

FLUVANNA COUNTY BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
Carysbrook Performing Arts Center
8880 James Madison Hwy, Fork Union, VA 23055
November 1, 2023
Regular Meeting 5:00pm

MEMBERS PRESENT: Mozell Booker, Fork Union District, Chair
Patricia Eager, Palmyra District, Vice Chair
John M. (Mike) Sheridan, Columbia District
Tony O’Brien, Rivanna District (entered meeting at 5:17pm)
Chris Fairchild, Cunningham District (attended via Zoom)

ABSENT: None.

ALSO PRESENT: Eric M. Dahl, County Administrator
Kelly Harris, Assistant County Administrator
Dan Whitten, County Attorney
Caitlin Solis, Clerk for the Board of Supervisors

1 - CALL TO ORDER, PLEDGE OF ALLEGIANCE, & MOMENT OF SILENCE

At 5:01pm, Chair Booker called to order the Regular Meeting of November 1, 2023. After the recitation of the Pledge of Allegiance, a moment of silence was observed.

Mr. Fairchild requested to attend the meeting remotely via Zoom.

MOTION:	Approve Christopher Fairchild attend the November 1, 2023 Board of Supervisors meeting via Zoom due to not being able to fly back from Amsterdam, NY due to snowy weather.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Second			Motion
VOTE:	Yes	Yes	Absent	Absent	Yes
RESULT:	3-0				

3 - ADOPTION OF AGENDA

- Mr. Dahl asked to add Secondary Street Addition to New Business.

MOTION:	Accept the Agenda, for the November 1, 2023 Regular Meeting of the Board of Supervisors, as amended.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Second			Motion
VOTE:	Yes	Yes	Yes	Absent	Yes
RESULT:	4-0				

4 - COUNTY ADMINISTRATOR’S REPORT

Mr. Dahl reported on the following topics:
Happy Birthday Mrs. Booker!
- November 8th

Announcements and Updates - New Employees
- Bethany Hamner, Library Clerk, Started October 27th

19th Annual Halloween Event
- Held on October 28 from 6:30 - 8:30pm.
- Activities included a Trunk or Treat area and a semi-scary haunted trail walk. There was a 30 - 40 minute wait time to start the Trunk or Treat activity.
- Attendance was 1,200+ people; 1,000+ children went through the trunk or treat area but some in attendance only did the semi-scary trail walk.
- There were 30 registered vehicles to hand out candy. Trunks included County departments, residents, businesses, and community groups.
- Thanks to the BSA Scout Troops 138 & 1154, High School SGA, and FUMA Interact Club for help with the semi-scary trail!

Day	Date	Time	Purpose	Location
Wed	Nov 15	7:00 PM	Regular Meeting	Performing Arts Center
Wed	Dec 6	5:00 PM	Regular Meeting	Performing Arts Center
Wed	Dec 20	7:00 PM	Regular Meeting	Performing Arts Center

5 - PUBLIC COMMENTS #1

At 5:10pm, Chair Booker opened the first round of Public Comments.

- James Kelly, 340 Manor Blvd, addressed the Board as the Chair of the School Board and asked for a population study on their behalf.
- Sam Richardson, 41 Lafayette, asked the Board for a resolution of support for Israel to be brought back at the November 15, 2023 meeting.

With no one else wishing to speak, Chair Booker closed the first round of Public Comments at 5:17pm.

6 - PUBLIC HEARING

None.

7 - ACTION MATTERS

2024 Thomas Jefferson Planning District Legislative Program – David C. Blount, Deputy Director/Director of Legislative Services TJPDC

David Blount presented the Thomas Jefferson Planning District Commission Draft Legislative Priorities for 2024 including, public education funding, budgets and funding, and Land Use and Growth Management.

MOTION:	Approve the 2024 Thomas Jefferson Planning District Legislative Program as presented.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:				Motion	Second
VOTE:	Yes	Yes	Yes	Yes	Yes
RESULT:	5-0				

- Mr. Fairchild left the meeting at 5:25pm

Deer Hunt for Handicapped Hunters at Pleasant Grove – Aaron Spitzer, Director of Parks and Recreation

