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Regular Meeting, Wednesday, October 12, 2011, at 7:00 p.m. Government Center, Verona, VA.

PRESENT: Jeremy L. Shifflett, Chairman  
Wendell L. Coleman, Vice-Chairman  
David R. Beyeler  
Gerald W. Garber  
Larry C. Howdyshell  
Tracy C. Pyles, Jr.  
Nancy Taylor Sorrells  
Jennifer M. Whetzel, Director of Finance  
Timmy Fitzgerald, Director of Community Development  
Patrick J. Morgan, County Attorney  
Patrick J. Coffield, County Administrator  
John C. McGehee, Assistant County Administrator  
Jessica T. Staples, Administrative Secretary

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, October 12, 2011, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 236<sup>th</sup> year of the Commonwealth....

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Chairman Shifflett welcomed the citizens present.

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Keston Caricofe, Kenzie Cason, and Elizabeth Robinette, seniors, at Riverheads High School, led us with the Pledge of Allegiance. Keston plays football and plans on attending Blue Ridge Community College. Kenzie volunteers at Habitat Humanity and plans on attending Virginia Commonwealth University. Elizabeth plans on attending Blue Ridge Community College for the Vet-Tech program.

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

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MATTERS TO BE PRESENTED BY THE PUBLIC - NONE

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SAW CONSORTIUM – 2012 HEALTH INSURANCE RATES

The Board considered Committee recommendations for 2012 Health Insurance rates.

John C. McGehee, Assistant County Administrator, discussed the current health insurance rates. He noted that it had been recommended for the budget a 12% increase for 2012. It has been determined a 2.4% increase to health insurance premiums effective January 2012. He noted the proposed rate will see a budget savings of \$29,022. It was recommended that the County pick up the 2.4% increase for the employees and dependent supplement.

Mr. Howdyshell moved, seconded by Mrs. Sorrells, that the Board approve the recommendation.

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

Nays: None

Motion carried.

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October 12, 2011, at 7:00 p.m.

### VDOT 2013 REVENUE SHARING

The Board considered letter of intent requesting allocation for FY2013 Revenue Sharing Program and resolution.

Patrick J. Coffield, County Administrator, reported that the 2013 Revenue Sharing Project List has been discussed over the past few meetings. The Project List included Routes 612, 642, 608, 616 and 759. Mr. Coffield pointed out that, as part of the infrastructure, the first \$500,000 is part of the County funds and anything over that amount is used from infrastructure accounts as requested by the Board. He noted that Mr. Howdysshell has submitted Route 759 for \$130,000. He noted that some routes on the pending list may be funded from carry forwarded balances from completed projects; i.e. Route 842 (R) and Route 759 (NR).

Mr. Beyeler asked if paving is ever funded from Revenue Sharing. Mr. Coffield said that paving was part of VDOT's maintenance funds not the Revenue Sharing program.

Mr. Howdysshell moved, seconded by Mr. Coleman, that the Board approve letter of intent and the following resolution:

**WHEREAS**, the Augusta County Board of Supervisors desires to submit an application for an allocation of funds of up to \$630,000 through the Virginia Department of Transportation Fiscal Year 2012-2013 Revenue Sharing Program; and,

**WHEREAS**, \$630,000 of these funds are requested to fund the following:

#### **SUMMARY – Designation of Funds Form FY2012-2013 Revenue Sharing Program**

**District**                      Augusta      County  
   Staunton      **Residency**      Verona

Rev Sh Priority #	Route # / Road Name	Requested State Rev Sh Match (\$)	Locality Rev Sh Match (\$)	TOTAL FUNDS (\$)
1	Route 612 Laurel Hill Road	125,000	125,000	250,000
1	Route 642 Barren Ridge Road	150,000	150,000	300,000
1	Route 608 Long Meadow Road	50,000	50,000	100,000
1	Route 616 Dam Town Road	175,000	175,000	350,000
1	Route 759 Oak Hill School Road	130,000	130,000	260,000
<b>TOTAL OF ALL FUNDS</b>		630,000	630,000	1,260,000

**NOW, THEREFORE, BE IT RESOLVED** that the Augusta County Board of Supervisors hereby support this application for an allocation of \$630,000 through the Virginia Department of Transportation Revenue Sharing Program.

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VDOT 2013 REVENUE SHARING (cont'd)

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

Nays: None

Motion carried.

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DOOMS FIRE DEPARTMENT

The Board considered donation in the amount of \$41,248 to Dooms Fire Department for purchase of equipment.

