
Regular Meeting, Wednesday, August 28, 2013, at 7:00 p.m. Government Center, Verona, VA.

PRESENT: Jeffrey A. Moore, Chairman
Larry J. Wills, Vice-Chairman
David R. Beyeler
David A. Karaffa
Marshall W. Pattie
Tracy C. Pyles, Jr.
Michael L. Shull
Timmy Fitzgerald, Director of Community Development
Jennifer M. Whetzel, Director of Finance
Patrick J. Morgan, County Attorney
Patrick J. Coffield, County Administrator
Beatrice Cardelicchio-Weber, Executive Secretary, Community Development

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, August 28, 2013, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 238th year of the Commonwealth....

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Chairman Moore welcomed the citizens present.

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Miriam, Gillian Craig, Kelley Server, and Bobby Riley, all students at Riverheads High School, led the Pledge of Allegiance.

Miriam hopes to go into nursing. Gillian would like to become a dentist. Kelley wants to be an ultrasound technologist. Bobby is taking auto-body currently and hopes to work on cars in the future. All were present for Mr. Sams' Government Class.

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Tracy C. Pyles, Jr., Pastures District, delivered invocation.

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MATTERS TO BE PRESENTED BY THE PUBLIC

Dana and Dave Mason, 25 Spring View Drive, Staunton, live in the Spring Lakes Subdivision. They presented a packet of information to the Board from the Shenandoah Constitutionalists that explained their position on the Constitutional Amending Proposals before the General Assembly.

Nancy Sorrells, 3419 Cold Springs Road, Greenville, presented the Board with some history on the Crozet - Blue Ridge Tunnel restoration project. She noted the tunnel was built in 1858 and it was 4,264 linear feet at 700' below Afton Mountain and it was abandoned in 1944. The Crozet-Blue Ridge Tunnel was revitalized as a natural park. She stated the Claudius Crozet – Blue Ridge Tunnel Foundation was formed. Ms. Sorrells presented invitations to the Board to the event that will take place on September 20, 2013 at Veritas Winery.

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ECONOMIC DEVELOPMENT DIRECTOR - INTRODUCTION

Chairman Moore stated the County has had a number of Economic Development successes this past year. He noted that Dennis Burnett took a position with the Shenandoah Valley Partnership and reported that the Board received 30 applicants from all over the country to fill that position. The Board interviewed four candidates for the Economic Development Director position. He introduced Amanda Glover, for this position and welcomed her to the County.

August 28, 2013, at 7:00 p.m.

ECONOMIC DEVELOPMENT DIRECTOR – INTRODUCTION (cont'd)

Amanda Glover thanked the Board for their decision. She noted that it is obvious that the County has a great future and she is excited to be a part of that. She looked forward to starting on September 27th.

Chairman Moore presented the following press release to the media:

Today the Board of Supervisors named Amanda N. Glover the new Director of Economic Development for Augusta County. Glover replaces Dennis Burnett, who announced his acceptance of the position of Executive Director of the Shenandoah Valley Partnership in July.

Glover's expertise is in developing creative rural economics, providing economic opportunities for entrepreneurs, and enhancing a diverse business climate. Glover brings to the position nearly a decade of economic development experience and most recently served as the Assistant Director of Economic Development for the City of Staunton. In Staunton, Glover spearheaded business retention activities and economic development marketing efforts which earned the City awards in "Excellence in Economic Development" from the International Economic Development Council and "Best in Class" from the Southern Economic Development Council. Prior to her service with the City of Staunton, Glover helped create the first-ever economic development program for the City of Buena Vista.

Glover serves on the Virginia Economic Developer's Association Board of Directors and the Shenandoah Valley Partnership's Marketing Committee, in addition to assisting with other regional collaborations such as the Fields of Gold regional agritourism initiative. She has spoken to groups including the Virginia Municipal League, the Virginia Economic Developers Association, and the Virginia Downtown Development Association, and has guest lectured for Virginia Tech's graduate classes in local government management.

Glover earned a B.S. in Economics from Virginia Tech and holds a Masters Certificate in Local Government Management, also from Virginia Tech. She and her husband, John, just purchased a home in the Pastures District of Augusta County. Glover will officially begin her duties with Augusta County on September 27th.

