Administrator to execute the Full Notice to Proceed at such time contingent upon the same being approved as to form by the County Attorney. Mrs. Booker offered second and the motion passed 5-0.

Energy Equipment Lease Purchase Financing Resolution

MOTION

Mr. O'Brien moved the Board of Supervisors approve the resolution entitled "Resolution Of The Board Of Supervisors Of The County Of Fluvanna, Virginia To Enter Into A Sale/Leaseback Financing For Energy Efficiency Equipment In An Amount Not To Exceed \$7,800,000." Mrs. Eager gave second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and O'Brien. NAY: None. ABSENT: None.

At 9:00pm, Chair Sheridan recessed to allow for the signing of the Trane Energy Contract and Energy Equipment Lease Purchase Financing Resolution.

At 9:22pm, Chair Sheridan reconvened the meeting.

Prepayment of Capital Leases—Eric Dahl, DCA/Finance Director, reported that Finance is aware of over \$400K in the FY17 budget that will not be expended by the end of the current fiscal year and offered the Board a plan for expending the money by prepaying capital leases.

- JRWA Contribution: The County's JRWA contribution amount of \$177,000 was budgeted for FY17. A reimbursement from JRWA was recently received for the County's portion of upfront JRWA project costs. When the County was reimbursed for the upfront project costs, the JRWA deducted Fluvanna's FY17 debt service contribution amount of \$177,000. Therefore, that amount will not be expended in FY17.
- Radio Project: Multiple tower leasing and maintenance costs were budgeted in FY17 for the Public Safety Emergency Communication Radio project prior to the County deciding to build their own towers. Due to the County building its own towers and slight delays, certain leasing and maintenance costs will not be incurred in FY17.
- Unexpended FY17 Budget
 - Debt Service: \$ 177,000 (JRWA Contribution)
 - Emergency Management: \$ 11,690 (PSRP - UPS Maintenance)
\$ 182,000 (PSRP - Tower Leasing)
\$ 65,333 (PSRP-System Lifecycle Services)
\$ 2,560 (PSRP - Subscriber Battery Replacement)

With little discussion,

MOTION

Mr. Weaver moved the Board of Supervisors approve a payment not to exceed \$293,764 to pay off the remaining principal, accrued interest and a 1% prepayment penalty on principal owed in full on a 2012 BB&T Governmental Finance capital lease for a fire truck, with the amount of \$177,000 to come from unexpended FY17 Debt Service budget and \$116,764 to come from unexpended FY17 Emergency Management budget. Mrs. Booker seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

And

Mr. Weaver moved the Board of Supervisors approve a payment not to exceed \$106,809 to pay off the remaining principal and accrued interest owed in full on a 2009 Suntrust Bank capital lease for a fire truck with the amount owed to come from unexpended FY17 Emergency Management budget. Mrs. Eager seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

Adoption of Fluvanna County Emergency Operations Plan—Cheryl Elliott, Emergency Services Coordinator, presented the 2017 Fluvanna County Emergency Operations Plan. Ms. Elliott noted that every four years the Virginia Department of Emergency Management requires counties to review their Emergency Operations Plan (EOP), make updates and revisions, and adopted by the Board via resolution. For this revision we have changed the format of the EOP to better reflect how emergency management actually functions in Fluvanna. The six branches are: Emergency Management, Fire & Rescue Services, Health & Medical Services, Law Enforcement, Public Works, and Social Services. This version also includes three support annexes: Mass Care and Sheltering, Damage Assessment Support, and Emergency Pet Sheltering. A master resource list containing contact information and available resources for each branch will be kept by the Emergency Services Coordinator.

With no discussion,

MOTION

Mrs. Eager moved to adopt a Resolution to adopt the Fluvanna County Emergency Operations Plan. Mr. O'Brien offered second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver. NAY: None. ABSENT: None.

