

Regular Meeting, Wednesday, January 8, 2014, 7:00 p.m. Government Center, Verona, VA.

PRESENT: Larry J. Wills, Chairman
David R. Beyeler
David A. Karaffa
Jeffrey A. Moore
Marshall W. Pattie
Tracy C. Pyles, Jr.
Timmy Fitzgerald, Director of Community Development
Jennifer M. Whetzel, Director of Finance
Patrick J. Morgan, County Attorney
Patrick J. Coffield, County Administrator
Rita R. Austin, CMC, Executive Secretary

ABSENT: Michael L. Shull

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, January 8, 2014, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 238th year of the Commonwealth....

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Chairman Wills welcomed the citizens present.

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The following eighth grade Civics and Economics students from the Showstoppers Team at Stuarts Draft Middle School, led us with the Pledge of Allegiance: Dylan Reed; Michael Newport; Maddie Cave; Kyle Lawson; Macarah Dent; James Painter; Holly Rainey; and Jamie Fretwell.

James enjoys civics; Kyle plays guitar and drums and enjoys civics; Michael enjoys the weekends; Holly is a cheerleader and plans on becoming a doctor or a lawyer; Jamie plays softball and enjoys music; Macarah enjoys reading and plans on becoming a pediatrician; Maddie participates in the Zumba Club and loves animals; Dylan is a Boy Scout from Troop 84; he enjoys camping, hunting and fishing.

Holly said that the Showstoppers Team was a lot of fun and felt that the teachers were good at explaining information in classes. Chairman Wills added that this was the team that these students are with for the complete school day.

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David A. Karaffa, Supervisor for the Beverley Manor District, delivered invocation.

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DRUG LAB CLEAN-UP ORDINANCE

This being the day and time advertised to consider an ordinance to enact Section 1-17 to the Augusta County Code for reimbursement for expense incurred from methamphetamine lab clean-up.

Patrick J. Morgan, County Attorney, explained that the Commonwealth of Virginia has granted local governments the authority to recover the costs of cleaning up any methamphetamine labs which may be located within their jurisdiction. This ordinance allows the County to recover on the conviction, either through a criminal fine or a separate civil action, the costs of cleaning up the lab.

The Chairman declared the public hearing open.

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

Mr. Moore moved, seconded by Mr. Karaffa that the Board adopt the following ordinance:

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DRUG LAB CLEAN-UP ORDINANCE (cont'd)
AN ORDINANCE TO ENACT
SECTION 1-17
OF THE AUGUSTA COUNTY CODE

WHEREAS, the Commonwealth of Virginia has granted local governments authority to recover the costs of cleaning up any methamphetamine labs which may be located within their jurisdictions; and

WHEREAS, the Augusta County Board of Supervisors has deemed it desirable to provide for the recovery of the costs of cleaning up any methamphetamine labs which may be located in Augusta County;

NOW THEREFORE be it resolved by the Board of Supervisors for Augusta County that Section 1-17 is enacted into the Augusta County Code to read as follows:

§1- 17 Reimbursement for expenses incurred from methamphetamine lab cleanup.

Any person convicted of an offense for the manufacture of methamphetamine under Virginia Code § 18.2-248 or 18.2-248.03 shall, at the time of sentencing or in a separate civil action, be liable to the county for restitution of expenses incurred in the cleanup of any methamphetamine lab related to the conviction. The amount charged shall not exceed the actual expenses incurred associated with cleanup, removal or repair of the affected property, or the replacement cost of personal protective equipment used.

This ordinance shall become effective immediately.

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

Nays: None

Absent: Shull

Motion carried.

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CHAIRMAN'S COMMENTS

Chairman Wills advised that Mr. Shull is absent tonight due to presenting "the State of the County" to the Middlebrook Ruritan Club.

Chairman Wills made the following comments:

Again, as I said last Thursday night, I appreciate the Board's confidence in me as your Chairman.

Two years ago, this Board began its term of office with five new faces, four of which were brand new to the responsibilities and inner workings of the job that lay ahead. Over the last two years, we have learned how local government works and, in some cases can't work.

