Staff Briefing Meeting, Monday, June 23, 2008, at 1:30 p.m. Government Center, Verona, VA.

PRESENT: David R. Beyeler, Chairman

Tracy C. Pyles, Jr., Vice-Chairman

Wendell L. Coleman Gerald W. Garber Larry C. Howdyshell Jeremy L. Shifflett

Patrick J. Morgan, County Attorney

Dale L. Cobb, Director of Community Development

Becky Earhart, Senior Planner

Jennifer M. Whetzel, Director of Finance

John C. McGehee, Assistant County Administrator

Patrick J. Coffield, County Administrator

ABSENT: Nancy Taylor Sorrells

VIRGINIA: At an adjourned meeting of the Augusta County Board

of Supervisors held on Monday, June 23, 2008, at 1:30 p.m., at the Government Center, Verona, Virginia, and

in the 232nd year of the Commonwealth....

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ROADS

1. REPORT BY VDOT

The Board discussed the VDOT follow-up report of May 27, 2008, staff briefing.

The Board accepted report as information.

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2. STREET ADDITION (WAYNE DISTRICT)

The Board discussed Community Development's recommendations to adopt resolution for acceptance of the following street into the Secondary Road System in accordance with VDOT request:

a. The Village of Windward Pointe (Wayne District)

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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3. TRAFFIC IMPACT ANALYSES

The Board discussed Traffic Impact Analyses (TIA).

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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INDOOR PLUMBING PROGRAM

The Board discussed retaining Waynesboro Development and Housing Authority as the County's Indoor Plumbing/Rehabilitation Loan Program Administrator.

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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<u>PARKS AND RECREATION MATCHING GRANT - CHURCHVILLE ELEMENTARY BOOSTERS</u>

The Board discussed (A) recommendation of Parks and Recreation Commission to award a grant in an amount not to exceed \$17,567 for an outdoor fitness cluster; and (B) approval of Grant Agreement. Would require public hearing and code change.

The Board authorized placing on June 25, 2008, regular agenda for consideration.

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PARKS AND RECREATION BY-LAWS

The Board discussed recommendations of Parks and Recreation Commission regarding by-law modifications.

The Board authorized placing on June 25, 2008, public hearing agenda for consideration.

GOVERNMENT CENTER – TRUCKWASH BAY

The Board discussed request of surplus property by ACSA.

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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EROSION AND SEDIMENT ORDINANCE

The Board discussed an ordinance to replace the provisions of Chapter 9 of the Augusta County Code pertaining to erosion and sediment control. This ordinance establishes definitions relating to erosion and sediment control; erosion and sediment control plan submittal and permit process; new erosion and sediment control fee structure in regards to site development and home construction; and new enforcement measures for noncompliance.

The Board authorized placing on the June 25, 2008, regular agenda for consideration.

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FIRE FLOW ORDINANCE

The Board discussed draft ordinance to amend County Code relating to fire protection.

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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FISHERSVILLE SMALL AREA PLAN

The Board received a presentation by Planning staff on Fishersville Small Area Plan.

The Board authorized placing on June 25, 2008, consent agenda for authorization to advertise.

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PLANNING COMMISSION ITEMS

1. EBCO, LLC - REZONING

The Board discussed a request to rezone from General Agriculture to General Business approximately .4 acres owned by EBCO, LLC, located on the north side of Stuarts Draft Highway (Route 340) just east of the intersection of Stuarts Draft Highway (Route 340) and School Boulevard (Route 9030) in Stuarts Draft (Beverley Manor District). The Planning Commission recommends approval with the revised proffers.

The Board authorized placing on June 25, 2008, public hearing agenda for consideration.