Funding Sources:	Wayne Infrastructure Account	#80000-8017-72	\$20,624
	Middle River Infrastructure Account	#80000-8012-67	\$20,624

Mr. Coffield explained that the Dooms Fire Department's request is to replace a vehicle. He noted that the Fire Department has \$5,000 to contribute.

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

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

Nays: None

Motion carried.

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CHURCHVILLE FIRE AND RESCUE

The Board considered donation in the amount of \$125,000 to assist with land purchase.

Funding Sources:	Pastures Infrastructure Account	#80000-8014-76	\$41,667
		#80000-TBD	\$83,333

Mr. Coffield explained the request. He noted that the cost would be approximately \$430,000 for the first phase. The second phase would include design and construction. Mr. Pyles has proposed that one-third of \$125,000 be taken from his infrastructure account and two-thirds be taken from the County's General Fund Account.

Lt. Craig Williams, Churchville Fire Department, explained his department has been working with the adjacent property owner to the west to obtain approximately 3.7 acres. Lifetime rights will be given to the current occupant. The first phase will be to purchase property and then expand and renovate the existing building. The agency will need approximately \$550,000 to replace a pumper. The agency is growing out of the existing building and will not be able to house the new engine. Future plans are to construct a four-bay garage. After extensive research it has been determined that while the parcel is located in the floodplain, the purchase of this property is the only logical option. Lt. Craig has been working with Building Inspection and the Department of Community Development to ensure code compliance. He explained plans are to fill in a portion of the property and stabilize the creek bank in order to address flooding and erosion issues.

Mr. Pyles asked if the project can move forward with regard to demolition and construction if the current property owner is given lifetime rights.

Lt. Williams answered yes. He explained the building will be demolished immediately and approximately 125 feet will be needed from the existing building.

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CHURCHVILLE FIRE AND RESCUE (cont'd)

Chairman Shifflett asked where the property was located. Lt. Williams identified the parcel on the PowerPoint aerial and stated there were four structures on the property. He added that the current property owner (Ms. Siron) who will be allowed to have lifetime rights will retain rights to two small buildings and the house. Mr. Pyles asked if this would cause a problem to build. Lt. Williams said that it would not be a problem. They only needed approximately 125 feet from the existing building. They would be able to demolish the building located between the station and Ms. Siron's house immediately.

Mr. Pyles asked for a timeframe on constructing a new station and at what cost. Lt. Williams was unsure of the timeframe. Obtaining the adjacent property is the main obstacle at this time. He noted the latest possible closing date has been set for November 30.

Mr. Pyles asked what the future plans were for the existing house. Lt. Williams answered once property rights are relinquished, selling the house may be an option to offset costs. He noted the site plan and architectural drawings are not complete at this time; however, estimated costs are approximately \$1.5-1.8 million for the complete project.

Mr. Coleman commented the agency is "taking the hand it has been dealt—land acquisition". He noted it appears the agency is taking the process one step at a time and when an opportunity becomes available it "strikes when the iron is hot".

Mr. Garber added he is a strong supporter of volunteer agencies; however, he noted concern with discussion on plans to work in the floodplain. He asked if the agency has discussed these plans with the Army Corps of Engineers. Lt. Williams advised they have been working with Blackwell Engineering and the bank stabilization project would be handled by their firm. He stated the project can move forward without having to disrupt the creek; however, doing the stream bank stabilization would be an asset to the Churchville Community.

Ms. Sorrells questioned the amount of acreage being obtained. Lt. Williams stated the purchase price is \$335,000 for approximately 3.7 acres, house and three out buildings.

Chairman Shifflett asked if an appraisal has been done. Lt. Williams stated that an exterior appraisal was conducted setting value at \$305,000. He noted the asking price was \$400,000. Mr. Beyeler asked what the County appraisal was; Mr. Coffield stated that one structure was \$256,600 and the second structure was \$105,200 (roughly \$361,000).

Lt. Williams commented at this point acquiring the property to the west seems to be the only option.

Mr. Howdyshell questioned if the property being considered is located in the floodplain. Mr. Fitzgerald confirmed that it was in the floodplain.

Mr. Beyeler asked if this was the appropriate location. Lt. Williams advised that members and residents in the area have stated the water has never been up to the building in the past fifty years.

Mr. Beyeler commented the expense of acquiring the property, demolishing the building, and expanding the existing station may be more than purchasing property and constructing a new building elsewhere. He used the Riverheads Fire Station as an example. Lt. Williams commented that has been researched. He explained moving the building to another location will impact the fire/rescue boxes that are established. He explained plans are for the proposed station to be a "Hub Station" for Western Augusta County.

