

Regular Meeting, Wednesday, April 28, 2010, 7:00 p.m. Government Center, Verona, VA.

PRESENT: Gerald W. Garber, Chairman
Jeremy L. Shifflett, Vice-Chairman
David R. Beyeler
Wendell L. Coleman
Larry C. Howdyshell
Tracy C. Pyles, Jr.
Nancy Taylor Sorrells
Patrick J. Morgan, County Attorney
Timmy Fitzgerald, 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
Rita R. Austin, CMC, Executive Secretary

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, April 28, 2010, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 234th year of the Commonwealth....

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Chairman Garber welcomed the citizens present and reminded them to remove their hats and turn off their cell phones.

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Matt Vetrano, a senior of Wilson Memorial High School, led the Pledge of Allegiance. Matt attends the Governor's School and plans on attending James Madison University and get a degree in Computer Sciences.

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Gerald W. Garber, Supervisor for the Middle River District, delivered invocation.

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ROBERT C. MEADE – REZONING

This being the day and time advertised to consider a request to rezone from Single Family Residential to General Business with proffers approximately 5.6 acres and to add proffers to approximately 2.4 acres already zoned General Business owned by Robert C. Meade located on the northeast side of Dunsmore Road (Route 818) just north of the intersection with Laurel Hill Road (Route 612) in Verona (Beverley Manor District). The Planning Commission recommends denial.

Becky Earhart, Senior Planner, displayed property outlined in blue; red indicates that the property is already zoned General Business. The property already zoned Single Family Residential is shown in green on the map. The applicant has submitted the following proffers:

1. The only uses allowed on this property will be a parking lot for trucks and drivers' vehicles and a fenced storage area subject to the approval of a Special Use Permit by the Board of Zoning Appeals for those uses.
2. No more than 40 tractors and 40 trailers will be parking on the 5.6 acres and no more than a total of 53 tractors and 53 trailers will be parking on the entire 8 acres unless a lesser number is stipulated by the Board of Zoning Appeals.
3. No tractors and/or trailers can be started, left running, or operated (included reefer units) on the 5.6 acre site from 10:00 p.m. on Friday until 7:00 a.m. on Saturday, from 10:00 p.m. on Saturday until 7:00 a.m. on Sunday, and on all other days from 10:00 p.m. until 5:00 a.m.
4. Prior to any development of the site, a berm at least 10' in height will be constructed on the site adjacent to the properties zoned Single Family Residential and as generally depicted on the Conceptual Plan for Meade Trucking Parking Lot prepared by Balzer and Associates and dated 12/7/09 and revised 4/13/10.

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ROBERT C. MEADE – REZONING (cont'd)

The berm will be planted with a double row, staggered, of 6' tall evergreen trees planted 15' on centers. The berm and trees will be permanently maintained.

5. As part of the development, the applicant will reserve a 50' right-of-way for the purposes of access to the remaining single family residentially zoned property. The location of the right-of-way shall be within the discretion of the owner, subject to applicable County and VDOT regulations.

Ms. Earhart also displayed a Conceptual Plan and noted that the first property is already zoned General Business and the back portion is the part that is currently zoned Single Family Residential that they would like to get rezoned to General Business. The property has been zoned General Business since July 2001 and Single Family Residential since January 1969. It is in an Urban Service Area; slated for Business and Medium Density Residential. Public water and public sewer are available.

Donna Fix, applicant, reviewed the Conceptual Plan with the Board. She noted that Randy Meade, Vice-President, and Ray Burkholder, of Balzer & Associates, were present to answer any questions. She commented that she has attended several meetings on this matter and noted that one major change made was the approval from VDOT of 53 trucks on the two properties; in the back area there will be parking for 40 tractor trailers and 40 private passenger vehicles (drivers only). This will provide a more secure area. The front area will keep in place 13 spaces for tractor trailers. She added that there is a contingency with Mack Wyatt to widen an entrance at the curved area with a gate so that it is accessible and is compliant with VDOT regulations. Ms. Fix stated that the area behind the berm area will remain Single Family Residential.

The Chairman declared the public hearing open.

There being no speakers, the Chairman declared the public hearing closed.

Mr. Shifflett made the following comment:

Mr. Chairman, as I look at the aerial views that we have, I see a railroad, another trucking company adjacent to this property. I see VDOT's facilities. All of them are zoned General Business. All of them run trucks and heavy equipment at VDOT at various times and those zonings back right up to the property lines. The Meades' main operation facilities are a lot closer to a residential area where they are at now than what this parking lot would be. Whereas, on the five acres here, we've got a 100' buffer with a 10' berm with trees and a distance from the residential properties averages out to roughly 400 feet from the property line to the edge of the parking lot. The 5 acres that is to be rezoned is only a small portion of the overall property which still leaves the rest of the property to be developed for residential. As Ms. Fix stated here, from their first proposal to the Board to now, they have addressed VDOT's main concerns by limiting the total number of trucks by including the current 2.5 acres with this 5-acre parcel. An interesting note, in reading the Planning Commission notes, was the traffic study on the parcel stated that it would generate less traffic impact as General Business at the intersection if the property were developed residentially. They have also restricted the hours of operation of the trucks and refrigerated units. As far as lighting goes, they will have to comply with the County's Lighting Ordinance. Until the majority of goods and products are once again shipped by rail, the trucking industry is still an important component of any area's economy. The question always arises, with the business of this nature, is those trucks need to be parked somewhere. Anyone who owns a semi and lives in a residential area could park it in their driveway with no restrictions and operations other than it has to be parked off the streets, which is what our ordinance stipulates. Mr. Meade could very well allow everyone of his drivers to take their trucks home every night to their respective neighborhoods and, again, as long as they park them off the street, they can do what they want with no regulation. The driver could let their truck run from 10:00 at night until 6:00 in the morning every night all week long. Personally, I would much rather have them parked 400 feet away hidden behind the screen of the berm and trees with their hours of operation restricted than

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ROBERT C. MEADE – REZONING (cont'd)

parked right next door being operated however and whenever with no restrictions or screening at all.