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DIAMONDBACKS – RESOLUTION

The Board considered resolution commemorating the Diamondbacks' 2013 Season Accomplishments.

Mr. Wills moved, seconded by Mr. Beyeler, that the Board adopt the following resolution:

RESOLUTION

WHEREAS, the 2013 Stuarts Draft Diamondbacks has enjoyed tremendous success this past year under the leadership of Head Coach Orvin (Tinker) Kiser and his Assistant Coach, Chuck Booth, and

WHEREAS, the 2013 Rockingham County Baseball League Regular Season Championship and the 2013 Tournament Championship titles have been bestowed upon the Stuarts Draft Diamondbacks, and

WHEREAS, during the 2013 Rockingham County Baseball League Regular Season the Diamondbacks held a record of 24-4, and

WHEREAS, during the Tournament, the Diamondbacks finished their championship series against Clover Hill Bucks with a 7-5 victory to win the series three games to two, and

WHEREAS, all citizens of Augusta County can be proud of the way the 2013 Stuarts Draft Diamondbacks represented our community during their run to the Rockingham County Baseball League Regular Season and Tournament Championships.

NOW, THEREFORE, BE IT RESOLVED, this meeting in regular session on August 28, 2013, the Augusta County Board of Supervisors hereby celebrates and commends the accomplishments of the 2013 Stuarts Draft Diamondbacks.

August 28, 2013 at 7:00 p.m.

DIAMONDBACKS – RESOLUTION (cont'd)

BE IT FURTHER RESOLVED, that the Augusta County Board of Supervisors wishes to commend Head Coach Orvin (Tinker) Kiser and Assistant Coach Chuck Booth for instilling in the Stuarts Draft Diamondbacks the principles of hard work, determination, teamwork, and sportsmanship.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Augusta County Board of Supervisors, and be presented to the Stuarts Draft Diamondbacks in recognition of the accomplishments of their team during the 2013 season.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

Head Coach Orvin “Tinker” Kiser, Jr., thanked everyone for this recognition. He stated he was privileged to work with everyone. He also thanked the Board for their new concession stands and bathrooms as well as the new bleachers and nets. “This is a first class facility that the County can be proud of.

Bill Heishman, President of the Diamond Club, wanted to echo Coach Kiser’s words. He stated this site maintains and promotes baseball in the County. They have done many improvements to the site. He appreciated all of the support from the Board because they are a premier baseball park in the Valley.

Mr. Pyles added that Tinker’s father loved the community and baseball.

Mr. Wills stated this is a County team and does not just represent the Stuarts Draft community.

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FIRE & RESCUE GRANT

The Board considered authorization for Fire Chief to apply for Assistance to Firefighters Grant (AFG). Local match 20%.

Funding Source: CIP Account# 80000-8057

Chief Holloway stated they would like to move forward with the purchase of an aerial ladder truck. Because of it being a short window to apply for the grant, he is asking for the Board’s approval tonight. He noted with the County’s population they qualify for an 80/20 match. The 20% would be for \$1.2 million worth of equipment.

Chairman Moore clarified to the public that this would be for a replacement ladder truck.

Mr. Wills moved, seconded by Mr. Karaffa, that the Board authorize the Fire Chief to apply for the AFG grant.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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TAX RELIEF FOR ELDERLY & DISABLED

The Board considered advertising for public hearing to implement changes in “Minimum Qualifications”.

August 28, 2013, at 7:00 p.m.

TAX RELIEF FOR ELDERLY & DISABLED (cont'd)

Patrick J. Coffield, County Administrator, advised that this had been discussed at Monday's Staff Briefing and stated that Jean Shrewsbury, Commissioner of Revenue, was present to answer any further questions that the Board may have.

Mr. Wills stated the Board needed to be less restrictive and not more restrictive.

Mr. Morgan stated the Board would want to advertise the changes.

Mr. Karaffa noted that some of the limits are more restrictive.

Ms. Shrewsbury noted that it would reflect on additional revenue on family members and non-family members that would be living within the household.

