

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Circuit Court Room
September 20, 2017
Regular Meeting 7:00pm

MEMBERS PRESENT:

John M. (Mike) Sheridan, Columbia District, Chair (*Arrived at 7:24pm*)
Mozell Booker, Fork Union District, Vice Chair
Patricia Eager, Palmyra District
Tony O'Brien, Rivanna District
Donald W. Weaver, Cunningham District

ALSO PRESENT:

Steven M. Nichols, County Administrator
Fred Payne, County Attorney
Kelly Belanger Harris, Clerk for the Board of Supervisors

1 - CALL TO ORDER

At 7:00pm Vice Chair Booker, in Chair Sheridan's absence, called the Regular Meeting of September 20, 2017. After the recitation of the Pledge of Allegiance, a moment of silence was observed.

3 - ADOPTION OF AGENDA**MOTION**

Mr. Weaver moved to accept the Agenda, for the August 16, 2017 Regular Meeting of the Board of Supervisors. Mrs. Eager seconded and the Agenda was adopted by a vote of 4-0. AYES: Booker, Eager, O'Brien, & Weaver. NAYS: None. ABSENT: Sheridan.

4 - COUNTY ADMINISTRATOR'S REPORT

Mr. Nichols reported on the following topics:

- Community and County Staff Stars
 - Habitat for Humanity Home Dedication, September 17, 2017
- Community Garden - 10th Anniversary, September 16, 2017
- Pleasant Grove Park Soccer Field Fencing - Thanks to Steve Hester (Public Works), Alyson Pieno and Jacob Lawrence (Parks and Recreation)
- Community & County Staff Stars
- Announcements and Updates:
 - Handicapped-accessible table built by "Palmyra Village People" (from last year's FLDP class) completed, to be placed in Civil War Park
- 2017 P.R.I.D.E. In Public Service Awards
 - "2017 P.R.I.D.E. in Public Service" award winner: Greg Sawyer, FUSD - \$500 award
 - Pride Recognition Recipients - \$250 per individual or team:
 - Amy Helfrich, Buildings Inspections
 - Aaron Spitzer, Parks & Recreation
 - Roger Smith, Fork Union Sanitary District
 - Debbie Smith, Information Technology
 - Clerk of the Court's Staff
 - Tristana Treadway, Sandra Parrish, Cathy Allen, Nancy Frazier, Trista Larson, Nancy Pace, Angela Perry, and Vincent Rizzo
 - All will be honored at the Annual Employee Recognition Dinner on Oct 19th along with Service Recognitions
- New Signage at Sheriff's Office and Library?
 - Action at BOS Meeting on Jan 21, 2009 - Previous Board action directed staff to place the current sign.
 - Proceed with new signage that matches County Signs elsewhere in the County?
Board directed Staff to proceed with sign changes.
- Announcements and Updates
 - New Grounds Worker in Public Works - Local area resident Seth Aldridge started Sep 18th
 - Burn Building Project Manager Selected - Ben Powell, Retired Firefighter, Temporary Position during project design and construction
 - County Administrator leave, Sep 22-30, 2017 - Deputy County Administrator will be Acting

➤ Upcoming Meetings

Day	Date	Time	Purpose	Location
Wed	Oct 4	4:00 PM	Regular Meeting	Courtroom
Wed	Oct 18	7:00 PM	Regular Meeting	Courtroom
Wed	Nov 1	4:00 PM	Regular Meeting	Courtroom
Wed	Nov 15	7:00 PM	Regular Meeting	Courtroom

5 - PUBLIC COMMENTS #1

At 7:13pm Chair Sheridan opened the first round of Public Comments.

- Sue Cotellessa, Rivanna District, applicant for the Planning Commission, spoke on her own behalf.
- Brian Chambers, Fluvanna land surveyor, spoke regarding the restrictions on Family Subdivisions.

With no one else wishing to speak, Chair Sheridan closed the first round of Public Comments at 7:24pm.