Mr. Shifflett moved, seconded by Mr. Beyeler, that the Board adopt the following ordinance with proffers:

A request to rezone from single Family Residential to General Business with proffers approximately 5.6 acres and to add proffers to approximately 2.4 acres already zoned General Business owned by Robert C. Meade located on the northeast side of Dunsmore Road (Route 818) just north of the intersection with Laurel Hill Road (Route 612) in Verona in the Beverley Manor District.

AN ORDINANCE to amend Chapter 25 "Zoning" of the Code of Augusta County, Virginia.

WHEREAS, application has been made to the Board of Supervisors to amend the Augusta County Zoning Maps,

WHEREAS, the Augusta County Planning Commission, after a public hearing, has made their recommendation to the Board of Supervisors,

WHEREAS, the Board of Supervisors has conducted a public hearing,

WHEREAS, both the Commission and Board public hearings have been properly advertised and all public notice as required by the Zoning Ordinance and the Code of Virginia properly completed,

WHEREAS, the Board of Supervisors has considered the application, the Planning Commission recommendation and the comments presented at the public hearing;

NOW, THEREFORE, BE IT ORDAINED, by the Board of Supervisors that the Augusta County Zoning Maps be amended as follows:

Parcel number **C (portion)** on tax map number **36A1 (4)** containing approximately 5.6 acres is rezoned from Single Family Residential to General Business with the following proffers:

1. The only uses allowed on this property will be a parking lot for trucks and drivers' vehicles and a fenced storage area subject to the approval of a Special Use Permit by the Board of Zoning Appeals for those uses.
2. No more than 40 tractors and 40 trailers will be parking on the 5.6 acres and no more than a total of 53 tractors and 53 trailers will be parking on the entire 8 acres unless a lesser number is stipulated by the Board of Zoning Appeals.
3. No tractors and/or trailers can be started, left running, or operated (included reefer units) on the 5.6 acre site from 10:00 p.m. on Friday until 7:00 a.m. on Saturday, from 10:00 p.m. on Saturday until 7:00 a.m. on Sunday, and on all other days from 10:00 p.m. until 5:00 a.m.
4. Prior to any development of the site, a berm at least 10' in height will be constructed on the site adjacent to the properties zoned Single Family Residential and as generally depicted on the Conceptual Plan for Meade Trucking Parking Lot

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ROBERT C. MEADE – REZONING (cont'd)

prepared by Balzer and Associates and dated 12/7/09 and revised 4/13/10. The berm will be planted with a double row, staggered, of 6' tall evergreen trees planted 15' on centers. The berm and trees will be permanently maintained.

5. As part of the development, the applicant will reserve a 50' right-of-way for the purposes of access to the remaining single family residentially zoned property. The location of the right-of-way shall be within the discretion of the owner, subject to applicable County and VDOT regulations.

Parcel number **1** on tax map number **36A1 (3)** containing approximately 2.4 acres is changed from General Business to General Business with the following proffers:

1. The only uses allowed on this property will be a parking lot for trucks and drivers' vehicles and a fenced storage area subject to the approval of a Special Use Permit by the Board of Zoning Appeals for those uses.
2. No more than 40 tractors and 40 trailers will be parking on the 5.6 acres and no more than a total of 53 tractors and 53 trailers will be parking on the entire 8 acres unless a lesser number is stipulated by the Board of Zoning Appeals.
3. No tractors and/or trailers can be started, left running, or operated (included reefer units) on the 5.6 acre site from 10:00 p.m. on Friday until 7:00 a.m. on Saturday, from 10:00 p.m. on Saturday until 7:00 a.m. on Sunday, and on all other days from 10:00 p.m. until 5:00 a.m.
4. Prior to any development of the site, a berm at least 10' in height will be constructed on the site adjacent to the properties zoned Single Family Residential and as generally depicted on the Conceptual Plan for Meade Trucking Parking Lot prepared by Balzer and Associates and dated 12/7/09 and revised 4/13/10. The berm will be planted with a double row, staggered, of 6' tall evergreen trees planted 15' on centers. The berm and trees will be permanently maintained.
5. As part of the development, the applicant will reserve a 50' right-of-way for the purposes of access to the remaining single family residentially zoned property. The location of the right-of-way shall be within the discretion of the owner, subject to applicable County and VDOT regulations.

Ms. Sorrells appreciated the Meades working these issues out with proffers, but expressed the following concerns:

1. When the Comprehensive Plan was revised a couple of years ago, it was advertised heavily. A lot of public input was received, but nothing was ever mentioned of changing land use for this area.
2. In having a Planning Commission that makes a unanimous recommendation of denial twice, and then the Board does not approve that recommendation consistently, she stated if this becomes a pattern, we may question why the Planning Commission exists.