The sheriff’s office continues to believe that it is necessary to reduce the numbers of deer on Pleasant Grove and that the best means of such control is through a managed hunt under the auspices of Wheelin’ Sportsmen, a group affiliated with the National Wild Turkey Federation. The proposal is to permit a small (7-10) group of hunters to take deer during the current hunting season. The hunt will be confined to carefully selected areas of Pleasant Grove on Friday, December 22, 2023. Like the events held in recent years past, it is proposed that the hunt be scheduled for the afternoon only (beginning around 2 p.m.). This reflects the success rate of the afternoon period of past years and is intended to minimize the closing of the Park as well as the time devoted by volunteers and maximizing the safety at the high school. Security will be provided by the sheriff’s office, and portions of the property west of the dog park will be closed to public access during that day only. Primary access for hunters will be at the sheriff’s office and the main entrance to the Pleasant Grove house. All hunters will be wheel-chair bound or otherwise handicapped, will be duly licensed and will escorted by qualified volunteers from the community. Wheelin’ Sportsmen organizes similar hunts at numerous locations in Virginia, including state parks and other similar properties as well as selected private properties and has done so for many years. It is a qualified charitable organization which maintains a \$2 million liability insurance policy. The County enjoys sovereign immunity.

Similar shoots were held in January of 2013-2022 with safety and success. It is expected that, if approved, this hunt will be similar, with minor changes based on previous years’ experience.

MOTION:	Authorize the Sheriff to conduct a deer hunt at Pleasant Grove Park for the purpose of controlling deer numbers, such hunt to be managed by Wheelin’ Sportsmen, a non-profit organization providing outdoor recreation opportunities for handicapped hunters.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Motion			Second
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

Fluvanna Partnership on Aging (FPA) Committee Dissolution – Eric Dahl, County Administrator

The Partnership for Aging was established in 1993, for the purpose of studying the needs of people 55 years and older in Fluvanna County and to recommend specified support services that seek overall improvement in the quality of life for those Fluvanna residents and their families.

The FPA has had difficulty maintaining a full board over many years, and has not had a quorum for the last year. Between a shortage of filled positions and low attendance, the FPA has not been able to meet with a quorum since early 2022.

The Fluvanna Partnership for Aging has become a non-active committee and with the filled position terms ending this December, it is the recommendation of staff that the FPA be dissolved on December 31, 2023.

MOTION:	Dissolve the Fluvanna Partnership for Aging (FPA) Committee effective December 31, 2023.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Second			Motion
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

CityScape Telecommunications Contract – Eric Dahl, County Administrator

- An RFP was issued Nov 4, 2022; we received 2 responses.
 - The RFP Committee chose to move forward with CityScape Consultants, Inc.
- CityScape previously provided Telecommunications Consulting Services to the County. In 2017, the County entered into a contract with Atlantic Technology Group Consultants which was terminated in June 2022 due to the passing of the owner of Atlantic Technology Group Consultants.
- Services Provided on an as needed basis at County’s request:
 - New Tower Application Review Services
 - Ordinance Review
 - Wireless Assessment and Infrastructure Inventory (upon request, as needed)
 - Lease Management Services
 - Antenna Co-location Application Review Services
 - Countywide Tower Inventory/Audit
 - Telecommunication Plan
- Tower review Fees are pass-thru fees, paid by the applicant
 - Tower review fees: Minor, administrative review = \$500; major/new build = \$5,000
 - See Agreement for additional fees and details.
 - Wireless Master Plan Services
 - Ordinance Review Services
 - Workshop Services
- County is electing for Site Leasing Consulting – Lease management – 20% of collected rents while the County collects rent directly (County may elect to have rent collected by Contractor, in which case the site leasing fee Cityscape will increase to 25%). Examples of Services provided include:
 - Develop leasing strategy for County-owned communications towers and water tanks.
 - Organize inquiry system for potential lease candidates.
 - Negotiate lease (Tower and Ground); rent, maintenance and developmental fees.
 - Coordinate with County Attorney, County Administrator etc. for leases and lease amendments.
 - Quarterly verification of lease revenue collections by County and tenant terms; provide report and any proposed reconciliation of rent, if applicable, and work with County staff and tenant to confirm and/or rectify any found discrepancies.
- The County will be responsible for receiving and tracking lease payments, and remitting the lease management fee to CityScape.

MOTION:	Approve the term contract between Fluvanna County and CityScape Consultants, Inc. for services associated with telecommunications facility application review, general consulting, lease management, and marketing services, and further authorize the County Administrator to execute the agreement subject to approval as to form by the County Attorney.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Second		Motion	
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

7A – BOARDS AND COMMISSIONS

None.