Chair Sheridan arrived at 7:24pm and assumed the Chair.

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

At 7:24pm, 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.3 of the Code of Virginia, 1950, as amended, for the purpose of discussing Real Estate. Mrs. Booker 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 7:57pm, 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.

Chair Sheridan noted a change in the Agenda order; Public Hearings to be heard in the following order:

Tab F—*Proposed Sale of County Real Property (Former Cunningham Elementary School)*—Eric Dahl, Deputy County Administrator and Finance Director

Tab E—*Proposed Sale of County Real Property (Former Columbia Elementary School)*—Eric Dahl, Deputy County Administrator and Finance Director -

Tab C—*SUP 17:03 Mary E. Marks*—James Newman, Planner

Tab D—*SUB 17:28 Centre Hill Estates*—Brad Robinson, Senior Planner

6 - PUBLIC HEARING

Proposed Sale of County Real Property (Former Cunningham Elementary School)—Eric Dahl, Deputy County Administrator and Finance Director, brought forward a request regarding the sale of the former Cunningham Elementary School.

Mr. Dahl walked the Board through the timeline of events leading up to the Public Hearings, noting that the timeline applies also to the proposed sale of the former Columbia Elementary School.

- November 2013 - Fluvanna County School Board declared by resolution, the Columbia and Cunningham Elementary School to be surplus property
 - Management of the school property was taken over by Fluvanna County
- December 2014 - Formal Acceptance of the Columbia and Cunningham Elementary School by Fluvanna County
- March 2015 - Utilized a cooperative state contract for Commercial Real Estate Services
 - Only one firm met with County
 - Did not want to take on the sales effort (difficult properties to market/sell)
- April 2015 - Issued 1st Request for Proposals
 - Ads in Richmond Times, Washington Post, and Roanoke Times
 - Posted on commercial real estate listing websites
 - Open House for Potential Proposers
 - No attendees at either property

- Proposals due June 12, 2015
 - Received zero (0) proposals
- June 2015 - Issued RFP for Commercial Real Estate Brokerage Services
 - One local Real Estate firm came to a non-mandatory pre-bid meeting
 - One auction house firm inquired
 - Received zero (0) proposals
- September 2015 - Issued 2nd Open-Ended Request for Proposals
 - Posted on commercial real estate listing websites
 - Installed for sale signs out in front of both buildings
 - Between September 2015 and May 2017, received “2” proposals < \$35,000
- June 2017 - Issued Addendum for Request for Proposals from September 2015
 - Posted a suggested MINIMUM PRICE
 - Open House for Potential Proposers at the end of June
 - Over a dozen interested attendees at both properties
 - Proposals due July 24, 2017
- Received three (3) proposals on each property

Former Cunningham School Proposals

Buyer	Contact Person	Purpose	Original Offer	Funding	Deposit	Realtor \$	Additional Provisions	Subsequent Offer
Dr. Delores Carr	Dr. Delores Carr	Educational/instructional use with remainder of the building to be leased/rented to outside businesses	\$ 135,000	Grants, donations and personal funds	\$ 5,000	\$ 4,050	(1) Purchase contingent on Purchaser's government grant approval and funding to Purchaser as a non-profit 501(c) (3) on or before 09/30/17. (2) Escalation Clause	None
The Light Academy	Joyce Parr	Non-demominational Christian School educating children in grades K-10. Would expand to add preschool classes and partner with local groups and organizations for various activities.	\$ 118,750	Virginia Community Bank loan preapproval for \$95,000 and remainder in cash.	None	N/A	None	None
NetCap LLC	Prince Paul S. Mamakos	Unknown	\$ 8,000	Cash	\$ 1,000	N/A	None	Unknown

Chair Sheridan solicited questions from the Board. There being none, the applicant, Joyce Parr, Light Academy, was invited to speak regarding plans for the former Cunningham Elementary School. Mrs. Parr described her current location, hopes for expansion, and more green space (of which she has none currently.)