However, she agreed with Mr. Shifflett's comments about traffic differences and having a place where drivers could put their vehicles outside of subdivisions. She concluded by saying she would support the motion but has concerns.

Mr. Coleman indicated he struggled with this decision. He agreed with the comments

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ROBERT C. MEADE – REZONING (cont'd)

made about the Comprehensive Plan but he has had constituents call concerned about trucks in their subdivisions. He indicated they have to have someplace to park.

Vote was as follows: Yeas: Howdysshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

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RICKY L. CAMPBELL – PUBLIC USE OVERLAY

This being the day and time advertised to consider a request to add the Public Use Overlay Designation with proffers to approximately 3 acres owned by Ricky L. Campbell and located on the south side of Swartzel Shop Road (Route 694) approximately 0.1 of a mile east of the intersection with Lee Jackson Highway (Route 11) (Riverheads District). The Planning Commission recommends approval with proffers.

Ms. Earhart displayed property outlined in blue. The property will remain zoned General Agriculture and the following uses will be allowed on the site:

1. The only additional permitted uses on the property will be:
 - a. Police, rescue squad and fire stations.
 - b. Community centers and similar facilities, including the rental of such spaces for fundraising purposes.
 - c. Public bulk water facility.
 - d. Meeting places and offices of civic clubs and other organizations, excepting those the chief activity of which is a service customarily carried on as a business.

The property is currently zoned General Agriculture and is in a Community Development Area slated for Low Density Residential development; public water is available; public sewer is not available.

The Chairman declared the public hearing open.

Ricky Campbell, applicant, reported that they have been working on the Riverheads-Greenville Fire and Rescue Station since February 2009 and that the Public Use Overlay is required before beginning construction.

There being no other speakers, the Chairman declared the public hearing closed.

Ms. Sorrells moved, seconded by Mr. Coleman, that the Board adopt the following ordinance with proffer:

A request to add the Public Use Overlay Designation with proffers to approximately 3 acres owned by Ricky L. Campbell and located on the south side of Swartzel Shop Road (Route 694) approximately 0.1 of a mile east of the intersection with Lee Jackson Highway (Route 11) Riverheads District.

AN ORDINANCE to amend Chapter 25 "Zoning" of the Code of Augusta County, Virginia.

WHEREAS, application has been made to the Board of Supervisors to amend the Augusta County Zoning Maps,

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RICKY L. CAMPBELL – PUBLIC USE OVERLAY (cont'd)

WHEREAS, the Augusta County Planning Commission, after a public hearing, has made their recommendation to the Board of Supervisors,

WHEREAS, the Board of Supervisors has conducted a public hearing,

WHEREAS, both the Commission and Board public hearings have been properly advertised and all public notice as required by the Zoning Ordinance and the Code of Virginia properly completed,

WHEREAS, the Board of Supervisors has considered the application, the Planning Commission recommendation and the comments presented at the public hearing;

NOW, THEREFORE, BE IT ORDAINED, by the Board of Supervisors that the Augusta County Zoning Maps be amended as follows:

Parcel number 40H on tax map number 73 containing approximately 3 acres is changed to add the Public Use Overlay with the following proffer:

1. The only additional permitted uses on the property will be:
 - a. Police, rescue squad and fire stations.
 - b. Community centers and similar facilities, including the rental of such spaces for fundraising purposes.
 - c. Public bulk water facility.
 - d. Meeting places and offices of civic clubs and other organizations, excepting those the chief activity of which is a service customarily carried on as a business.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

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(END OF PUBLIC HEARINGS)
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MATTERS TO BE PRESENTED BY THE PUBLIC - NONE

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2010 TAX RATES

The Board considered adoption of real and personal tax rates for 2010, as proposed at a public hearing held on April 21, 2010.

Jennifer M. Whetzel, Director of Finance, advised that during the budget process, the Board directed staff to advertise the draft budget with the following rates:

Real Estate	48¢
Vehicles and Motorcycles Tangible Personal Property	\$2.25
Machinery and Tools and all other Tangible Personal Property	\$1.90

On motion of Mr. Beyeler, seconded by Ms. Sorrells, that the Board adopt the County tax rate for Real Estate levy be set at 48¢ per \$100, and the General Tangible Personal Property levy be set at \$2.25 per \$100, and the tax levy for other classifications of

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2010 TAX RATES (cont'd)

Tangible Personal Property as designated by County ordinance be set at \$1.90 per \$100 for Tax Year 2010.

Vote was as follows: Yeas: Howdysshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

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REVISED BUDGET FOR FY2009-2010

The Board considered revised budget for Fiscal Year 2009-2010.

Ms. Whetzel reported that the appropriations for Fiscal Year 2009-2010 revised budget are before the Board tonight for consideration. This budget was reviewed in detail by the Board at the end of March and then presented last week at the public hearing on April 21.

Mr. Coleman moved, seconded by Ms. Sorrells, that the revised budget and appropriations for the Fiscal Year 2009-10, as presented at the public hearing held on April 21, 2010, and as revised, be approved.