I believe that the record will show that these past two years, under the excellent leadership of Mr. Pyles and Mr. Moore, have been very productive for this Board. I reviewed the minutes from a January 25, 2012 work session in which each member put forth ideas and needs that they wanted to address during that term of office. Many of those ideas were very similar.

From that list, the following has already occurred:

- 1. Fire Rescue:
 - a. Brought Fire/Rescue directly under the oversight of the Board
 - b. Developed a 5-year plan for Fire/Rescue
 - c. We put 21 new people active to assist with the needs in areas where either daylight or 24/7 help was needed.

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CHAIRMAN'S COMMENTS (cont'd)

- d. We have assumed the responsibility for the ambulance transport at Riverheads and all of the operations at Preston L. Yancey.
 - e. As of January 1, we have set in place new SOGs that standardizes the responses of our Fire Departments for First Response Calls and sets expectations for the availability of Rescue Squads calls. A change was also approved that set a different amount paid per call for those agencies that used all volunteer staff versus those whose calls were run by paid staff.
2. Schools:
- a. Each budget year, we have provided funds over and above the normal growth number for operations, including a hold harmless amount to meet the \$1.2 million lost to composite index in 2012 and 2¢ of a 3¢ tax increase that was passed in 2013 that was used for salary increases.
 - b. Facilitated the move of the Central Office from the Woodrow Wilson Complex to Verona (at a much lower cost to the taxpayer than anticipated). We thank all the departments for working together for getting that move made.
 - c. Created a liaison committee (Chairman and Vice Chairman) to meet with their counterparts from the School Board on a regular basis to exchange ideas and concerns.
3. Reassessment was a major issue when we took office:
We are now completing a new reassessment. We only have the Board of Equalization phase to complete the process. Based on the limited number of appeals to date, I would say that the process has worked well and the citizens are satisfied that it was a good process thus alleviating the sting of a perceived bad reassessment.
4. Staggered Terms:
We passed an ordinance instituting the process for staggered terms effective with the next election cycle and was able to obtain volunteer members to run for the two-year term without creating a divide within this Board over the fairness of who would face the 2 and 4-year elections in the fall of 2015.
5. Shared Services:
We now have an established group from the Service Authority Board, School Board and the Board of Supervisors to put forth ideas and discuss how we can consolidate and work together to more efficiently meet the needs of the need of its citizens.
- From that same idea, the staff of each has been directed by its respective Boards to meet regularly to find new ways to work together to save tax dollars.
6. Economic Development:
- a. This Board quickly put out an "Open for Business" sign. We met regionally with the individuals from Richmond that direct inquiries to our area. That meeting continues to pay dividends today with the State's awareness of our desire to attract new employees and to assist the expansion of our existing employers.
 - b. Over the last two years, Mary Baldwin's Murphy Demming College and Shamrock Foods have begun construction on their new facilities. Dascom has purchased property and anticipates to begin construction this Spring. At the same time, McKee, Daikin, and Hollister have announced significant expansions of their operations in our locality. Augusta Hospital has completed its Cardio Vascular Addition and UVA has remodeled and established a presence in Augusta County in a building across from the hospital.
 - c. Route 636 (Lifecore Drive) was funded and is under construction to aid in the development of the Medical Corridor in the Fishersville area. The improvement of Exit 91 at Fishersville will also be a boost to business development in the Fishersville area.

As I said, the past two years have been very successful. But where do we want to go from here? I am an individual that believes that we need to evaluate our past and plan for the future. I believe it is our job to anticipate future needs and to develop a plan to meet those needs instead of having to react to an immediate need when it presents itself.

I also believe that adequate and regular evaluations of our employees need to occur so that the employees are clear about expectations of this Board. I believe that this is beneficial for the employee and for the Board.