Mr. Beyeler moved, seconded by Mr. Shull, that the Board advertise for public hearing to implement changes in the "Minimum Qualifications" for Tax Relief for the Elderly and Disabled.

Chairman Moore asked when could the public hearing take place. Mr. Coffield stated on September 25, 2013.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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ROUTE 636 ROAD NAMING CHANGES

The Board considered the following road naming changes:

- A. Section of road from Goose Creek Road to Lifecore Drive
- B. Section of road from Goose Creek Road to Old Goose Creek Road

Timmy Fitzgerald, Director of Community Development, advised that this had been discussed at the Staff Briefing on Monday and stated, due to construction on Route 636, they are proposing these name changes. He noted that letters were sent to all of the residents that will be affected by the change request and to date he has not heard of any concerns from any of the citizens.

Chairman Moore stated he supports this request.

Mr. Wills moved, seconded by Mr. Shull, that the Board adopt the road name changes as presented by staff.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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SCHOOL BOARD YEAR END FUND BALANCE

The Board considered School Board request to reallocate FY 2013 Fund Balance to the County's CIP School Capital Account.

CIP Account# 80000-8134 \$380,118

SCHOOL BOARD YEAR END FUND BALANCE (cont'd)

Jennifer M. Whetzel, Director of Finance, advised that she provided a year-end presentation on the financial status for FY2013 at Monday's Staff Briefing. She noted that a portion of the fund balance remaining is attributable to the School Board in the amount of \$380,118 and that the School Board is requesting that these funds be placed in the County's CIP School Account to fund future emergency or capital projects.

Mr. Beyeler moved, seconded by Mr. Shull, that the Board place \$380,118 in the County's CIP School Capital Account.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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HEALTH INSURANCE RESERVE

The Board considered allocation of a portion of FY2014 health insurance savings to establish a Health Insurance Reserve Account as recommended by SAW Consortium.

Ms. Whetzel advised that this had been discussed at Monday's Staff Briefing. She noted that, as part of her presentation, she had mentioned that the SAW Consortium had bid out the health insurance for the Consortium Members. The County had budgeted a 16.7% health insurance increase for 2014 but it came back with a 0%; therefore, the County has a total savings of \$228,855 in the FY2014 budget. The Consortium recommended setting aside 3% to 5% reserve to help fund self-insurance. A 3% reserve would be \$153,000 ; therefore, Ms. Whetzel suggested that the Board entertain moving the total savings of \$228,855 into an escrow account to help offset future increases. She noted that if the County does move towards self-insurance, then the 3% reserve would be available to offset future health insurance increases.

Mr. Karaffa moved, seconded by Mr. Pattie, that the Board allocate FY2014 health insurance savings to establish a health insurance reserve account as recommended by the SAW Consortium.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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TAX INCREMENT FINANCING ACCOUNTS

The Board considered the following resolutions:

- A. Daikin McQuay Resolution
- B. Hollister Resolution

Ms. Whetzel advised that two resolutions related to Tax Increment Financing were discussed at Monday's Staff Briefing. She noted that in May, the Board had approved a Performance Agreement for Daikin McQuay regarding an expansion. She noted that they are receiving Governor's Opportunity Funding (GOF) as well as Virginia Jobs Investment Program (VJIP) funding. This is an internal TIF in which the County would match those funds that the State is providing with those grants and then the County would reimburse itself through future tax increases from McQuay. The total of the GOF was \$250,000 and the VJIP funding is \$55,250. The resolution allows the County to be reimbursed those funds in the future.

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TAX INCREMENT FINANCING ACCOUNTS (cont'd)

In July, the Board approved tax increment financing agreements for Hollister regarding an expansion. They are also receiving VJIP funding. The internal TIF before the Board is to recover the local match of \$50,000 through future tax increases for Hollister.