BE IT RESOLVED by the Board of Supervisors of the County of Augusta, Virginia, that the following appropriation be made for the fiscal year 2009-2010 from the funds and for the functions or purposes indicated:

BE IT FURTHER RESOLVED that the Treasurer be, and is hereby authorized to transfer to other funds from the GENERAL OPERATING FUND from time to time as money becomes available, sums equal to, but not in excess of the appropriations made to these funds from GENERAL OPERATING FUND for the period covered by the appropriation.

BE IT STILL RESOLVED that the County Administrator is authorized, pursuant to a resolution adopted by this Board of Supervisors on November, 11, 1959, to pay all normal and routine claims, when presented for which appropriations are hereinafter made, with his own warrant.

GENERAL OPERATING FUND

11010	BOARD OF SUPERVISORS	176,195
12010	COUNTY ADMINISTRATOR	573,080
12030	PERSONNEL	170,190
12040	LEGAL SERVICES	192,365
12090	COMMISSIONER OF REVENUE	754,130
12110	BOARD OF EQUALIZATION	4,500
12130	TREASURER	515,410
12150	CENTRAL ACCOUNTING	304,680
12200	MANAGEMENT INFORMATION SYSTEMS	466,110
13010	BOARD OF ELECTIONS	196,200
21010	CIRCUIT COURT	84,570
21020	GENERAL DISTRICT COURT	5,400
21030	MAGISTRATE	5,725
21060	CLERK OF THE CIRCUIT COURT	728,440
22010	COMMONWEALTH ATTORNEY	920,670
31020	SHERIFF	5,052,595

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31040	EMERGENCY SERVICES OPERATIONS	1,516,440
32010	FIRE DEPARTMENT	2,992,070
32020	EMERGENCY SERVICES - VOLUNTEERS	2,119,514
32030	FIRE TRAINING CENTER	263,135
33030	J&D COURT	23,400
33040	COURT SERVICES	2,900
33050	JUVENILE & PROBATION	1,508,625
34010	BUILDING INSPECTIONS	442,790
35010	ANIMAL CONTROL	334,355
41020	HIGHWAYS & ROADS	48,000
41040	STREET LIGHTS	120,000
42010	SANITATION & WASTE	1,740,950
42020	RECYCLING	131,900
43010	BUILDING & GROUNDS	1,351,055
51010	HEALTH DEPARTMENT	450,000
51020	TAX RELIEF FOR THE ELDERLY	250,000
71010	PARKS & REC	1,317,425
71020	NATURAL CHIMNEYS	82,500
73010	LIBRARY-FISHERSVILLE	1,052,205
73020	LIBRARY-CHURCHVILLE	102,895
81010	COMMUNITY DEVELOPMENT	970,532
81020	TOURISM	259,265
81050	ECONOMIC DEVELOPMENT	146,735
82010	ENVIRONMENTAL MGMT. SYSTEMS	60,055
83010	EXTENSION OFFICE	146,600
83050	COUNTY FARM	3,000
92020	OTHER OPERATIONAL FUNCTIONS	391,426
92030	CONTRIBUTIONS	293,910
92040	CONTINGENCIES	50,000
94000	TRANSFERS TO OTHER FUNDS	<u>45,621,203</u>

GRAND TOTAL - GENERAL OPERATING FUND (11) 73,943,145

FROM: Fire Revolving Loan Fund (12)

TO: Fire Revolving Loan Fund (12)

50000 Disbursement of Loans 200,000

Grand Total - Fire Revolving Loan Fund (12) 200,000

FROM: Drug Enforcement Fund (13)

TO: Drug Enforcement Fund (13)

31030 - Operations 66,600

Grand Total - Drug Enforcement Fund (13) 66,600

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FROM: Industrial Development Fund (14)
 TO: Industrial Development Fund (14)

53000 - Payments to I.D.A.	<u>46,000</u>
Grand Total - Industrial Development Fund (14)	46,000

FROM: Virginia Public Assistance Fund (23)
 TO: Virginia Public Assistance Fund (23)

For the operation of the Augusta County Department of Public Welfare, Virginia Public Assistance Fund and to be expended only on order of the Board of Welfare for the functions and objects as outlined in the budget requests as presented to the Board of Supervisors for informative and fiscal purposes only:

53010 - Administration	6,526,500
53020 - Public Assistance	3,164,000
53060 - Comprehensive Services	3,604,000
53070 - Family Resource Center	<u>220,000</u>
Grand Total - Virginia Public Assistance Fund (23)	13,514,500

FROM: School Operating Fund (41)
 TO: School Operating Fund (41)

For the operation of the Public Schools of the School Operating Fund (41) and to be expended only on order of the Augusta County School Board of Augusta County, Virginia, for the functions and objects a contained in their budget requests as presented to the Board of Supervisors for financial and fiscal purposes:

11000 - Instruction	80,441,953
20000 - Admin/Attend/Health	3,235,290
30000 - Pupil Transportation	5,619,065
40000 - Operation/Maintenance	<u>11,493,355</u>
Grand Total - School Operating Fund (41)	100,789,663

FROM: School Cafeteria Fund (43)
 TO: School Cafeteria Fund (43)

To be expended on order of the Augusta County School Board for the operation of the School Cafeteria Fund:

50000 - School Food Services	<u>4,935,228</u>
Grand Total - School Cafeteria Fund (43)	4,935,228