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CHAIRMAN'S COMMENTS (cont'd)

With those ideas in mind, I want to make the following six recommendations to this Board for 2014:

1. I would like to have time for a work session to, again, talk about each individual's goals and desires for the remaining two years of this term.
2. I would like to appoint a committee to work with Mr. Coffield to develop an evaluation form for this Board so that each member would complete. The forms would be compiled and the Board would then take a work session to talk about its strengths and weaknesses. In addition, I would ask Mr. Coffield to work with the Department Heads and the direct employees of the Board to evaluate this Board and let us know what we are doing right, what we are doing wrong, and how we can work better together to serve our citizens. I believe that all input from individual employees should be confidential and presented as a complete package.
3. Employees are our most valuable asset in local government. I would like to appoint a different committee to work with Ms. Souder to put together an evaluation form for each staff member that answers directly to this Board (County Administrator, County Attorney, Fire Chief, and Director of Economic Development). These forms will have to be tweaked to be individual for the job being performed. I also believe that the individual being evaluated should have input into the form so that they can receive input from the Board that they desire during the evaluation process. These preliminary forms would then be brought to this Board for final approval and additions or deletions being made before being distributed to each Board member for completion. Ms. Souder would then be asked to compile the data for the employees, except for the County Administrator, which would be compiled by your Chairman. The input from each Board member would be confidential and not identified in any way on the compiled documents. The Board would then meet in closed session to discuss each evaluation and following the closed session the Chairman and Vice-Chairman would then meet privately with each employee to discuss the evaluation with that employee. As part of the process, I would hope that each employee would be expected to set forth goals for the coming year. The Board would have an opportunity, also, to set expectations for that employee. There is already an evaluation that was instituted about 20 years ago for the County Administrator that can be used as a starting point for this.
4. I would also like to have staff and the Board revisit and update the Five-Year Plan for Fire-Rescue for the County. I think we have made great progress in the last few years, but we need to find ways to meet the manpower needs when SAFER Grants expires later this year. To do that, we have to make sure the staff and the Board are on the same page for the implementation of the Five-Year Plan.
5. We have a new Economic Development Director. I would like this Board to authorize Ms. Glover to review the County's Strategic Plan for Economic Development and make recommendations for updates and to meet the current business climate that we face for attracting and keeping business and industry in Augusta County.
6. Finally, we will receive an update this year to our Comprehensive Plan. I hope each individual Board member will give its time and the effort to look at it and to make recommended changes and to give due consideration to the Plan as we work towards its approval.

I'm looking forward to another successful year for the Augusta County Board of Supervisors and, again, say thank you for your confidence. I will bring up some of these specific matters, again, later as "Comments from the Board" as far as official action. This sets a high expectation for an agenda for the year. I do thing these are things that we need to work on. Thank you!

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COMMITTEES & COMMISSIONS FOR 2014 APPOINTED BY THE BOARD

Chairman Wills reported that a list of his recommendations for committee appointments were distributed to the Board.

He noted that Mr. Beyeler has offered his resignation from the Central Shenandoah Planning District Commission and recommended Jeff Moore for his replacement.

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MATTERS TO BE PRESENTED BY THE PUBLIC

Bill Tueting commended the Board for its agenda of accomplishments and asked that meetings be clarified that they are opened to the public. Chairman Wills said that the meetings are posted on the website.

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WATER AND SEWER POLICY

The Board considered water and sewer waiver policy. This was tabled at December 11th meeting to January 8th.

Mr. Karaffa moved, seconded by Mr. Pattie, that the Board remove this item from the table.

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

Nays: None

Absent: Shull

Motion carried.

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Mr. Morgan reported that a draft policy had been distributed to the Board of Supervisors to guide them in the granting of waivers from the requirements of a mandatory connection of sewer and water lines within Urban Service Areas and Community Development Areas. He noted that the final draft was made December 19, 2013 by staff. He added that the policy did not mention Major Subdivisions because all Major Subdivisions will be required to connect to public sewer and water in the Urban Service Areas. He noted that all of the waivers listed are tied to topographical or geological conditions that would hinder construction of water or sewer lines. Mr. Morgan noted a change in "Permits for Supplemental Private Sewage Disposal Systems from the draft given to the Board tonight. He said that, currently, in the policy the Board of Supervisors "shall set a maximum limit on the amount of water that may be withdrawn from any alternative source, the uses that the water can be limited to, and any other conditions the Board of Supervisors deem reasonable". He was unsure of the legality and suggested that the wording be changed to "the applicant shall specify the amount of water needed to be withdrawn from any alternative source. No greater amount of water may be withdrawn by the applicant unless further reviewed by the Board of Supervisors.

