

Regular Meeting, Tuesday, November 21, 2017, 7:00 p.m. Government Center, Verona, VA.

PRESENT: Terry Lee Kelley, Jr., Vice-Chairman  
Marshall W. Pattie  
Michael L. Shull  
Carolyn S. Bragg  
Gerald W. Garber  
Wendell L. Coleman  
Timmy Fitzgerald, County Administrator  
Jennifer M. Whetzel, Deputy County Administrator  
John Wilkinson, Director of Community Development  
James Benkahla, County Attorney  
Angie Michael, Executive Assistant

ABSENT: Tracy C. Pyles, Jr., Chairman

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Tuesday, November 21, 2017, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 242<sup>nd</sup> year of the Commonwealth....

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Chairman Pyles welcomed the citizens present.

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The following student from Stewart Middle School led the Board of Supervisors in the Pledge of Allegiance:

Courtney Begoon is in 8<sup>th</sup> grade and plays softball and volleyball.

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Wendell Coleman, Supervisor for the Wayne District, delivered invocation.

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MATTERS TO BE PRESENTED BY THE PUBLIC -- NONE

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MILL PLACE BUSINESS READY SITES

The Board considered the Mill Place Business Ready Sites Tier Increase Work.

Funding Source: Economic Development 70-80000-8145 \$11,235.00

Timothy K. Fitzgerald, County Administrator, stated that during the process of increasing readiness in Mill Place Commerce Park, it was determined that an ALTA Survey would be completed and the title work needs to be evaluated. Title work has not been completed since 1996. There has been a substantial amount of changes in the Commerce Park since 1996. Lenhart Pettit, Attorneys at Law, was contacted to get quotes on completing this title work. The estimated cost for attorneys is \$3,200.00. The title insurance premium is estimated to be \$8,035.00. \$11,235.00 is before the Board for consideration to proceed with the title work for the Mill Place Business Ready Sites.

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MILL PLACE BUSINESS READY SITES (CONT'D)

Ms. Bragg moved, seconded by Mr. Shull, that the Board approve the funding for the Mill Place Business Ready Sites Tier Increase Work.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                      Nays: None  
                                      Absent: Pyles

Motion carried.

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DHCD BCC GRANT

The Board considered the consultant for the CTE Strategic Plan.

Mr. Fitzgerald stated that this is a grant for the Career-Technical Education Strategic Plan. A consultant is needed to do the work and a grant was received from the state to fund the study. The committee reviewed the six proposals received. The committee recommends The Virginia Group. They are a local in state firm from the Lexington area. It is important to have a local firm that understands the County's Career and Technical Educational Program. The funding is set aside from a grant already received.

Ms. Bragg moved, seconded by Mr. Coleman, that the Board approve awarding of the RFP for the Career Technical Educational Strategic Plan to The Virginia Group.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                      Nays: None  
                                      Absent: Pyles

Motion carried.

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MILL PLACE WALKING TRAIL

1) The Board considered the approval of the Moffett Paving RFP.

Mr. Fitzgerald stated that the RFP Committee recommends awarding the RFP for the construction, paving of the trail and the parking lot to Moffett Paving and Excavating at an amount of \$136,778.00.

Dr. Pattie moved, seconded by Mr. Coleman, that the Board approve awarding the RFP for the Mill Place Walking Trail to Moffett Paving and Excavating in the amount of \$136,778.00.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                      Nays: None  
                                      Absent: Pyles

Motion carried.

MILL PLACE WALKING TRAIL (CONT'D)

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2) The Board considered the additional funding for project completion.

Funding Source: Beverley Manor Infrastructure 80000-8011-87 \$99,895.42

Mr. Fitzgerald stated that there is additional funding needed for the project. The items left to complete the project are two bridges, safety lighting, picnic tables, park benches, signage, trash receptacles, dog waste stations and landscaping. There is a possibility of sponsorships in regards to benches and tables. Mr. Kelley has agreed to pay the \$99,895.42 from his infrastructure account.

Dr. Pattie moved, seconded by Ms. Bragg, that the Board approve the additional funding from the Beverley Manor Infrastructure.

Vote was as follows: Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
Nays: None  
Absent: Pyles

Motion carried.

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STREETLIGHT REQUEST

The Board considered a request for the installation of the following streetlights:

1) Ridgewood Drive

John Wilkinson, Director of Community Development, stated that a request was received from multiple property owners concerning vandalism and stolen items in the area. A police report indicating such activity was submitted with the request. The request was reviewed by the Streetlight Committee and determined that the location of the streetlight meets the County policy. The installation costs was estimated by Dominion Power to be about \$3,730.00 and is the responsibility of the property owners requesting the light. The estimated cost was too high for the residents and they have requested an alternative location be considered. Dominion Power has located a pole at the intersection of Ridgewood Drive and Dogwood Lane that will meet County policy and has identified a Revenue Credit Program that would reduce the costs to the residents to \$174.54, plus the \$100.00 administrative fee for a total of \$274.54.

Ms. Bragg moved, seconded by Mr. Shull, that the Board approve the streetlight installation.

Vote was as follows: Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
Nays: None  
Absent: Pyles

Motion carried.

2) Mill Place Parkway-Centerview Drive in the amount of \$13,200.00

Mr. Wilkinson stated that the Centerview Drive road extension project is currently under construction. Part of the project is streetlights. Mill Place Parkway is a lighted roadway and the plan is for Centerview Drive, which has sidewalks, to also be lighted for safety. To maintain the same spacing, four lights would be added on Centerview Drive. Community Development asked Dominion Power for an estimate to install the four lights and the estimated cost is \$13,200.00.