Mr. O’Brien asked the applicant about the number of Light Academy students that reside in Fluvanna County; Mrs. Parr indicated that all current students reside in Fluvanna County. Mrs. Parr indicated that they hope to increase enrollment in order utilize all the space provided by the former Cunningham Elementary school. When asked what improvements are intended, the applicant indicated there would be landscape clean up, as well as a phased approach to renovation, renovating the rooms required for the current enrollment.

Chair Sheridan invited other offerors to speak. There being none, Chair Sheridan opened the Public Hearing at 8:13pm.

With no one wishing to speak, Chair Sheridan closed the Public Hearing at 8:13pm.

Mr. Payne reminded the Board that the action taken during this Public Hearing does not approve intended uses for either of the former Elementary schools; the action tonight is to sell the properties, with no contingencies in place.

MOTION

Mr. O’Brien moved the Board of Supervisors approve the proposed sale of the County’s real property known by current street numbering as 479 Cunningham Road, Palmyra VA and also Known as the Former Cunningham Elementary School to The Light Academy Inc. for a purchase price of \$118,750.00 pursuant to their proposal to purchase the property dated July 20, 2017 made in response to the County’s Request for Proposals 2016-01 “Sale of County Property Cunningham Elementary School (former) 479 Cunningham Road, Palmyra VA 22963”, as amended, subject to approval as to form of a contract and appropriate terms of sale reflective of any negotiations, a survey addressing the telecommunications easements, and the drafting of customary closing documents by the County

Attorney. Furthermore, the Board of Supervisors authorizes the County Administrator to execute the Contract, Survey or Plat and any customary closing documents contingent upon the same being approved as to form by the County Attorney. Mrs. Booker seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

Proposed Sale of County Real Property (Former Columbia Elementary School)—Eric Dahl, Deputy County Administrator and Finance Director, brought forward a request regarding the sale of the former Columbia Elementary School. Mr. Dahl referred the Board to the timeline already established earlier during the Public Hearing for the proposed sale of the former Cunningham Elementary School (and recorded in these minute above.)

Former Columbia School Proposals

Buyer	Contact Person	Purpose	Original Offer	Funding	Deposit	Realtor \$	Additional Provisions	Subsequent Offer
Howard and Laurie Hilsinger	Howard Hilsinger	Building apartment style housing, primarily assisting lower-income families.	\$ 82,500	Cash	\$ 1,000	N/A	None	None
Rivanna K-9 Services	Armin Winkler	K-9 training facility for law enforcement/military and civilian competition sport dog facility	\$ 35,000	Cash	None	N/A	None	\$50,000 & \$85,000
T. Joel Loving	T. Joel Loving	Storage Facility, Art Studio, not definitive at this point	\$ 30,199	Cash	None	N/A	None	None

The applicant was invited to speak.

- Chris Beezy, Martin Kings Rd, family friend of the Hillsingers, spoke on behalf of the Hillsingers, who were on vacation.

With no questions for the applicant from the Board, Chair Sheridan thanked Mr. Beezy.

Mr. Dahl indicated that Mr. Hilsinger, when advised there was an additional offer for the school, indicated that he would maintain the offer as made.

Chair Sheridan invited other offerors to speak:

Armin Winkler, 3730 South Boston Rd, Rivanna K-9 Services, spoke regarding his offer to purchase the former Columbia Elementary School. Mr. Winkler gave an overview of his business and briefly described his intended use for the property.

Mr. Sheridan asked for questions from the Board for Mr. Winkler.

Mr. O'Brien asked Mr. Winkler about his plans for improving the building. Mr. Winkler indicated that no major improvements will be made, only maintenance to keep the building functional and the appearance acceptable for the general feel of the community. Mr. Winkler indicated that in the 15 years he has operated in Fluvanna County, he has utilized both former elementary schools to conduct his business. Responding to the question of the impact on his business, should the schools no longer be available for training, Mr. Winkler indicated it would negatively impact his business.