In granting a permit, the Board may specify the uses that the water can be limited to and any other condition it deems reasonable". Mr. Morgan added that the purpose for that provision was to ensure that the Service Authority's ability to provide water through its wells would not be adversely affected. He recommended that the alternate language be added to the policy. Mr. Morgan expressed that this was not an ordinance and that it could be modified at any time without having a public hearing.

The following policy was presented to the Board:

POLICY FOR GRANTING WAIVERS
FOR
PUBLIC WATER AND SEWER CONNECTIONS

The Board of Supervisors or the Director of Community Development may establish any conditions deemed appropriate on any such waiver granted and set forth conditions that would cause its cancellation. The Board of Supervisors or Director of Community Development may also limit a waiver to a set duration.

Waivers may be granted by the Board of Supervisors in Urban Service Areas after Consultation with the Augusta County Service Authority using the following criteria:

January 8, 2014, at 7:00 p.m.

WATER AND SEWER POLICY (cont'd)

MINOR SUBDIVISIONS

ALL LOTS

1. If an easement is required to connect a house or building to the line and such easement has not been created and reasonable efforts to secure the easement have failed.
2. Where public water and sewer lines are available through sources other than the Augusta County Service Authority and such source declines to provide service to the lot or the terms to provide such service are unacceptable to the County.
3. Where requiring such connection to a public sewer line would cause the capacity of the Augusta County Service Authority sewage treatment facility serving the area of the proposed connection or any infrastructure connecting to the treatment facility to be exceeded.
4. Where requiring such connection to a public water line would adversely affect the ability of the Augusta County Service Authority to provide adequate water service anywhere in the system that would serve the proposed lot.

RESIDENTIAL LOTS

1. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public water line extension or on the property to be served, the costs of connection to the lot owner would exceed \$20,000.00.
2. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public sewer line extension or on the property to be served, the costs of connection to the lot owner would exceed \$50,000.00.

COMMERCIAL AND INDUSTRIAL LOTS

1. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public water line extension or on the property to be served, the costs of connection to the lot owner would exceed twice the costs of constructing a private water source for the commercial or industrial activity.
2. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public sewer line extension or on the property to be served, the costs of connection to the lot owner would exceed twice the costs of designing and constructing a private sewage disposal system to serve the commercial or industrial activity.

Waivers may be granted by the Director of Community Development in Urban Service Areas after consultation with the Augusta County Service Authority using the following criteria:

EXISTING LOTS

ALL LOTS

1. If an easement is required to connect a house or building to the line and such easement has not been created and reasonable efforts to secure the easement have failed.
2. Where public water and sewer lines are available through sources other than the Augusta County Service Authority and such source declines to provide service to the lot or the terms to provide such service are unacceptable to the County.
3. Where requiring such connection to a public sewage line would cause the capacity of the Augusta County Service Authority sewage treatment facility serving the area of the proposed connection or any infrastructure connecting to the treatment facility to be exceeded.
4. Where requiring such connection to a public water would adversely affect the ability of the Augusta County Service Authority to provide adequate water service anywhere in the system that would serve the proposed lot.

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WATER AND SEWER POLICY (cont'd)

5. Where the property owner applied for and been issued a permit by the Health Department for private sewer or water service before public service was available and the lot owner has diligently pursued the construction of the private sewer or water service to the lot.

RESIDENTIAL LOTS

1. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public water line extension or on the property to be served, the costs of connection to the lot owner would exceed \$20,000.00.

2. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public sewer line extension or on the property to be served, the costs of connection to the lot owner would exceed \$50,000.00.

COMMERCIAL AND INDUSTRIAL LOTS

1. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public water line extension or on the property to be served, the costs of connection to the lot owner would exceed twice the costs of constructing a private water source for the commercial or industrial activity.

2. If, due to the topographic conditions or the presence of geological formations along the route to be utilized for the public sewer line extension or on the property to be served, the costs of connection to the lot owner would exceed twice the costs of designing and constructing a private sewage disposal system to serve the commercial or industrial activity.