8 – PRESENTATIONS

Aqua Virginia Updates – John J. Aulbach II, P.E., President

Mr. Aulbach gave the Board of Supervisors an update of Aqua Virginia operations including

- Aqua Virginia Overview
- Meetings with LMOA and Water Workgroup
- Wastewater Collection System
 - Sanitary Sewer Overflows
 - Jetter and Pumper Purchase
 - Smart Manhole Covers
 - SCADA
 - Commercial Grease Trap Inspections
- Infrastructure Capital Projects

2040 Comprehensive Plan Update – Douglas Miles, Community Development Director

Proposed 2040 Fluvanna Comprehensive Plan

- Chapter 1: Plan Introduction & Early Historical Summary
 - 2020 Census Data and County Demographic Information
 - Early Historical Summary with Inclusive Historical facts
- Chapter 2: Rural Crossroad Areas & Rural Preservation
 - Rural Crossroads and Rural Character preservation
 - County Gateway rural screening and corridor buffers
- Sustainable Rural Preservation and Agricultural Production:
 - Goal 1: Preserve and protect rural character of the County.
 - Goal 2: Encourage agricultural operations and ensure the availability of land for livestock, timber and farm crops.
 - Goal 3: Protect both surface and groundwater resources.
 - Goal 4: Protect natural resources including air quality, soils and rural ecosystems found within the County and Region.
 - Goal 5: Economic Growth should be compatible with fragile environmental quality, agricultural economy and rural uses.
 - Goal 6: Ensure existing and future residents are protected from noise and light pollution from suburban development that should remain in the CPAs and in the ZXR UDA area.
 - Goal 7: Ensure the provision of capital improvements done in a manner consistent to further maintain rural character.
- Chapter 3: 2028 Economic Development Strategic Plan
 - Improve employment opportunities / elevate businesses.
 - Attract and retain businesses and industries that advance our communities - planning and economic development.
 - Place making enhances the spaces where residents and tourism guests live, work and play in our community.
- Chapter 4: 2040 Rural Transportation Long Range Plan
 - completed in 2018 by TJ PDC and Fluvanna County staff
 - Transportation accessibility for all users and businesses
 - Transportation safety and physical road characteristics

Additional work completed in 2021 by Advisory Group

 - Transportation primary road functional classifications
 - Completed Safety analysis of the Route 53 corridor
- Chapter 4: 2019 Jefferson Area Bicycle and Pedestrian Plan
 - Extensive work has been completed in the Charlottesville region recognizing the value of bicycle and pedestrian infrastructure like at Pleasant Grove Park in Palmyra.
 - US 76 Bicycle Trail system traverses through the County and future bicycle and pedestrian lane on Route 53 to enhance Park access with a safe, separated travel lane.
- Chapter 5: 2060 County Utilities Infrastructure Plan
 - The Fluvanna County Capital Improvement Plan would include utility infrastructure projects in the ZXR area.
 - The JRWA project is continued to be advanced and is under the SUP stage for a water intake and water line
 - The 35 year utility infrastructure plan was completed by Dewberry Engineering and adopted in Fall of 2022.

- Chapter 6: Future Land Use & Community Planning Areas
 - 2022 Completed TJ PDC Zion Crossroads Gateway Plan
 - 2024 Proposed ZXR Gateway Plan Design Guidelines
 - 2025 Fork Union Revitalization Area - Small Area Plan
 - 2025 Historic Palmyra and Palmyra - Small Area Plan
 - Proposed Nahor Rural Crossroads Area - Small Area Plan

New County Administration and Department of Social Services Buildings RFP Design – Eric Dahl, County Administrator

On December 18, 2019, the Fluvanna County Building and Program Feasibility Study “Space Study” was presented to the Board of Supervisors. The goal of the study was to provide the Fluvanna County Board of Supervisors with an assessment of the condition of the County facilities, program use of the facilities, and a potential future use of existing or acquired facilities and properties.

The study was a comprehensive overview and evaluation of select County properties, including identifying facility deficiencies and recommendations for improvement. A range of facility concepts, considering both long and short term needs was developed for consideration by the Board of Supervisors. As such, the study was considered to be a benchmark report, developed to provide the Board of Supervisors with information and resources to be able to implement an improvement plan and guide facility maintenance, upgrades, renovations, additions, and/or possible new construction in the future.