Joel Loving, offeror, spoke in opposition to the previous offeror's intended use (Hillsingers.) Mr. Loving indicated that his primary intent in offering for the property was to maintain the rural character of the property and community and gave his support for Mr. Winkler's proposal. Mr. Loving concluded by thanking the Supervisors for their service.

Chair Sheridan opened the Public Hearing at 8:42pm.

Mr. Payne reminded the Board, and public, the Public Hearing is to receive public input on the proposal made by the Hillsingers, and not any other proposal that may have been heard.

- Kathleen Martin Hancox, 121 Tamany Street, spoke in favor of the Hillsinger proposal.
- Carolyn Ley, Palmyra, spoke in favor of the Hillsinger proposal.
- Shari Tratnack, Verona, VA, spoke in opposition to the Hillsinger proposal.
- Rich Jenkins, 31 Wilmington Rd, spoke in opposition to the Hillsinger proposal.
- Carole Bryan, 1889 Wilmington Rd, spoke in opposition to the Hillsinger proposal.
- Mark McWilliams, 5157 Stage Junction Rd, spoke in opposition to the Hillsinger proposal.
- Justin Wade, 496 Green Shadows Lane, spoke in opposition to the Hillsinger proposal.
- Duane Hogge, 435 Green Shadows Lane, spoke in opposition to the Hillsinger proposal.
- Mildred Pippin, 243 Wilmington Rd, spoke in opposition to the Hillsinger proposal.
- Preston Bell, 463 Keys Mill Lane, spoke in opposition to the Hillsinger proposal.

- April Attai, 2904 Bybee's Church Rd, spoke in opposition to the Hillsinger proposal.
- Lisa Loving Rogers, 2031 Hollands Rd, spoke in opposition to the Hillsinger proposal.

There being no one else wishing to speak, Chair Sheridan closed the Public Hearing at 9:03pm.

Chair Sheridan solicited questions from the Board.

Mrs. Eager inquired of the zoning requirements of the Hillsinger proposal.

Mr. Payne indicated that the property would need to be rezoned to R2 to conform to the intended use.

MOTION

Mrs. Booker moved to defer the sale of the former Columbia Elementary School. Mrs. Eager seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

SUP 17:03 Mary E. Marks—James Newman, Planner, brought forward a request to request to amend a condition of Special Use Permit 13:08, with respect to 26.602 acres of Tax Map 21, Section 12, Parcel 5, to amend condition #9 of SUP 13:08 to increase maximum number of allowable dogs from 20 to 40. Mr. Newman reminded the Board that SUP 13:08 allowed a commercial kennel with 9 conditions, and was approved by the Board on December 18, 2013. Mr. Newman indicated that the Planning Commission recommended approval. Chair Sheridan invited the applicant forward.

Ms. Marks spoke briefly about the nature of her business and the need to expand her business.

Chair Sheridan opened the Public Hearing at 9:21pm.

- Rudy Garcia, 802 Rivanna Woods Dr., spoke in favor of the request.
- Jerry Spencer, 188 Glen Circle, spoke in favor of the request.
- Karen Morrison, 1939 Martin Kings Rd, Albemarle County, spoke in favor of the request.
- Paul Ponzio, 623 Hollands Rd, spoke in opposition to the request.

Mr. O'Brien inquired if the applicant could return to address the concerns raised by Mr. Ponzio.

Mr. O'Brien asked about the space needs for the number of dogs she is requesting. Ms. Marks noted that the dogs like being together, and space is not a concern.