Waivers may be granted by the Board of Supervisors in Community Development Areas after Consultation with the Augusta County Service Authority using the following criteria:

1. Where requiring such connection to a public sewer line would cause the capacity of the Augusta County Service Authority sewage treatment facility serving the area of the proposed connection or any infrastructure connecting to the treatment facility to be exceeded.

2. Where requiring such connection to a public water line would adversely affect the ability of the Augusta County Service Authority to provide adequate water service anywhere in the system that would serve the proposed lot.

Waivers may be granted by the Director of Community Development in Community Development Areas after Consultation with the Augusta County Service Authority using the following criteria:

1. Where requiring such connection to a public sewer line would cause the capacity of the Augusta County Service Authority sewage treatment facility serving the area of the proposed connection or any infrastructure connecting to the treatment facility to be exceeded.

2. Where requiring such connection to a public water line would adversely affect the ability of the Augusta County Service Authority to provide adequate water service anywhere in the system that would serve the proposed lot.

Permits for use of alternate water sources and supplemental private sewage disposal systems may be granted by the Board of Supervisors in Urban Service Areas and Community Development Areas after Consultation with the Augusta County Service Authority using the following criteria:

PERMITS FOR ALTERNATIVE WATER SOURCES

1. The Board of Supervisors may issue a permit as provided for in §24-1 A. 5. or §24-1 B. 4. of the Augusta County Code, only in cases where the property owner can establish one of the following:

a. The use of treated water will be incompatible with the use, activity, or manufacturing process that is to be conducted on the property.

b. There will be a need for the consumption of such large quantities of water for the use, activity, or manufacturing process that is to be conducted on the property that it will exceed the Service Authority's capacity to supply potable water to both the proposed use and to the existing customers connected to the system that would serve the proposed connection.

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WATER AND SEWER POLICY (cont'd)

2. The developer of any proposed alternative water source that will use more than 10,000 gallons per day (300,000 gallons per month) must, in consultation with the Service Authority, conduct an assessment, at its own expense, to ensure that the Authority's public water supplies are not adversely impacted or that the Authority's ability to provide water to the public is not jeopardized. If the Service Authority does not agree with the conclusions reached in the assessment, then the Board of Supervisors may require the party intending to develop the additional water supplies to perform a more detailed study at that party's cost.

3. As part of the permit request, the applicant shall specify the amount of water needed to be withdrawn from any alternative source. No greater amount of water may be withdrawn by the applicant unless further reviewed by the Board of Supervisors. In granting a permit, the Board may specify the uses that the water can be limited to and any other condition it deems reasonable.

4. Any permit so issued by the Board of Supervisors may be canceled under conditions set forth in the permit.

5. If the proposed alternative water source is located in a Source Water Protection Area, the requirements of this section shall be in addition to the requirements of the Article LI of Division H of Chapter 25 of the County Code.

PERMITS FOR SUPPLEMENTAL PRIVATE SEWAGE DISPOSAL SYSTEMS

The Board of Supervisors may issue a permit as provided for in §24-1 A. 5. or §24-1 B. 4. of the Augusta County Code, only in cases where the property owner can establish one of the following:

a. The quantity of wastewater to be generated by the use, activity, or manufacturing process conducted on the property will exceed the Service Authority's capacity to treat wastewater for both the proposed use and to the existing customers connected to the system that would serve the proposed connection and expansion of the sewage treatment plant serving the system is technically not feasible or will not be permitted by the State Health Department.

b. If the proposed supplemental private sewage disposal system is located in a Source Water Protection Area, the requirements of this section shall be in addition to the requirements of the Article LI of Division H of Chapter 25 of the County Code.

Mr. Beyeler moved, seconded by Mr. Moore that the Board approve the waiver policy, as revised with "alternative language".

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

Nays: None

Absent: Shull

Motion carried.

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WAIVERS/VARIANCES - NONE

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CONSENT AGENDA

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

MINUTES

Approved minutes of the following meetings:

- Regular Meeting, Wednesday, December 11, 2013

January 8, 2014, at 7:00 p.m.