Mr. Karaffa moved, seconded by Mr. Beyeler, that the Board adopt the following resolutions:

DAIKIN MCQUAY

RESOLUTION OF THE COUNTY OF AUGUSTA, VIRGINIA

WHEREAS, Daikin McQuay has applied for and received a grant from the Governor's Development Opportunity Fund in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00); and

WHEREAS, the County is obligated to match that grant with Two Hundred Fifty Thousand Dollars (\$250,000.00); and

WHEREAS, Daikin McQuay has applied for and received funds from the Virginia Jobs Investment Program for training funds in the amount of Fifty Five Thousand Two Hundred Fifty Dollars (\$55,250.00); and

WHEREAS, the County is obligated to match those funds with Fifty Five Thousand Two Hundred Fifty Dollars (\$55,250.00); and

WHEREAS, it is anticipated that increased tax revenue generated by the expansion of Daikin McQuay in Augusta County will be sufficient to fund the County's match for the Virginia Jobs Investment Program and the Governor's Development Opportunity Fund; and

WHEREAS, it is the desire of the current Board of Supervisors to use the increased revenue to fund the grant and program matches;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF AUGUSTA COUNTY, VIRGINIA, establishes the following policy concerning payment of any debt created to finance its contribution to the project to expand Daikin McQuay in Augusta County:

1. The County Administrator is instructed to designate funds from the tax increment in the Daikin McQuay facility expansion project for each budget year beginning Fiscal 2013-2014 until such time as the debt has been satisfied.
2. "Tax Increment" shall mean the amount by which all then current ad valorem taxes, real property taxes, machinery and tools taxes, business personal property taxes, and business license taxes arising from the levies upon the expanded facility.
3. "Base Year Taxes" shall mean all ad valorem taxes, real property taxes, machinery and tools taxes, business personal property taxes, and business license taxes arising from the levies upon the Project Area and businesses located within The Project Area as of January 1, 2013.
4. Nothing in this policy is to be construed as creating a constitutionally cognizable debt. This policy is not to be construed as creating an enforceable duty on the part of the Board of Supervisors to appropriate any funds for the Daikin McQuay facility expansion project.

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HOLLISTER

RESOLUTION OF THE COUNTY OF AUGUSTA, VIRGINIA

WHEREAS, the County has assisted in obtaining a Virginia Investment Partnership Grant and a Virginia Department of Business Assistance grant under the Virginia Jobs Investment Program as incentive for the expansion of the Hollister, Incorporated facility in Augusta County; and

WHEREAS, the Virginia Investment Partnership Grant is for Two Hundred Fifty Thousand Dollars (\$250,000.00); and

WHEREAS, the County is obligated to match that grant with Two Hundred Fifty Thousand Dollars (\$250,000.00); and

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TAX INCREMENT FINANCING ACCOUNTS (cont'd)

WHEREAS, the Virginia Department of Business Assistance grant under the Virginia Jobs Investment Program for training is for Fifty Thousand Dollars (\$50,000); and

WHEREAS, the County is obligated to match those funds with Fifty Thousand Dollars (\$50,000.00); and

WHEREAS, it is anticipated that increased tax revenue generated by the expansion of Hollister, Incorporated in Augusta County will be sufficient to fund the County's match for the Virginia Investment Partnership Grant and the Virginia Department of Business Assistance grant; and

WHEREAS, it is the desire of the current Board of Supervisors to use the increased revenue to fund the grant and program matches;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF AUGUSTA COUNTY, VIRGINIA, establishes the following policy concerning payment of any debt created to finance its contribution to the project to expand Hollister Incorporated in Augusta County:

- 1. The County Administrator is instructed to designate funds from the tax increment in the Hollister Incorporated facility expansion project for each budget year beginning Fiscal 2013-2014 until such time as the debt has been satisfied.
- 2. "Tax Increment" shall mean the amount by which all machinery and tools taxes added to Augusta County tax roles in association with the Expansion.
- 3. "Base Year Taxes" shall mean all machinery and tools taxes arising from the levies upon the Project Area and businesses located within The Project Area as of January 1, 2013.

1. Nothing in this policy is to be construed as creating a constitutionally cognizable debt. This policy is not to be construed as creating an enforceable duty on the part of the Board of Supervisors to appropriate any funds for the Hollister Incorporated facility expansion project.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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VRS BENEFIT CHANGES

The Board considered the following staff recommendations:

- A. VRS Opt Out Resolution
- B. VACo/Standard Agreement
- C. LD&B Health Flexible Spending Account Amendments to Agreement

Faith Souder, Human Resources Director, reported that this had been discussed at the Staff Briefing on Monday and was available to answer any further questions.