The results of the study produced a selected concept plan Option 5, as described below:

- Build a new County Administration building, consolidating many County functions within it (existing County Administration building departments, County Attorney, Commissioner of the Revenue, Treasurer, Registrar, conference room space and Board of Supervisors Meeting Space).
- Renovate the County Administration Building as an extension of the Judicial/Courts Complex (Commonwealth Attorney, Courts Expansion, Sheriff’s Office Expansion (courts staff and investigators), Court Services, Probation, conference room space and storage).
- Renovate Carysbrook Gym
- Build a new Department of Social Services building, including space for the Health Department and MACAA.
- Renovate the Department of Social Services building, including space for expanded arts programs, Parks and Recreation, Cooperative Extension, Public Works and Public Utilities.
- Sell multiple buildings in Palmyra; Commonwealth Attorney, Public Works, Future County Attorney
- Lease out the Commissioner of the Revenue and Treasurer building
- Eliminate the need for the current Registrar lease at the Jefferson Centre

In the FY22 Budget and originating from this study, the Board of Supervisors approved an estimated budget of \$16.5M for design and construction of the above components, with the source of funds to come from debt proceeds. Debt has not been approved or issued for this project, since a design is needed first to determine overall costs. This project was put on hold through COVID, but now the need for space and increased aging facility costs is bringing this to the forefront. With the increase of materials, labor and inflation since December 2019, it is estimated at minimum a 30% increase in the overall costs, bringing this closer to \$21.5M. Standard design costs estimates are generally 5% of a projects cost.

The next phase of this project is to issue a Request for Proposal (RFP) for the design. Before doing so, the Board of Supervisors would need to indicate acceptance for staff to move forward, a formal future approval would still be required to fund the design out of Fund Balance. If the County wanted the design costs paid for by Fund Balance to be recouped with debt issuance, a reimbursement resolution could be considered as well.

- After some discussion, the Board directed staff to proceed with the New County Administration and Department of Social Services Buildings RFP Design.

9 - CONSENT AGENDA

The following items were discussed before approval:

The following items were approved under the Consent Agenda for November 1, 2023:

- *Minutes of October 18, 2023* – Caitlin Solis, Clerk to the Board
- *Resolution Recognizing Jack Davis Oliphant* – Eagle Scout – Eric Dahl, County Administrator
- *VDOT Secondary Road Acceptance – Island Hill Subdivision* – Eric Dahl, County Administrator
- *VDOT Secondary Road Acceptance – Village Oaks Subdivision Phase 4* – Eric Dahl, County Administrator
- *Sheehy Ford Vehicle Purchase Agreement* – Dan Whitten, County Attorney
- *Temporary Staff Stipend for Additional Duties (Frazier)* – Donna Snow, Director of Human Resources

- *FY24 FCPS Grants Supplemental Appropriation* – Brenda Gilliam, Executive Director for Instruction and Finance
- *CRMF - FY24 Court House Mold Remediation* – Dale Critzer, Assistant Director of Public Works
- *Region Ten Operational Agreements for Opioid Abatement Authority Awards* – Kelly Harris, Assistant County Administrator

MOTION:	Approve the consent agenda, for the November 1, 2023 Board of Supervisors meeting				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:				Second	Motion
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

- *Mr. Fairchild entered the meeting via Zoom at 7:26pm.*

10 - UNFINISHED BUSINESS

None.

11 - NEW BUSINESS

Stone Wood Ln Secondary Street Acceptance – *The residents of Stone Wood Ln would like to be included in the VDOT Road System. The Board declined to pay for the improvements needed to accept the road into the VDOT Secondary Road System.*

12 - PUBLIC COMMENTS #2

At 7:32pm, Chair Booker opened the second round of Public Comments. With no one wishing to speak, Chair Booker closed the second round of Public Comments at 7:32pm.