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FROM:	School Capital Improvement Fund (44)	
TO:	School Capital Improvement Fund (44)	
	42000 - Building Services	<u>121,567</u>
	Grand Total - School Capital Improvement Fund (44)	121,567
FROM:	School Debt Fund (45)	
TO:	School Debt Fund (45)	
	92050 - Debt Service	<u>8,634,000</u>
	Grand Total - School Debt Service (45)	8,634,000
FROM:	Head Start Fund (47)	
TO:	Head Start Fund (47)	
	10000 - Instruction	1,828,634
	20000 - Admin/Attend/Health	312,665
	30000 - Pupil Transportation	62,765
	40000 - Maintenance Services	<u>9,766</u>
	Grand Total - Head Start Fund (47)	2,213,830
FROM:	Governor's School Fund (48)	
TO:	Governor's School Fund (48)	
	11000 - Instruction	1,266,548
	40000 - Operations/Maintenance	<u>32,180</u>
	Grand Total - Governor's School Fund (48)	1,298,728
FROM:	County Capital Improvement Fund (70)	
TO:	County Capital Improvement Fund (70)	
	8005 - Landfill	640,000
	8011- Infrastructure - Beverley Manor	100,000
	8012 - Infrastructure - Middle River	100,000
	8013 - Infrastructure - North River	100,000
	8014 - Infrastructure - Pastures	100,000
	8015 - Infrastructure - Riverheads	100,000
	8016 - Infrastructure - South River	100,000

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8017 - Infrastructure - Wayne	100,000
8021 - Matching Grants - Beverley Manor	15,000
8022 - Matching Grants - Middle River	15,000
8023 - Matching Grants - North River	15,000
8024 - Matching Grants - Pastures	15,000
8025 - Matching Grants - Riverheads	15,000
8026 - Matching Grants - South River	15,000
8027 - Matching Grants - Wayne	15,000
8134 - County School	1,018,996
8136 - Juvenile Detention Center	136,000
8139 - Tourist Information Center	10,000
8145 - Economic Development	200,000
8149 - A.C.S.A.Contribution	100,000
8161 - Blue Ridge Community College	85,000
8162 - Secondary Roads - Revenue Sharing	1,115,000
8198 - Building Sinking Fund	330,000
94000 - Transfers To Other Funds	1,670,023
 Grand Total - Capital Improvement Fund (70)	 6,110,019
 GRAND TOTAL - APPROPRIATIONS (All Funds)	 211,873,280

Vote was as follows: Yeas: Howdysshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

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PROPOSED BUDGET FOR FY2010-2011

The Board considered proposed budget for Fiscal Year 2010-2011 as presented at a public hearing held on April 21, 2010.

Ms. Whetzel advised that a report was presented in detail to the Board last week at the public hearing totaling \$153.2 million.

Mr. Howdysshell moved, seconded by Mr. Beyeler, that the proposed budget and appropriations for the fiscal year 2010-11, as presented at the public hearing held on April 21, 2010, and as revised, be approved.

Patrick J. Coffield, County Administrator, clarified that when the Board met on March 29th and 30th Budget Work Sessions, adjustments were made. The advertisement reflected those changes. Mr. Beyeler asked about the organizations membership dues. Mr. Coffield stated that those dues were in the advertisement. It was the consensus of the Board that those dues amounted to \$4,000 and are still to be considered to possibly be deleted in a future budget.

BE IT RESOLVED by the Board of Supervisors of the County of Augusta, Virginia, that the following appropriation be made for the fiscal year 2010-2011 from the funds and for the functions or purposes indicated:

BE IT FURTHER RESOLVED that the Treasurer be, and is hereby authorized to transfer to other funds from the GENERAL OPERATING FUND from time to time as money becomes available,

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sums equal to, but not in excess of the appropriations made to these funds from GENERAL OPERATING FUND for the period covered by the appropriation.

BE IT STILL RESOLVED that the County Administrator is authorized, pursuant to a resolution adopted by this Board of Supervisors on November, 11, 1959, to pay all normal and routine claims, when presented for which appropriations are hereinafter made, with his own warrant.

GENERAL OPERATING FUND

11010	BOARD OF SUPERVISORS	163,920
12010	COUNTY ADMINISTRATOR	584,355
12030	PERSONNEL	173,120
12040	LEGAL SERVICES	196,155
12090	COMMISSIONER OF REVENUE	744,295
12130	TREASURER	542,575
12150	CENTRAL ACCOUNTING	322,230
12200	MANAGEMENT INFORMATION SYSTEMS	468,930
13010	BOARD OF ELECTIONS	205,505
21010	CIRCUIT COURT	89,201
21020	GENERAL DISTRICT COURT	5,600
21030	MAGISTRATE	5,725
21060	CLERK OF THE CIRCUIT COURT	705,820
22010	COMMONWEALTH ATTORNEY	941,855
31020	SHERIFF	4,888,825
31040	EMERGENCY SERVICES OPERATIONS	1,553,400
32010	FIRE DEPARTMENT	2,931,865
32020	EMERGENCY SERVICES - VOLUNTEERS	1,669,199
32030	FIRE TRAINING CENTER	255,535
33030	J&D COURT	12,790
33040	COURT SERVICES	2,600
33050	JUVENILE & PROBATION	1,352,900
34010	BUILDING INSPECTIONS	413,840
35010	ANIMAL CONTROL	302,790
41020	HIGHWAYS & ROADS	12,000
41040	STREET LIGHTS	120,000
42010	SANITATION & WASTE	1,766,230
42020	RECYCLING	132,600
43010	BUILDING & GROUNDS	1,361,405
51010	HEALTH DEPARTMENT	492,700
51020	TAX RELIEF FOR THE ELDERLY	250,000
71010	PARKS & REC	1,352,545
71020	NATURAL CHIMNEYS	167,070
73010	LIBRARY-FISHERSVILLE	1,024,545
73020	LIBRARY-CHURCHVILLE	104,265
81010	COMMUNITY DEVELOPMENT	909,430
81020	TOURISM	199,265
81050	ECONOMIC DEVELOPMENT	172,960
82010	ENVIRONMENTAL MGMT. SYSTEMS	59,675
83010	EXTENSION OFFICE	134,600
83050	COUNTY FARM	13,000