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CHURCHVILLE FIRE AND RESCUE (cont'd)

Mr. Beyeler voiced concern with the majority of the property being located in a floodplain.

Lt. Williams stated that other locations have been proposed; however, most any location within that service area is located in a floodplain.

Chairman Shifflett noted the property once used to be an old service station and questioned the location of underground tanks and the expense if those had to be removed. Lt. Williams answered there are four underground tanks on the property; however, DEQ has confirmed the timeframe has elapsed and nothing needs to be done with regards to disposal under their standards.

Mr. Coleman commended Lt. Williams and the agency for their work on the project. He noted "it may not be the best option, but it is the best option available".

Lt. Williams said that the construction phase will be the easy part of the project. He stated the agency has been proactive in the process and has been awarded numerous grants. They have received \$242,755.50 of equipment from grants.

Mr. Pyles compared the request to the Riverheads Fire Station. He stated the agency has done all it can to make the project feasible. He further stated the location of the station is important and this gives the community the opportunity to rebound.

Mr. Pyles moved, seconded by Mr. Garber, that the Board approve the appropriation of \$125,000 from his infrastructure account for the project.

Mr. Beyeler stated he supports the volunteers; however, he feels there are other options available.

Ms. Sorrells commended Lt. Williams on the research. "It's clear that you have looked at all the angles."

Mr. Beyeler moved, seconded by Mr. Howdyshell, that the Board table the request until the Board's October 24<sup>th</sup> Staff Briefing viewing and for further discussion.

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

Nays: Garber and Coleman

Motion carried.

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THE WHITE HILL VOTING PRECINCT

The Board considered addition to Legislative Priorities relating to divided precinct.

Mr. McGehee reported that a letter from the Chairman of the Augusta County Board of Elections had been included in the Board's agenda package making a request to add to the Legislative Package the issue of the White Hill Precinct after the Delegate lines were drawn. That precinct is a split precinct, which means approximately half of the district is in the 20<sup>th</sup> House District and half of it is in the 24<sup>th</sup> District. He circulated an e-mail from Steve Landes' office regarding the issue. He noted, from the standpoint of the House of Delegates, the ideal number for a Delegate district was 80,010 population. When the redistricting occurred, Delegate Cline's district (District 24) had 79,678 (2,331 citizens in the White Hill Precinct). Delegate Bell's district (District 20) had 79,334 (1,864 citizens in the White Hill Precinct). During the redistricting process, a deviation of 1% had been set, which meant 800 people +/- the 80,010. If the proposed district does not meet that criteria, then the precinct will most likely have to remain split.

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THE WHITE HILL VOTING PRECINCT (cont'd)

He had spoken with the Registrar and learned the process to be used during this year's voting in the White Hill Precinct. The Registrar said additional personnel would not be needed. However, there would have to be special training.

Mr. Pyles asked Mr. McGehee to clarify the request. Mr. McGehee explained that it was to make White Hill Precinct either in the 20<sup>th</sup> or the 24<sup>th</sup> District.

Mr. Beyeler asked Mr. McGehee how far the lines were off. Mr. McGehee advised that the deviation is higher on the downside because both of the districts are currently below the ideal number. It ranged from 3.2 to 3.4 on the downside. There are more citizens living in the 24<sup>th</sup> District. The two districts would also be above the 1% on the high side if the entire precinct was placed in either district.

Mr. Beyeler said if the line was moved, Mr. Cline would lose Stuarts Draft. Mr. Beyeler suggested that Highland Hills (Riverheads District) be shifted to Beverley Manor District (from District 20<sup>th</sup> to District 24<sup>th</sup>).

Timmy Fitzgerald, Director of Community Development, indicated that changing the magisterial districts would not have an impact on the district line. The White Hill Precinct will remain split unless the General Assembly changes their line. Mr. Fitzgerald said the benefit would be the election officials, on Election night, would not have to figure out which district the voters were in. "It would be less of a chance of a mistake if they were all in one precinct."

Mr. Beyeler moved, seconded by Ms. Sorrells, that the Board table the request until October 24<sup>th</sup> Staff Briefing for further discussion.

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

Nays: None

Motion carried.

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WAIVERS/VARIANCES - NONE

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CONSENT AGENDA

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

MINUTES

- Staff Briefing Meeting, Monday, September 26, 2011
- Regular Meeting, Wednesday, September 28, 2011

CLAIMS

Approved claims paid since September 14, 2011.