- *Mr. Fairchild left the meeting at 7:32pm.*

13 - CLOSED MEETING

MOTION:	At 7:32pm, move the Fluvanna County Board of Supervisors enter into a closed meeting, pursuant to the provisions of Section 2.2-3711 A.5, A.6, & A.8 of the Code of Virginia, 1950, as amended, for the purpose of discussing Prospective Industry – Prospective business update, Investment of Funds – Contract user grant under the water and sewer ordinance, Legal Matters – skill games, solar sitting agreement, contract user grant under the water and sewer ordinance.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:		Second		Motion	
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

MOTION:	At 8:53 pm, move 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.”				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:				Motion	Second
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

Resolution to Approve Wawa Development Agreement

MOTION:	Approve “A RESOLUTION AUTHORIZING THE DEVELOPMENT AGREEMENT BETWEEN FLUVANNA COUNTY, THE ECONOMIC DEVELOPMENT AUTHORITY OF FLUVANNA COUNTY AND ZION 3 NOTCH LLC.”				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O’Brien	Mr. Sheridan
ACTION:				Second	Motion
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

14 - ADJOURN

MOTION:	Adjourn the regular meeting of Wednesday, November 1, 2023 at 8:55pm.				
MEMBER:	Mrs. Booker	Mrs. Eager	Mr. Fairchild	Mr. O'Brien	Mr. Sheridan
ACTION:		Second			Motion
VOTE:	Yes	Yes	Absent	Yes	Yes
RESULT:	4-0				

ATTEST:

FLUVANNA COUNTY BOARD OF SUPERVISORS

Caitlin Solis
Clerk to the Board

Mozell H. Booker
Chair

APPROVED



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia
RESOLUTION No. 34-2023

**A RESOLUTION RECOGNIZING JACK DAVIS OLIPHANT
AWARD OF EAGLE SCOUT STATUS**

The Fluvanna County Board of Supervisors adopted the following resolution on Wednesday, November 1, 2023:

- WHEREAS**, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910; and
- WHEREAS**, the Boy Scouts of America was founded to promote citizenship, training, personal development and fitness of individuals; and
- WHEREAS**, Jack Davis Oliphant has completed all the requirements for becoming an Eagle Scout; and
- WHEREAS**, Jack has been examined by an Eagle Scout Board of Review and deemed worthy of the Eagle Scout award; and
- WHEREAS**, Boy Scout Troop 154 will be convening an Eagle Scout Court of Honor on November 26, 2023 at 3:00 p.m. at Fork Union Baptist Church, Fork Union, Virginia; and
- WHEREAS**, the Fluvanna County Board of Supervisors fully supports the programs of the Boy Scouts of America and recognizes the important services they provide to the youth of our Country.

NOW, THEREFORE BE IT RESOLVED that the Fluvanna County Board of Supervisors joins Jack’s family and friends in congratulating him on his achievements, the award of Eagle Scout status and acknowledges the good fortune of the County to have such an outstanding young man as one of its citizens.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Fluvanna County Board of Supervisors at a regular meeting of the Board held on the 1st of November, 2023, by the following vote:

	AYE	NAY	ABSTAIN	ABSENT	MOTION	SECOND
Mozell H. Booker, Fork Union District	X					
Patricia B. Eager, Palmyra District	X					
Chris Fairchild, Cunningham District				X		
Anthony P. O’Brien, Rivanna District	X					X
John M. Sheridan, Columbia District	X				X	

Attest:

Mozell H. Booker, Chair
Fluvanna County Board of Supervisors



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia

RESOLUTION No. 35-2023

**A Resolution to Take Streets in the Island Hill Subdivision
into the Secondary System of Highways in Fluvanna County, Virginia**

At a regular meeting of the Board of Supervisors of Fluvanna County held at 5:00 PM on Wednesday, November 1, 2023, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

WHEREAS, the eligible streets described on the attached VDOT AM-4.3 form, fully incorporated herein by reference, are shown on plats recorded in the clerk’s office of the Circuit Court of Fluvanna County; and

WHEREAS, the streets described in the Island Hill Subdivision have been developed in Fluvanna County and the developer has constructed the streets in accordance with the plans submitted to and approved by the Virginia Department of Transportation and the streets have been inspected by the Office of the Land Development Engineer and found to be acceptable in the State Highway System; and

NOW, THEREFORE BE IT RESOLVED, on this 1st day of November, 2023, that the Fluvanna County Board of Supervisors hereby requests that the Virginia Department of Transportation add the described roads listed on the attached VDOT AM-4.3 form to the Secondary System of State Highways of Fluvanna County pursuant to Section 33.2-705 of the Code of Virginia, as amended, and the Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, that the Fluvanna County Board of Supervisors guarantees a clear and unrestricted right-of-way, and any necessary easements for cuts, fills, and drainage; and

BE IT YET FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Land Development Engineer for the Virginia Department of Transportation.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Fluvanna County Board of Supervisors at a regular meeting of the Board held on the 1st day of November, 2023:

SUPERVISORS	AYE	NAY	ABSTAIN	ABSENT	MOTION	SECOND
Mozell H. Booker, Fork Union District	X					
Patricia B. Eager, Palmyra District	X					
Chris Fairchild, Cunningham District				X		
Anthony P. O’Brien, Rivanna District	X					X
John M. Sheridan, Columbia District	X				X	

Attest:

Mozell Booker, Chair
Board of Supervisors
Fluvanna County, Virginia



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia

RESOLUTION No. 36-2023

A Resolution to Take Streets in the Village Oaks Subdivision Phase 4 into the Secondary System of Highways in Fluvanna County, Virginia

At a regular meeting of the Board of Supervisors of Fluvanna County held at 5:00 PM on Wednesday, November 1, 2023, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

WHEREAS, the eligible streets described on the attached VDOT AM-4.3 form, fully incorporated herein by reference, are shown on plats recorded in the clerk’s office of the Circuit Court of Fluvanna County; and

WHEREAS, the streets described in the Village Oaks Subdivision Phase 4 have been developed in Fluvanna County and the developer has constructed the streets in accordance with the plans submitted to and approved by the Virginia Department of Transportation and the streets have been inspected by the Office of the Land Development Engineer and found to be acceptable in the State Highway System; and

NOW, THEREFORE BE IT RESOLVED, on this 1st day of November, 2023, that the Fluvanna County Board of Supervisors hereby requests that the Virginia Department of Transportation add the described roads listed on the attached VDOT AM-4.3 form to the Secondary System of State Highways of Fluvanna County pursuant to Section 33.2-705 of the Code of Virginia, as amended, and the Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, that the Fluvanna County Board of Supervisors guarantees a clear and unrestricted right-of-way, and any necessary easements for cuts, fills, and drainage; and

BE IT YET FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Land Development Engineer for the Virginia Department of Transportation.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Fluvanna County Board of Supervisors at a regular meeting of the Board held on the 1st day of November, 2023:

SUPERVISORS	AYE	NAY	ABSTAIN	ABSENT	MOTION	SECOND
Mozell H. Booker, Fork Union District	X					
Patricia B. Eager, Palmyra District	X					
Chris Fairchild, Cunningham District				X		
Anthony P. O’Brien, Rivanna District	X					X
John M. Sheridan, Columbia District	X				X	

Attest:

Mozell Booker, Chair
Board of Supervisors
Fluvanna County, Virginia



BOARD OF SUPERVISORS
County of Fluvanna
Palmyra, Virginia

RESOLUTION No. 37-2023

**A RESOLUTION AUTHORIZING THE DEVELOPMENT AGREEMENT BETWEEN
FLUVANNA COUNTY, THE ECONOMIC DEVELOPMENT AUTHORITY OF
FLUVANNA COUNTY AND ZION 3 NOTCH LLC**

WHEREAS, the development agreement (“Development Agreement”) is among Fluvanna County, the Economic Development Authority of Fluvanna County and Zion 3 Notch LLC; and

WHEREAS, the Development Agreement will offer a grant (“Grant”) of up to One Hundred and Twenty-five Thousand Dollars (\$125,000) after completing construction of a sewer line improvement project; and

WHEREAS, Zion 3 Notch LLC will purchase, improve, equip, and operate a convenience store (“Convenience Store”) located on James Madison Highway in Zions Crossroads, Virginia, thereby making a significant capital investment, and creating and maintaining a significant number of new jobs; and

WHEREAS, the stimulation of the additional tax revenue and economic activity to be generated by the construction of the Convenience Store constitutes a valid public purpose for the expenditure of public funds and is the animating purpose for the Grant.

NOW, THEREFORE, BE IT RESOLVED, that the Fluvanna County County Board of Supervisors accepts the Development Agreement and that the County Administrator is directed to execute the Development Agreement subject to approval as to form by the County Attorney.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Fluvanna County Board of Supervisors at a meeting of the Board held on the 1st day of November 2023:

	AYE	NAY	ABSTAIN	ABSENT	MOTION	SECOND
Mozell H. Booker, Fork Union District	X					
Patricia B. Eager, Palmyra District	X					
Christopher Fairchild, Cunningham District				X		
Anthony P. O’Brien, Rivanna District	X					X
John M. Sheridan, Columbia District	X				X	

Attest:

Mozell H. Booker, Chair
Fluvanna County Board of Supervisors