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92020	OTHER OPERATIONAL FUNCTIONS	461,972
92030	CONTRIBUTIONS	288,500
92040	CONTINGENCIES	50,000
94000	TRANSFERS TO OTHER FUNDS	<u>44,041,315</u>
GRAND TOTAL - GENERAL OPERATING FUND (11)		71,647,107
FROM:	Fire Revolving Loan Fund (12)	
TO:	Fire Revolving Loan Fund (12)	
50000	Disbursement of Loans	<u>200,000</u>
Grand Total - Fire Revolving Loan Fund (12)		200,000
FROM:	Drug Enforcement Fund (13)	
TO:	Drug Enforcement Fund (13)	
31030	- Operations	<u>73,205</u>
Grand Total - Drug Enforcement Fund (13)		73,205
FROM:	Industrial Development Fund (14)	
TO:	Industrial Development Fund (14)	
53000	- Payments to I.D.A.	<u>46,000</u>
Grand Total - Industrial Development Fund (14)		46,000
FROM:	Revenue Recovery Fund (15)	
TO:	Revenue Recovery Fund (15)	
32020	- Payments to Agencies	900,211
94000	- Transfers to Other Funds	<u>220,000</u>
Grand Total - Revenue Recovery Fund (15)		1,120,211
FROM:	Virginia Public Assistance Fund (23)	
TO:	Virginia Public Assistance Fund (23)	
For the operation of the Augusta County Department of Public Welfare, Virginia Public Assistance Fund and to be expended only on order of the Board of Welfare for the functions and objects as outlined in the budget requests as presented to the Board of Supervisors for informative and fiscal purposes only:		
53010	- Administration	6,688,500
53020	- Public Assistance	3,530,000
53070	- Family Resource Center	<u>230,000</u>

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	Grand Total - Virginia Public Assistance Fund (23)	10,448,500
FROM:	Comprehensive Services Act Fund (24)	
TO:	Comprehensive Services Act Fund (24)	
	53060 - Comprehensive Services	<u>3,874,700</u>
	Grand Total - Comprehensive Services Act Fund (24)	3,874,700

FROM: School Operating Fund (41)
TO: School Operating Fund (41)

For the operation of the Public Schools of the School Operating Fund (41) and to be expended only on order of the Augusta County School Board of Augusta County, Virginia, for the functions and objects a contained in their budget requests as presented to the Board of Supervisors for financial and fiscal purposes:

11000 - Instruction	73,002,481
20000 - Admin/Attend/Health	2,891,245
30000 - Pupil Transportation	5,462,291
40000 - Operation/Maintenance	<u>8,997,360</u>
Grand Total - School Operating Fund (41)	90,353,377

FROM: School Cafeteria Fund (43)
TO: School Cafeteria Fund (43)

To be expended on order of the Augusta County School Board for the operation of the School Cafeteria Fund:

50000 - School Food Services	<u>5,066,548</u>
Grand Total - School Cafeteria Fund (43)	5,066,548

FROM: School Debt Fund (45)
TO: School Debt Fund (45)

92050 - Debt Service	<u>8,347,000</u>
Grand Total - School Debt Service (45)	8,347,000

FROM: Head Start Fund (47)
TO: Head Start Fund (47)

10000 - Instruction	1,688,385
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	20000 - Admin/Attend/Health	335,167
	30000 - Pupil Transportation	60,020
	40000 - Maintenance Services	<u>3,630</u>
	Grand Total - Head Start Fund (47)	2,087,202
FROM:	Governor's School Fund (48)	
TO:	Governor's School Fund (48)	
	11000 - Instruction	1,191,937
	40000 - Operations/Maintenance	<u>31,000</u>
	Grand Total - Governor's School Fund (48)	1,222,937
FROM:	County Capital Improvement Fund (70)	
TO:	County Capital Improvement Fund (70)	
	8005 - Landfill	400,000
	8011- Infrastructure - Beverley Manor	100,000
	8012 - Infrastructure - Middle River	100,000
	8013 - Infrastructure - North River	100,000
	8014 - Infrastructure - Pastures	100,000
	8015 - Infrastructure - Riverheads	100,000
	8016 - Infrastructure - South River	100,000
	8017 - Infrastructure - Wayne	100,000
	8021 - Matching Grants - Beverley Manor	15,000
	8022 - Matching Grants - Middle River	15,000
	8023 - Matching Grants - North River	15,000
	8024 - Matching Grants - Pastures	15,000
	8025 - Matching Grants - Riverheads	15,000
	8026 - Matching Grants - South River	15,000
	8027 - Matching Grants - Wayne	15,000
	8057 - Fire Apparatus & Equipment	28,050
	8139 - Tourist Information Center	10,000
	8145 - Economic Development	100,000
	8149 - A.C.S.A.Contribution	200,000
	8152 - Fire & Rescue Equipment	200,000
	8161 - Blue Ridge Community College	85,000
	8162 - Secondary Roads - Revenue Sharing	650,000
	8166 - Vehicle Sinking Fund	100,000
	8198 - Building Sinking Fund	438,000
	94000 - Transfers To Other Funds	<u>1,959,950</u>
	Grand Total - Capital Improvement Fund (70)	4,976,000
	GRAND TOTAL - APPROPRIATIONS (All Funds)	199,462,787