Conservation Easement Request – Hotel Street Capital, LLC—Brad Robinson, Senior Planner, came before the Board to present a request to establish the creation of a Conservation Easement with respect to 232.003 acres of Tax Map 19, Section A, Parcel 39C and Tax Map 30, Section A, Parcel 110. Mr. Robinson indicated that the parcel in question was rezoned in 2009 and in 2014 there was an approved amendment to the Master Plan and an approved Special Use Permit for Major Utilities. The current zoning is primarily R-3, Residential Planned Community, with a small portion of the property zoned A-1, Agricultural. Mr. Robinson briefly ran through a list of property restrictions, noting that the conservation easement would allow for only one residential dwelling per parcel.

Representative for the applicant,

Mr. Payne clarified the allowable uses once a property becomes a Conservation Easement, noting that moving a parcel into a conservation easement significantly restricts, in perpetuity, the uses of property.

Mr. O'Brien asked Mr. Jack Hanssen, attorney and representative for Hotel Street Capital, LLC, spoke briefly about the intent of the owners, indicating that the owners have not solidified their plans, but understand the restrictions and limitations imposed by the Conservation Easement.

Mr. Payne indicated that there several factors in the Easement that he would like clarified for the record:

- The ability to widen Route 15 would not be hindered by the Conservation Easement;
- The current zoning of the property is not congruent with the allowable uses as stated in the Conservation Easement document—Mr. Payne recommends rezoning to bring the allowable uses into compliance with County Zoning Ordinance and an abandonment of the Special Use Permit;
- To have the record show that the applicant has indicated agreement that they do not desire to rezone the property before the Conservation Easement is recorded. Mrs. Eager asked the applicant's representative if that was the intent of the applicant; Mr. Hanssen indicated agreement.

Following general discussion,

MOTION

Mrs. Eager moved that the Board of Supervisors approve EST 16:01, a request to establish the creation of a Conservation Easement for 232.003 acres of Tax Map 19-A-39C and 30-A-110, subject to the property restrictions listed in the staff report and the Deed of Easement being subject to approval as to form by the County Attorney, noting the concerns and recommendations of the County Attorney stated above. Mr. Weaver seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver. NAY: None. ABSENT: None.

Property Restrictions:

1. Further subdivision of the property into more than the existing two lots is prohibited;
2. No permanent or temporary building or structure may be built, maintained or replaced on the property other than: one single family dwelling on each parcel; one accessory dwelling on each parcels; non-residential outbuildings and structures commonly and appropriately incidental to the dwellings permitted; and farm buildings or structures;
3. Civic, industrial, commercial or miscellaneous uses other than those specified are prohibited;
4. A forest stewardship plan shall be provided prior to any commercial timber harvesting;
5. Grading, blasting or earth removal shall not materially alter the topography of the property except for dam construction to create private ponds, stream bank restoration and erosion control pursuant to a government permit, or as required in the construction of permitted buildings, structures, private roads and utilities;
6. Accumulation or dumping of trash, refuse, junk or toxic materials is not permitted on the property;
7. Signs will be limited in type and will be no larger than nine (9) square feet;
8. Within a 100' buffer strip along each edge of the Rivanna River, Fishing Lake, wetlands or perennial stream, no buildings or structures, no grazing of livestock, no storage of compost, manure, fertilizers, chemicals, machinery or equipment, and no cultivation or other earth disturbing activity shall be permitted to protect water quality of the Rivanna River; and
9. The property shall be managed in accordance with a Farm Conservation Plan as long as at least five acres are in agricultural production.

Appointment to the Broadband Access Taskforce—Steven M. Nichols, County Administrator, presented the slate of candidates for the Broadband Access Taskforce.

After general discussion, and considering those candidates who spoke earlier,

MOTION

Mrs. Eager moved to appoint the following citizen representatives to the Broadband Access Taskforce:

| | |
|------------------------------|--|
| Columbia District: | Susan Golding, |
| Cunningham District: | George Mitchell and Dana Shiflett, |
| Fork Union District: | Brandon Chiesa, Michael Aquilino, and James Kirkham, |
| Rivanna District: | Bob Dorsey and Mike Feazel, |
| Fluvanna Business/Education: | Valerie Palamountain |
| Fluvanna Business/Education: | Scott Krogh. |

For terms to begin February 15, 2017 and to terminate no later than October 31, 2017, unless the Board extends the term. Mrs. Booker seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver. NAY: None. ABSENT: None.