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STREETLIGHT REQUEST (CONT'D)

Ms. Bragg moved, seconded by Mr. Shull, that the Board approve the funding for a streetlight on Centerview Drive in Mill Place Parkway.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                  Nays: None  
                                  Absent: Pyles

Motion carried.

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WAIVERS -- NONE

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MATTERS TO BE PRESENTED BY THE BOARD

Mr. Garber commented on the announcement from the Federal DOT on the new airline at Shenandoah Valley Regional Airport.

Mr. Kelley is concerned about the hate flyers being distributed in the area.

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MATTERS TO BE PRESENTED BY STAFF

Mr. Fitzgerald discussed the following issues:

- 1) Social Services Annual Financial Report handed out to the Board of Supervisors. The total service in Augusta County is \$89,776,763.00 and approximately \$61 million is in Medicaid benefits.
- 2) A request was received from the Historical Society in regards to the pipeline. They would like for the Board to become a consultant party for the Section 106, Historic Process, for the pipeline.

Mr. Coleman stated that as a Board, everything has been done that can be done. The pipeline is going to happen.

Ms. Bragg pointed out that what the Historical Society would be looking at is Augusta County specific. If there is something to be drawn to the attention of Dominion every opportunity needs to be taken to make sure that is done. There is no doubt that the pipeline will happen, but it's important to keep historical areas in mind.

Mr. Shull asked if there was anything along the pipeline route to be considered historical in Augusta County.

Mr. Fitzgerald stated that it has been indicated there were 6 or 7 sites on the entire pipeline. There are several areas that are in Augusta County that are not on the list and it raises concerns for the Historical Society.

Dr. Pattie has concerns with giving a third party the authority to act on the Board's behalf. If there is something specific that should be listed as an historical site the Board would specifically ask Dominion to add it to the list, but outsourcing to a third party and giving the authority to act on the Board's behalf is like giving a blank check and not knowing what it will be used for.

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MATTERS TO BE PRESENTED BY STAFF (CONT'D)

Ms. Bragg suggested that any correspondence in response to what they find would have to be brought to the Board. The Historical Society can do the research and study.

Mr. Fitzgerald stated that as of right now Augusta County is not receiving any historical information because we are not a Consultant Party.

Ms. Bragg moved, seconded by Mr. Shull, that the Board approve becoming a Consulting Party and allow the Historical Society to do the research, but come back to the Board for any necessary comments to submit.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                  Nays: None  
                                  Absent: Pyles

Motion carried.

- 3) James Benkahla, County Attorney, stated that the County regularly applies for Federal Grants and at times it is required that a Chief Legal Officer certify compliance for certain federal laws. A resolution was created to reaffirm and grant authority going forward until it is revoked by the Board. The resolution is specifically for compliance with United States Code 1373 so it is limited in its scope.

Mr. Garber moved, seconded by Mr. Shull, that the Board adopt the resolution presented.

Vote was as follows:       Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
                                  Nays: None  
                                  Absent: Pyles

Motion carried.

- 4) Mr. Fitzgerald presented an award from VACo to Mr. Coleman for 10 years of service.

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CLOSED SESSION

On motion of Ms. Bragg, seconded by Mr. Shull, the Board went into closed session pursuant to:

- 1) **the personnel exemption under Virginia Code § 2.2-3711(A)(1)**  
[discussion, consideration or interviews of (a) prospective candidates for employment, or (b) assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific employees]:

- a) Boards and Commissions
- b) Board of Supervisors

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On motion of Mr. Shull, seconded by Mr. Coleman, the Board came out of Closed Session.

Vote was as follows:       Yeas: Bragg, Kelley, Garber, Wendell, Shull, and Pattie  
                                  Nays: None  
                                  Absent: Pyles

Motion carried.

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The Chairman advised that each member is required to certify that to the best of their knowledge during the closed session only the following was discussed:

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CLOSED SESSION (CONT'D)

1. Public business matters lawfully exempted from statutory open meeting requirements, and
2. Only such public business matters identified in the motion to convene the executive session.

The Chairman asked if there is any Board member who cannot so certify.

Hearing none, the Chairman called upon the County Administrator/ Clerk of the Board to call the roll noting members of the Board who approve the certification shall answer AYE and those who cannot shall answer NAY.

Roll Call Vote was as follows:

AYE: Bragg, Garber, Kelley, Coleman, Shull, and Pattie  
 NAY: None  
 ABSENT: Pyles

The Chairman authorized the County Administrator/Clerk of the Board to record this certification in the minutes.

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BOARDS AND COMMISSIONS

Mr. Shull moved, seconded by Mr. Coleman, that the Board reappoint the following:

G. Kyle Leonard, Jr. Planning Commission Expires 12/31/2021

Vote was as follows: Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
 Nays: None  
 Absent: Pyles

Motion carried.

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ADJOURNMENT

There being no other business to come before the Board, Ms. Bragg moved, seconded by Mr. Coleman, the Board adjourn subject to call of the Chairman.

Vote was as follows: Yeas: Kelley, Garber, Coleman, Bragg, Pattie, and Shull  
 Nays: None  
 Absent: Pyles

Motion carried.

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Chairman

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County Administrator