There being no one else wishing to speak, Chair Sheridan closed the Public Hearing at 9:36pm

With no further discussion,

MOTION

Mrs. Eager moved that the Board of Supervisors approve Special Use Permit 17:03, a request to amend Condition 9 of Special Use Permit 13:08, to allow for no more than 40 dogs on the premises at any given time, at a commercial kennel with respect to 26.602 acres of Tax Map 21, Section 12, Parcel 5. Mr. Weaver gave second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

SUB 17:28 Centre Hill Estates—Brad Robinson, Senior Planner, presented a request to vacate portions of the Centre Hill Estates Subdivision plat including a dry hydrant easement (Lots 8-9) and a riding and hiking trail easement (Lots 3, 4, 14 & 15). The affected property is located along the intersection of Bybees Church Road (Route 613) and Hollands Road (Route 630), approximately. The parcel is within the Rural Residential Community Planning Area and the Columbia Election District. The developer, WAP LLC, is requesting to vacate two existing easements shown on the recorded plat, which include 1) a dry hydrant easement along the boundary of Lots 8 & 9 and 2) a riding and hiking trail easement on portions of Lots 3, 4, 14 & 15. The dry hydrant has never been constructed, and riding/hiking trails have not been developed nor are there any plans to do so. With regard to the dry hydrant easement, the Fluvanna County Volunteer Fire Department has indicated it has no issues with this request and would not use a dry hydrant at this location since fire hydrants are available approximately three miles away.

Chair Sheridan questioned whether lot owners would still have use of the open land, once these easements are vacated. Mr. Robinson affirmed that lot owners will continue enjoying the open space.

Chair Sheridan invited the applicant to come forward.

Mr. Mike Himes, developer of the property, provided further clarification to the request, noting that the request arises from a safety concern over the narrowness of the easements.

Chair Sheridan opened the Public Hearing at 9:42pm.

There being no one wishing to speak, Chair Sheridan closed the Public Hearing at 9:42pm.

MOTION

Mrs. Eager moved the Fluvanna County Board of Supervisors approve/deny/defer SUB 17:28, an ordinance to vacate portions of the Centre Hill Estates Subdivision as shown on a plat by Robert L. Lum, Certified Land Surveyor, dated October 20, 2005, and recorded in the Clerk's Office of the Circuit Court of Fluvanna County, Virginia in Plat Book 2, Page 218. Mrs. Booker gave second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

7 - ACTION MATTERS

Appointment to the Fluvanna County Planning Commission—Steven M. Nichols, County Administrator, presented the slate of applicants for the Planning Commission – Rivanna District, noting that two applicants, Joe Chesser and Richard Bucci, withdrew their interest in seeking appointment.

Following discussion of the candidates' qualifications,

MOTION

Mrs. Eager moved to appoint Suzanne Cotellessa to the Planning Commission – Rivanna District, replacing Donald Gaines who resigned, with a term to begin immediately and expire on June 30, 2018.

Mr. Weaver gave second and the motion passed 3-2. AYE: Sheridan, Eager, & Weaver. NAY: Booker & O'Brien. ABSENT: None.

Appointment of Assistant County Attorney – Fred Payne, County Attorney, presented a request to appoint Christopher Tate, to the position of Assistant County Attorney. Mr. Payne noted that Mr. Tate was hired when Mrs. Christina Guidry moved away from Central Virginia.

With no discussion,

MOTION

Mr. Weaver moved to approve the appointment of Christopher Tate as Assistant County Attorney, effective September 21, 2017, to serve at the pleasure of the County Attorney under the terms of his existing contract. Mrs. Eager seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

Capital Improvement Plan Budget Transfer—Eric Dahl, Deputy County Administrator & Finance Director requested that \$150,000 be transferred from the FY16 Foundation & Drainage Repair CIP Project to the FY17 Treasurer's Building Upgrades CIP Project so work may be continued. The first stage of renovations to the Treasurer's building (Treasurer's offices) was completed faster than originally anticipated; therefore, accelerated funding is requested to allow for continuing renovations of the Commissioner of Revenue's and Court Services' offices so that all work in the entire building will be completed rather than delaying the remaining renovations. This will allow for a shorter disruption of day-to-day operations for the offices in the building. Approval of the motion will allow staff to transfer \$150,000 from the FY16 Foundation & Drainage CIP Project to the FY17 Treasurer's Building Upgrades CIP Project.