Appointment to the Fluvanna Partnership for Aging-Rivanna Representative—Steven M. Nichols, County Administrator, presented the candidate for the Rivanna Representative to the Fluvanna Partnership for Aging.

With no discussion,

MOTION

Mrs. Eager moved to appoint Susan Liberman as the Rivanna District Representatives to the Fluvanna Partnership for Aging, replacing Suzanne Cotellessa, who resigned, for a term to begin February 15, 2017 and to terminate December 31, 2017. Mrs. Booker seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, and Weaver.

PRESENTATIONS

Parks and Recreation Update - Aaron Spitzer, Director of Parks and Recreation, provided a mid-year update of activities and revenues. Noting a change in employees, Mr. Spitzer provided an updated chart of duties for Parks and Recreation staff.

Highlights included:

Community Participation:

- Programs Administered: 21
- Parks & Recreation Attendance
 - Programs: 1,975
 - Parks, Facility and Equipment Rentals: 3,174
- Special Events - Attendance
 - County Fair - 7,500+
 - Halloween Celebration - 200+
 - Holiday Celebration - 300+
 - Senior Holiday Luncheon - 65
- Volunteers/Hours: 81/1,164 = \$27,423.84
 - National Estimated Value of Volunteer Time in 2015 was \$23.

Mr. Spitzer provided a breakdown of revenues and expenses for programs, special events, and tickets, and gave an overview of the Pleasant Grove Trail system.

Project updates included:

- Dog Park Expansion
- Fitness Trail
- Disc Golf Course

CONSENT AGENDA

The following items were discussed before approval:

The following items were approved under the Consent Agenda for February 15, 2017:

Minutes of February 1, 2017—Kelly Belanger Harris, Clerk to the Board
Acting Assistant Director of Public Works—Gail Parrish, Human Resources Manager
First Amendment to VFW Tower Site Agreement REVISED—Cheryl Elliott, Emergency Services Coordinator

MOTION

Mr. Weaver moved to approve the items on the Consent Agenda for February 15, 2017, as presented. Mr. O’Brien seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O’Brien, & Weaver. NAY: None. ABSENT: None.

UNFINISHED BUSINESS

Ratification FY17 Cooperative Extension Supplemental Appropriation—Martin Brookhart, Management Analyst, brought back to the Board a request to ratify the FY17 Cooperative Extension Supplemental Appropriation. At the Feb 1, 2017 Board of Supervisors meeting, the item *FY17 Cooperative Extension Supplemental Appropriation*, was pulled from the Consent Agenda for discussion. Following discussion, the Chair called for a vote, resulting in a 4-1 vote. However, as no motion was made prior to the call for a vote, it was returned to the agenda for ratification.

MOTION

Mr. O’Brien moved to ratify the approval of the supplemental appropriation of \$24,799.61 to the FY17 Cooperative Extension budget for funds received from Health Department Vacancy Savings. Mrs. Eager seconded and the motion passed 3-2. AYE: Sheridan, Booker, and O’Brien.

NEW BUSINESS

None.

PUBLIC COMMENTS #2

At 10:33pm Chair Sheridan opened the second round of Public Comments.
With no one wishing to speak, Chair Sheridan closed the second round of Public Comments at 10:33pm.

ADJOURN

MOTION:

At 10:34pm Mr. O’Brien moved to adjourn the regular meeting of Wednesday, February 15, 2017. Mr. Weaver. seconded and the motion carried with a vote of 5-0. AYES: Sheridan, Booker, Eager, O’Brien, and Weaver. NAYS: None. ABSENT: None.

ATTEST: FLUVANNA COUNTY BOARD OF SUPERVISORS

Kelly Belanger Harris
Clerk to the Board

John M. Sheridan
Chair