Mr. Wills moved, seconded by Mr. Shull, that the Board adopt the following resolution:

**RESOLUTION
Irrevocable Election Not to Participate in Virginia Local Disability Program**

WHEREAS, by enacting Chapter 11.1 of Title 51.1 of the *Code of Virginia*, the Virginia General Assembly has established the Virginia Local Disability Program ("VLDP") for the payment of short-term and long-term disability benefits for certain participants in the hybrid retirement program described in Virginia Code § 51.1-169; and

WHEREAS, for purposes of VLDP administration, an employer with VLDP-eligible employees may make an irrevocable election on or before September 1, 2013, requesting that its eligible employees not participate in VLDP as of the VLDP effective date of January 1, 2014, because it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees that meets or exceeds the coverage set out in Chapter 11.1 of Title 51.1 of the *Code of Virginia*, with the exception of long term care coverage, by January 1, 2014; and

WHEREAS, it is the intent of Augusta County, 55107, to make this irrevocable election to request that its eligible employees not participate in VLDP;

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VRS BENEFIT CHANGES (cont'd)

NOW, THEREFORE, IT IS HEREBY RESOLVED that Augusta County irrevocably elects not to participate in VLDP because it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees; and it is further

RESOLVED that, as an integral part of making this irrevocable election, Augusta County certifies that it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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VACo/Standard Agreement

Mr. Shull moved, seconded by Mr. Karaffa, that the Board adopt VACo/Standard Agreement.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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Mr. Karaffa moved, seconded by Mr. Shull, that the Board adopt the following LD&B Health Flexible Spending Account Amendment to the Cafeteria Plan:

**RESOLUTION OF
THE BOARD OF DIRECTORS
OF
COUNTY OF AUGUSTA
FOR THE AMENDMENT OF
COUNTY OF AUGUSTA CAFETERIA PLAN**

Whereas, the Employer has the power to amend the Plan.

On August 28, 2013, the following resolutions to amend the County of Augusta Cafeteria Plan were duly adopted by the Board of Directors of County of Augusta and that such resolutions have not been modified or rescinded as of the date hereof:

RESOLVED, that the form of Cafeteria Plan Code Section 125 with Health Flexible Spending Account under the Cafeteria Plan Code Section 105 and with Dependent Care under the Cafeteria Plan Code Section 129 of the Internal Revenue Code of 1986, presented to this meeting is hereby amended and approved and that the proper Officers of the Employer are hereby authorized and directed to execute and deliver to the Plan Administrator one or more copies of the Plan.

RESOLVED, that the maximum annual salary reduction limit for the Health Flexible Spending Account shall be \$2500.

RESOLVED, that the proper Officers of the Employer shall act as soon as possible to notify employees of the Employer of the amendment of the Plan. The undersigned certifies that attached hereto as Exhibits A is a true copy of the Plan Document for County of Augusta Cafeteria Plan approved and adopted in the foregoing resolutions.

August 28, 2013 at 7:00 p.m.

VRS BENEFIT CHANGES (cont'd)

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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LADD ELEMENTARY SCHOOL

The Board considered acceptance of former Ladd School as requested by the School Board.

Mr. Coffield advised that this had been discussed at Monday's Staff Briefing and indicated that the County has had a walk-thru of the former Ladd School and noted equipment and grounds will need to be maintained until property is sold.

Mr. Beyeler moved, seconded by Mr. Karaffa, that the Board accept Ladd School as requested by the School Board.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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LEGISLATIVE LIAISON

The Board considered extension of current agreement for an additional twelve month period.

Mr. Coffield advised that this had been discussed at Monday's Staff Briefing. Chairman Moore clarified that the current agreement would be extended for an additional twelve month period. He commended Ms. Woods' service to the County. Mr. Wills added that he receives information from Ms. Woods frequently and stated that "she works year around for us and does a great job."