With no discussion,

MOTION

Mr. O'Brien moved the Board of Supervisors approve a budget transfer of \$150,000 from the FY16 Foundation & Drainage repair Capital Improvement Project to the FY17 Treasurer's Building Capital Improvement Project. Mrs. Eager seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

FY17 BOS Contingency Budget Transfer—Eric Dahl, Deputy County Administrator & Finance Director brought forward a request for a budget transfer, resultant from overage in professional services costs for Reassessment. After a review of departmental budgets and year to date costs, the Finance Department determined the Reassessment budget over-expended by \$3,628 for FY17 due to increased hours worked for reassessment staff support and Board of Equalization members, higher than anticipated contract costs, and additional postal services required.

Reassessment FY17 Budget

Account	FY17 Budget	FY17 Actual	FY17 Available
Professional Services	\$ 82,872	\$ 86,063	-\$ 3,191
Advertising	\$ 600	\$ 376	\$ 224
Postal Services	\$ 8,100	\$ 8,995	-\$ 895
Office Supplies	\$ 100	\$ 116	-\$ 16
Furniture & Fixtures	\$ 250	\$ 0	\$ 250
TOTALS	\$ 91,922	\$95,550	-\$ 3,628

With no discussion,

MOTION

Mr. O'Brien moved the Board of Supervisors approve a budget transfer of \$3,628 from FY17 BOS Contingency to the FY17 Reassessment budget due to overages in professional services costs. Mrs. Booker offered second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver.

Update to Small Purchasing Procedures—Cyndi Toler, Purchasing Officer presented to update language in the County's Small Purchasing Procedures to allow for Small Purchases made using Cooperative Contracts.

Current language:

3.10. Consistent with Article 4 of Chapter 1 of the County' Procurement Procedures, when applicable under the VPPA, the County may make use of existing contracts in other localities for the purchase of similar goods and services. The contract price shall satisfy the purpose of one quotation.

Suggested Language:

3.10. Consistent with Article 4 of Chapter 1 of the County' Procurement Procedures, when applicable under the VPPA, the County may make use of existing contracts in other localities for the purchase of similar goods and services as a cooperative small procurement in accordance with this policy and Virginia Code Section 2.2-4304 ("Cooperative Small Procurement") The contract price in any one (1) Cooperative Small Procurement contract shall satisfy any quotation requirements of this policy.

This change will save staff time when purchasing items that currently require multiple contacts with vendors in order to the required number of quotes. With Cooperative Contracts, the State, or other jurisdiction, has already completed the appropriate solicitation. The County would also benefit from the economy of scale pricing of larger jurisdictions.

With no discussion,

MOTION

Mr. O'Brien moved the Board of Supervisors approve the revised Small Purchasing Procedures to allow for Small Cooperative Purchases as such are defined by said revised Small Purchasing Procedures. I further move that the Board ratify any contracts executed by, or on behalf of, the County Administrator, which would meet the definition of a Small Cooperative Procurement as stated in the revised Small Purchasing Procedures. Mrs. Booker offered second and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver.

Commonwealth's Attorney Position Grade Change—Jeff Haislip, Commonwealth's Attorney requested a change in position description. Mr. Haislip reminded the Board that in 2016 the position was changed from Pay Band 13 to Pay Band 10, to allow the Commonwealth's Attorney to evaluate how the workload between this position and a new paralegal position would be distributed. Mr. Haislip remarked that is now apparent that the position requires much more than expected in the current Pay Band, and is now much more in line now with a position in Pay Band 11. The position is cross-trained to perform many of the same functions performed by the paralegal position, which is currently in pay band 13.