2. <u>CRESCENT DEVELOPMENT GROUP, LLC; PONUS RIDGE, LLC; METRO AND ALICE GOSNELL OLESKA; ALICE GOSNELL OLESKA; AND STANLEY G., III, OR JEAN M. CLINE - REZONING</u>

The Board discussed a request to rezone a total of approximately 139.3 acres from General Business, Single Family Residential, and General Agriculture to General Business with proffers (approximately 27.3 acres), Single Family Residential with proffers (approximately 26.3 acres), Duplex Residential with proffers (approximately 38.5 acres), Townhouse Residential with proffers (approximately 35.9 acres), and Multi-Family Residential with proffers (approximately 11.3 acres) owned by Crescent Development Group, LLC; Ponus Ridge, LLC; Metro and Alice Gosnell Oleska; Alice Gosnell Oleska; and Stanley G., III, or Jean M. Cline, located on the south side of Jefferson Highway (Route 250) across from the intersection of Jefferson Highway (Route 250) and Woodrow Wilson Avenue (Route 358) in Fishersville (Wayne District). The Planning Commission recommends approval with revised proffers.

The Board authorized placing on June 25, 2008, public hearing agenda for consideration.

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3. EDENBROOK – PRELIMINARY PLAT

The Board discussed Edenbrook, preliminary plat, containing 24 lots zoned Rural Residential located on the south side of Ladd Road (Route 631) just west of the intersection of Ladd Road (Route 631) and Bel-Grene Drive (Route 1090) (South River District). The Planning Commission recommends approval contingent upon receiving a signed revised plat showing the road connection to the adjacent properties in a manner sufficient to meet Staff's concerns, and fees being paid prior to the Board of Supervisors meeting.

The Board authorized placing on June 25, 2008, consent agenda for consideration.

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MATTERS TO BE PRESENTED BY THE BOARD

Mr. Pyles:

- 1. Augusta Springs community meeting Mr. Kent scheduled his meeting on a date that conflicts with the Board of Supervisors meeting.
- 2. Deerfield forwarded to County Administrator invoice for community center repair.
- 3. Rescue squad funding provided handout for alternative funding proposal and requested that Committee/Board consider.

Mr. Garber: Republican Committee meetings – Chairman Beyeler indicated that Mr. Roller was no longer pursuing legal appeal. Board consensus to allow them to use Government Center.

Mr. Coleman: Code review – proposed consideration of staff and/or consultant to review density requirements and limitation on number of stories (3). Board consensus to refer to consultants.

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MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following:

1. Sweet Dreams – staff proceeding with non-profit status so donations can be tax exempt.

MATTERS TO BE PRESENTED BY STAFF (cont'd)

- 2. Inch Branch distributed status report.
- 3. NACo awards announced 2008 recognition for "Adopt-a-Soldier" and "Spirit of Augusta" awards.
- 4. Library master plan distributed in mail slots copy of Library Master Plan (Master Plan indicates County should study locations for branches and book stations).
- 5. Government Finance Officers Association (GFOA) announced recognition for 2006-2007 audit.
- 6. Budget distributed copy in mail slots.
- 7. Middlebrook survey/site plan presented Supervisor Sorrells' proposal for infrastructure allocation to affect costs associated with alley closure. Board authorized placing on June 25, 2008, regular agenda for consideration.
- 8. Forest Service announced plans to hold a public meeting at Government Center on Friday, July 18, 2008.
- 9. Parks & Recreation brochure announced publication of summer program. Encouraged Board to identify topics for public information section.
- 10. 2009 General Assembly legislative package announced staff and Vice Chairman to initiate review. Encouraged Board to identify topics for consideration.

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CLOSED SESSION

On motion of Mr. Pyles, seconded by Mr. Coleman, 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
- (2) economic development exemption under Virginia Code § 2.2-3711(A)(5)
 [discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of its interest in locating or expanding its facilities in the county]:
 - A) Pending Industrial Prospects
- (3) the legal counsel exemption under Virginia Code § 2.2-3711(A)(7) [consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel, as permitted under subsection (A) (7)]:
 - A) TIF Agreement (Wayne District)

Vote was as follows: Yeas: Howdyshell, Garber, Beyeler,

Shifflett, Pyles and Coleman

Nays: None Absent: Sorrells

Motion carried.

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CLOSED SESSION (cont'd)

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

Vote was as follows: Yeas: Howdyshell, Garber, Beyeler,

Shifflett, Pyles and Coleman

Nays: None Absent: Sorrells

Motion carried.

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CLOSED SESSION (cont'd)

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:

- 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: Shifflett, Coleman, Garber, Pyles, Howdyshell and Beyeler

NAY: None ABSENT: Sorrells

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

Chairman County Administrator

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