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PROPOSED BUDGET FOR FY2010-2011 (cont'd)

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler,
Shifflett, Pyles and Coleman
Nays: None

Motion carried.

Mr. Coffield commended the Board and staff for making the budget decisions in a prompt and quick fashion, and stated that "this is one of the most difficult budgets he has seen in his career. Staff has done a wonderful job. The Board did a wonderful job of requesting information, reviewing the information, and making a studied and deliberative approach to what budget to advertise and which one to approve and implement. When you have a budget with this much change in it, during the year, it may be necessary to review and make additional modifications over the coming months. Already, we hear from the General Assembly, in their most recent actions, there may be some positive Comp Board revenue changes. There may be some state revenues such as recordation taxes that may be less than what was originally projected."

* * * * *

PARKS AND RECREATION MATCHING GRANT – WEYERS CAVE RECREATION ASSOCIATION, INC.

The Board considered (A) recommendation of Parks and Recreation Commission to award a grant in an amount not to exceed \$36,464 for building on to the existing picnic shelter 120 feet to include a 60-foot kitchen; and (B) approval of grant agreement.

Funding Source: Middle River Recreation Account #80000-8022-42

Mr. Coffield advised that this request had been discussed at the Staff Briefing on Monday. He added that this was a very active community group; another request will be forthcoming for a parking and paving project. He noted that this is not 100% County funding; it includes fundraising and donations. "This is a community project with the County being a partner."

Chairman Garber added "this is perhaps the finest gathering of people that I have seen. This is the Ruritans, the firemen, and the Rec Association, all coming together along with private money. They just joined hands and saw that many of these things benefit various groups at various times."

Mr. Coleman moved, seconded by Ms. Sorrells, that the Board approve the request.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler,
Shifflett, Pyles and Coleman
Nays: None

Motion carried.

* * * * *

VDOT SECONDARY ROADS SIX-YEAR PLAN REVISIONS

The Board considered Secondary Roads Six-Year Plan revisions.

Mr. Coffield stated that this was discussed at the Staff Briefing on Monday. He noted that seven years ago, the budget for Augusta County for the Six-Year Plan was over \$30 million; the budget for the next six years is \$1.5 million a year. To accomplish this, a number of projects that were partially funded had to be re-evaluated and determined if the existing funds needed to be reallocated to address the highest priority projects. He thanked Jeremy Mason, Timmy Fitzgerald (formerly of VDOT), Garrett Moore and Mike Estes of VDOT for their insight and guidance.

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VDOT SECONDARY ROADS SIX-YEAR PLAN REVISIONS (cont'd)

Mr. Beyeler moved, seconded by Mr. Howdysell, that the Board approve the Secondary Roads Six-Year Plan revisions as follows:

**VDOT
SIX-YEAR PLAN
Amendments**

- | | | |
|----------------|---|---|
| Beverley Manor | - | No change |
| Middle River | - | No change* |
| | | *Note: Route 616 . . . meet with VDOT to determine if project could be broken down into phases. |
| North River | - | Route 626 . . . rescope and transfer \$1,000,000 (estimate) to the following projects: |
| | | A) Route 765 . . . transfer \$237,000 from Route 626 |
| | | B) Route 699 . . . transfer \$125,474 from Route 626 |
| | | C) Route 761 . . . transfer \$151,000 from Route 626 |
| | | D) Route 875 . . . transfer \$ 91,000 from Route 626 |
| | | E) Route 757 . . . transfer \$183,000 from Route 626 |
| | | F) Route 756 . . . transfer \$212,526* from Route 626 |
| | | *Note: Supplement transfer with FY2010-11 Revenue Sharing funds to complete financing of project. Infrastructure funds would be backup. Total estimated cost \$519,000 |
| Pastures | - | Route 601 . . . transfer \$1,270,778 (estimate) to the following projects: |
| | | A) Route 688 . . . transfer \$257,623 from Route 601 |
| | | B) Route 845 . . . transfer \$209,420 from Route 601 |
| | | C) Route 862 . . . transfer \$ 78,022 from Route 601 |
| | | D) Route 832 . . . transfer \$153,896 from Route 601 |
| | | E) Route 833 . . . transfer \$253,160 from Route 601 |
| | | F) Route 723/725 intersection . . . transfer \$318,857 from Route 601 |
| Riverheads | - | Route 800 . . . rescope and transfer \$217,407* (estimate) to the following projects: |
| | | A) Route 1204 . . . transfer \$34,429 from Route 800 |
| | | B) Route 1220 . . . transfer \$45,658 from Route 800 |
| | | C) Route 891 . . . transfer \$98,312 from Route 800 |
| | | D) Route 701 . . . transfer \$39,008* from Route 800 |
| | | *Note: Route 701: Supplement transfer with FY2010-11 Revenue Sharing funds to complete financing of project. Infrastructure funds would be backup. Total estimated cost \$300,000. |
| South River | - | Route 909 . . . transfer \$1,170,718 (estimate) to the following projects: |
| | | A) Route 971 . . . transfer \$186,721 from Route 909 |
| | | B) Route 610 . . . transfer \$983,997* from Route 909 |
| | | *Note: Supplement transfer with FY2010-11 Revenue Sharing funds to complete financing of project. Infrastructure funds would be backup. Total estimated cost \$1,238,502 |
| Wayne | - | No change* |
| | | *Note: Route 642 . . . Rescope project from 1.8 miles to 0.2 miles. |