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

Nays: None

Motion carried.

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October 12, 2011, at 7:00 p.m.

**MATTERS TO BE PRESENTED BY THE BOARD**

The Board discussed the following issues:

Mr. Pyles:

DEERFIELD COMMUNITY CENTER – With regard to renovation, had encountered two unanticipated problems: 1) Bat problem, in which the attic had to be sealed; and 2) Ceiling tiles in the bathrooms resulting in \$15,328 in additional costs.

Mr. Pyles moved, seconded by Mr. Coleman, that the Board approve the supplemental appropriation to come from the Pastures Infrastructure Account .

Funding Source: Pastures Infrastructure Account #80000-8014-76 \$15,328

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

Nays: None

Motion carried.

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Mr. Howdyshell:

2012 PROPOSED HOLIDAY SCHEDULE –

Mr. Howdyshell moved, seconded by Mr. Coleman, that the Board approve the following 2012 proposed holiday schedule:

Holiday Schedule 2012

<b>Holidays</b>	<b>Observed</b>
New Year's Day	January 2
President's Day	February 20
Memorial Day	May 28
Fourth of July	July 4
Labor Day	September 3
Thanksgiving Day	November 22
Day after Thanksgiving Day	November 23
Christmas Eve (Extra)	December 24
Christmas Day	December 25
(2) Personal Day (King Day-Lee-Jackson, Columbus Day, Veterans Day)	
Total Days	(11) Eleven

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

Nays: None

Motion carried.

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Mr. Coleman:

Mutual Aid Agreement –Attended the Waynesboro City Council Meeting held on Tuesday and is pleased to report Council voted to approve the Mutual Aid/Automatic Aid Agreement. He noted the positive impact the agreement will have on the Doods and Preston Yancey Fire Companies service areas.

October 12, 2011, at 7:00 p.m.

MATTERS TO BE PRESENTED BY THE BOARD (cont'd)

Ms. Sorrells:

RIVERHEADS ELEMENTARY SCHOOL PTA – Was contacted by the PTA concerning the safety of students at the school with regard to the outdated radio communication. She explained there is a safety issue with the construction of the school in pod format with each classroom having an outside entrance. The request has been discussed with the School Board; 26 radios need to be replaced immediately. She noted that the price break was 20.

Ms. Sorrells moved, seconded by Mr. Coleman, that the Board approve \$3,600 for the purchase of 20 radios.

Funding Source: Riverheads Infrastructure Account #80000-8015-68

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

Nays: None

Motion carried.

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Mr. Beyeler:

Hydrofracking – Chairman Shifflett and he recently attended a meeting in Rockingham County concerning hydrofracking. He was once 100% opposed to the issue but the practice may not be as harmful as once believed. He expressed the importance of having a bond placed on the site, to account for unforeseen damages and urged the County to be proactive and consider discussing the practice as an ordinance amendment. He suggested that staff consider Rockingham County's Ordinance as an example.

Mr. Howdyshell stated this has been done on a lot of National Forest land. He has researched the issue and feels that the County needs to consider discussing the issue and research the impacts on areas in western Pennsylvania.

Mr. Beyeler commented, if the County can be assured there is no harm, "why not do it?"

Ms. Sorrells stated she agrees the issue needs to be viewed from different angles. The public in western Pennsylvania have concerns with the impact hydrofracking will have on their water sources. Water is our greatest natural resource and the County needs to proceed with caution.

Mr. Garber:

Church fires in Middle River District - An arrest has been made.

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MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following:

1. Legislative Dinner – Tentatively set for December 14 at 5:00 pm. Mr. Beyeler suggested inviting the candidate elect Board members.







October 12, 2011, at 7:00 p.m.

CLOSED SESSION (cont'd)

**(3) the procurement exemption under Virginia Code § 2.2-3711(A)(30)**  
[discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, as permitted under subsection (A)(30)]:

A) Legislative Liaison

On motion of Mr. Coleman, 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.

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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:

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: Coleman, Garber, Howdyshell, Shifflett, Sorrells, 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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CENTRAL SHENANDOAH EMERGENCY MEDICAL SERVICES COUNCIL – REAPPOINTMENTS

Mr. Coleman moved, seconded by Mr. Howdyshell, that the Board reappoint Fire Chief Carson Holloway and Elizabeth “Bunny” Hearn to serve another 3-year term on the Central Shenandoah Emergency Medical Services Council, effective October 1, 2011, to expire September 30, 2014.

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

Nays: None

Motion carried.

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