With little discussion,

MOTION

Mrs. Eager moved to approve the following position description revision and grade change in the Commonwealth's Attorney office:

FROM: Secretary, Pay Band 10, \$31,200 (Current Salary - \$32,136)

TO: Administrative Assistant, Pay Band 11, \$32,240 (Planned Salary \$34,418)

With the salary and fringe benefit funding in the amount of \$2,647.00 to come from the existing FY18 Commonwealth's Attorney Personnel Budget. Mr. Weaver seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

8 – PRESENTATIONS

2017 County Fair Review---Aaron Spitzer, Parks and Recreation Director provided a summary of the 2017 County Fair. Mr. Spitzer noted that Valley Amusements, who operate the carnival at the Fair, would like to hold a carnival twice yearly in Pleasant Grove Park. The Board authorized staff to proceed with a second annual carnival in the May/June timeframe.

9 - CONSENT AGENDA

The following items were discussed before approval:

Minutes of September 6, 2017—Kelly Belanger Harris, Clerk to the Board (*regarding Radio Project Updates*)

Accounts Payable Report, August 2017—Eric Dahl, Deputy County Administrator & Finance Director

The following items were approved under the Consent Agenda for September 20, 2017:

Minutes of September 6, 2017—Kelly Belanger Harris, Clerk to the Board

Payment of Legal Fees – Fred Payne, County Attorney

CRMF - New Concrete-Asphalt at Palmyra Rescue Building-Wayne Stephens, Public Works Director/County Engineer

Accounts Payable Report, August 2017—Eric Dahl, Deputy County Administrator & Finance Director

FY18 DMV US DOT Highway Safety Funds Grant Award—Aaron Hurd, Investigator Sergeant, FCSO

MOTION

Mr. Weaver moved to approved the consent agenda, for the September 20, 2017 Board of Supervisors meeting, and to ratify Accounts Payable and Payroll for August 2017, in the amount of \$5,548,121.01.

Mr. O'Brien seconded and the motion passed 5-0. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver.

NAY: None. ABSENT: None.

10 - UNFINISHED BUSINESS

Placement of an Emancipation Proclamation Monument—Steven M. Nichols, County Administrator, solicited Supervisor direction on moving forward with placement of a monument to the Emancipation Proclamation. Mrs. Booker indicated that she has not heard from the Attorney General after seeking his opinion about placing the monument in Civil War

MOTION

Mrs. Booker moved to approve placement of a donated Emancipation Proclamation Monument at Civil War Park. Mr. O'Brien seconded and the motion passed 4-0-1. Mrs. Eager abstained. AYE: Sheridan, Booker, O'Brien, & Weaver. NAY: None. ABSTAIN: Eager. ABSENT: None.

11 - NEW BUSINESS

Mr. Payne provided insight into the issue of Family Subdivisions, as referenced earlier in the time for Public Comments. Mr. Payne recommended the issue is more appropriately handled by the Planning Department through due process.

Mrs. Booker asked to update the Boards, Commissions, and Committees Application Form to include "Years Lived in Fluvanna County."

MOTION TO EXTEND

Mr. Weaver moved to extend the meeting until midnight. On a second by Mr. O'Brien, the motion passed unanimously. AYE: Sheridan, Booker, Eager, O'Brien, & Weaver. NAY: None. ABSENT: None.

12 - PUBLIC COMMENTS #2

There being only staff present, there was no second round of Public Comment.

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

At 10:53pm, 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.3, A.7, & A.8. of the Code of Virginia, 1950, as amended, for the purpose of discussing Personnel, Real Estate, Litigation, & Legal Matters. Mrs. Booker 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 11:36pm, 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.

14 - ADJOURN**MOTION:**

At 11:37pm Mr. Weaver moved to adjourn the regular meeting of Wednesday, September 20, 2017. Mrs. Booker seconded and the motion carried with a vote of 5-0. AYES: Sheridan, Booker, Eager, O'Brien, & Weaver. NAYS: None. ABSENT: None.

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Kelly Belanger Harris
Clerk to the Board

John M. Sheridan
Chair