Chairman Garber made the following statement:

You talking about the budget being difficult and this being difficult, one of the more successful trucking icons in this County used to have a saying that anybody could put on new parts but it took a mechanic to fix the old. That might be true with money. When everybody got plenty of money, anybody could fix the budget and fix the roads, but when

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VDOT SECONDARY ROADS SIX-YEAR PLAN REVISIONS (cont'd)

you have limited resources and you got to make sure that you're allocating in the right places, that's when you find about finance and budgeting and the importance of making difficult decisions. Anybody can put on new parts. Anybody can spend money, but it takes somebody to know what they're doing to try to take limited resources to make it fit in the right place.

Vote was as follows: Yeas: Howdysshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

* * * * *

WAIVERS - NONE

* * * * *

CONSENT AGENDA

Mr. Coleman moved, seconded by Ms. Sorrells, that the Board approve the consent agenda as follows:

MINUTES

Approved the following minutes:

- Regular Meeting, Wednesday, April 14, 2010

Vote was as follows: Yeas: Howdysshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

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(END OF CONSENT AGENDA)

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MATTERS TO BE PRESENTED BY THE BOARD

The Board discussed the following issues:

Mr. Shifflett: Mill Place Commerce Park – looked at road; four areas are needed to be repaired.

Mr. Pyles: Election terms – Proposed considering staggered terms for the four-year term for Supervisors and asked if County Attorney could research. Suggested that this be placed on the next agenda. If the Supervisors were willing to consider the change, three Board members, selected by the local Elections Board, would be elected for only two years in 2011, and then for four-year terms subsequently. Ms. Sorrells felt that the idea was worth considering. “There is always the possibility of an entire Board, through not wanting to run again or through the Election process is eliminated, and you start fresh, then you lose a lot of institutional mentoring.”

* * * * *

MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following issues:

1. ECC Feasibility Study – Joint meeting with Staunton, Waynesboro, and Augusta County to occur some time in June.
2. Chamber of Commerce – Board of Directors appointed – Slate distributed to Board.

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MATTERS TO BE PRESENTED BY STAFF (cont'd)

- 3. Weyers Cave Drainage request – Scope of work for joint project with the Service Authority to address community drainage and sewer needs to be considered at the next regular Board meeting – May 12th.
- 4. Becky Earhart – Thank you to Women’s Farm Bureau for appreciation luncheon and congratulated them for being the best in the State.

* * * * *

CLOSED SESSION

On motion of Mr. Shifflett, seconded by Mr. Howdyshell, 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) 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) Reassessment
- B) Stormwater Management

(3) the 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

On motion of Mr. Beyeler, seconded by Ms. Sorrells, the Board came out of closed Session.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman

Nays: None

Motion carried.

* * * * *

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.

April 28, 2010, at 7:00 p.m.

CLOSED SESSION (cont'd)

Roll Call Vote was as follows:

AYE: Coleman, Garber, Sorrells, Howdyshell, Shifflett, Pyles and Beyeler

NAY: None

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

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AUGUSTA COUNTY LIBRARY BOARD – REAPPOINTMENT

Mr. Shifflett moved, seconded by Ms. Sorrells, that the Board reappoint Terry D. Sumey to serve another four-year term on the Augusta County Library Board, effective July 1, 2010, to expire June 30, 2014.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman
Nays: None

Motion carried.

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CAP-SAW BOARD – REAPPOINTMENT

Mr. Coleman moved, seconded by Ms. Sorrells, that the Board reappoint Jeremy L. Shifflett to serve another one-year term on the CAP-SAW Board, effective July 1, 2010, to expire June 30, 2011.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman
Nays: None

Motion carried.

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MILL PLACE COMMERCE PARK MASTER PLAN

Dennis Burnett, Economic Development Director, proposed updating the Mill Place Commerce Park Master Plan by Timmons Group in an amount not to exceed \$5,800. The fee proposal for professional services was distributed to the Board.

Mr. Beyeler moved, seconded by Mr. Coleman, that the Board approve the request.

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman
Nays: None

Motion carried.

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ADJOURNMENT

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

Vote was as follows: Yeas: Howdyshell, Sorrells, Garber, Beyeler, Shifflett, Pyles and Coleman
Nays: None

Motion carried.

* * * * *

Chairman

County Administrator