Mr. Shull moved, seconded by Mr. Wills, that the Board extend the agreement for an additional twelve months.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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WAIVERS/ VARIANCES – None

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CONSENT AGENDA

Mr. Karaffa moved, seconded by Mr. Shull, that the Board approve the consent agenda as follows:

MINUTES

Considered minutes of the following meetings:

- Special Meeting, Wednesday, August 14, 2013
- Regular Meeting, Wednesday, August 14, 2013

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(END OF CONSENT AGENDA)

August 28, 2013, at 7:00 p.m.

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MATTERS TO BE PRESENTED BY THE BOARD

The Board discussed the following issues:

Mr. Pyles: PowerPoint presentation regarding population as it relates to growth in the County's schools.

Mr. Wills: Fire and Rescue Report - suggested that the Board coordinate with Chief Holloway discussions with individual fire and rescue agencies within their district.

Mr. Beyeler: School Data Response - requested that he be given a hard copy of Mr. Pyles' presentation, noting that it is difficult to review all the information as it is presented. He added that many people have retired to the County but, when the economy changed, people stopped moving here.

Mr. Shull: School Data Response - did not dispute the facts or figures on Mr. Pyles' presentation. Noted that the Board was not given the number of children that are home schooled and the number that are in private school. He mentioned that the state and federal mandates on number of students per teacher has changed. Back in the 1980s teachers had about 32 students per class and now it is about 18 students. More schools had to be built in order to accommodate the classrooms.

Mr. Karaffa: School Data Response - would appreciate a copy of the presentation as well. He would like to see more young families coming to Augusta County. He mentioned that he has concerns about redistricting.

Chairman Moore: Welcomed Amanda Glover as the new Economic Development Director.

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MATTERS TO BE PRESENTED BY STAFF

1. Blue Ridge Tunnel Project - Nelson County has been looking for a partner to co-sponsor the Blue Ridge Tunnel Project. They have found a partner with the City of Waynesboro. At this time, they have not asked Augusta County for local funding. Waynesboro has solicited VDOT planning funds. The State is requesting to know what the County's position is on this matter. Chairman Moore commented that he is on the Board for the Blue Ridge Tunnel Project and he has made it clear to them the County's position that this Board does not support taxpayer dollars being used for the project. Mr. Coffield added that the Board is supportive of what Waynesboro and Nelson County are doing as they move forward with what they feel is in their best interest. Mr. Beyeler noted that he does not support this and felt that the Board should stay neutral. Chairman Moore felt that VDOT wanted an acknowledgement from Augusta County that it is a project that Nelson and Waynesboro supports and because of the western portal being in Augusta County, that the Board of Supervisors acknowledges the project at this point without its financial support. Mr. Karaffa felt that, if the funds are already set aside, it should be up to VDOT to decide the allocation of funding. He agreed that local tax dollars should be prioritized to go to fire, rescue and schools before funding a project like this. He stated the tunnel was a magnificent achievement during the time that it was done. Mr. Pyles expressed concern about using road money that does not help the transportation move faster. Mr. Wills and Mr. Shull did not support using local dollars to fund this project. Mr. Shull stated there was a tax increase for transportation and the area needs the money put back on roads and not for tourism. Chairman Moore stated the Board has received invitations to attend the "Foundation's" fundraiser and he would appreciate the Board's willingness to attend.

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CLOSED SESSION

On motion of Mr. Wills, seconded by Mr. Karaffa, 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 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 Economic Development Prospect(s)

(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) ACSA

On motion of Mr. Karaffa, seconded by Mr. Shull, the Board came out of closed Session.

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

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: Pattie, Wills, Moore, Shull, Karaffa, Beyeler and Pyles
NAY: None

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

August 28, 2013, at 7:00 p.m.

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YOUTH COMMISSION – APPOINTMENT

Mr. Wills moved, seconded by Mr. Beyeler, that the Board appoint Devon Hope Boyers to serve a one-year term on the Youth Commission, effective immediately, to expire June 30, 2014

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Wills, Moore, Beyeler and Pyles

Nays: None

Motion carried.

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ADJOURNMENT

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

Vote was as follows: Yeas: Pattie, Karaffa, Shull, Moore, Beyeler, Wills and Pyles

Nays: None

Motion carried.

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Chairman

County Administrator