CONSENT AGENDA (cont'd)

CLAIMS

Approved claims paid since December 11, 2013.

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

Nays: None

Absent: Shull

Motion carried.

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MATTERS TO BE PRESENTED BY THE BOARD

The Board discussed the following issues:

Mr. Beyeler: Received Citizen concern regarding the discharging of firearms in residential subdivisions. Mr. Beyeler asked if this could be discussed at the next Staff Briefing (January 21st).

Mr. Karaffa: Westgate Road Improvements – With the foreclosure of property, Mr. Karaffa asked if options for how to proceed with road improvements could be discussed at the next Staff Briefing.

Mr. Pyles: Impressed on how the Chairman “swung” the gavel.

Mr. Wills:

1. BOARD EVALUATION COMMITTEE APPOINTMENT
David Karaffa and Tracy Pyles
2. EVALUATION FORM COMMITTEE
Jeffrey Moore, Marshall Pattie and Faith Souder
3. FIRE-RESCUE FIVE-YEAR PLAN
Chief Carson Holloway and Staff to update Five-Year Plan
4. ECONOMIC DEVELOPMENT STRATEGIC PLAN
Amanda Glover, Economic Development Director, to review the Strategic Plan.

Mr. Karaffa asked if this review would cost anything. Chairman Wills stated that the review would first be in-house and if a study was required, it would be brought back before the Board for consideration.

The Board had no objection to the Chairman’s appointments and updates.

5. Shared Services Meeting – met today with Committee and reported that he was pleased with the direction “we are heading with Shared Services”. He has asked Mr. Coffield to put together a list of how they are working together as a team. “I think there are a lot of things out there that both the public and members of this Board are not aware of that are occurring that are really cost-saving for this County.” He wanted to give a commendation to staff “for their spirit of cooperation working on this. Two of the big items this past year was the move of the School Board to the Government Center and then the work with the Emergency Services and School Board in coming up with a time-keeping element. That was a significant cost savings to what we had anticipated. This morning, I asked each agency that, during the budget process, to try to identify at least one cost savings idea.”

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MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following:

- 1. Fire Chief Carson Holloway:
 - a. Rescue Squad Assistant Fund Grant (RSAFG) – approved previously – successful receipt of grant. Total approval: \$193,390 (50/50 split). Asked for permission to move forward.

Mr. Karaffa moved, seconded by Mr. Pyles, that the Board authorize staff to move forward with purchasing replacement ambulance.

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

Nays: None

Absent: Shull

Motion carried.

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- b. Toughbook Grants/Burn Building grants – pending. There are some discrepancy with grant procedures from the State. Fire/Rescue working to correct.
 - c. Craigsville/Augusta Springs Rescue transfer to Augusta County – finalizing documentation and utilities transfer. Will begin restructure process (60/90 day process)
 - d. New Hope Fire Department Performance Improvement Plan ongoing. Direction is needed from the Board of Supervisors by the end of January.
 - e. Five-Year Plan – clarified what was expected. Chairman Wills said it needed to be revisited and brought up to date.
- 2. Timmy Fitzgerald, Director of Community Development – Subdivision Ordinance – pie shape lot to be squared up for a “more conforming” status; however, the way the language reads would make the lot “more non-conforming”. The Ordinance Committee will review.
 - 3. Hybrid Plan – PTO (Paid Time Off) – information distributed to Board
 - 4. Budget Schedule distributed to Board. Board suggested that “Advertise Tax Increase” be changed to “Advertise Tax Rate”. Asked Board if they wanted one day (March 31st) or two days (March 24th and 25th) for the Budget work session.
 - 5. Board of Equalization – information distributed to Board.
 - 6. Legislative – General Assembly
 - a. Schedule given
 - b. Issues:
 - Land Use Planning - VDOT
 - Affordable Care Act – Fire Departments
 - FCC Rules Clarification and input on County
 - Todd Lake Dam (NR District) – An additional \$400,000 being requested
 - Health Department “Milk” Inspector
 - Composite Index/School Funding
 - DCR Stormwater Management Monitoring – requesting to delay implementation

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- 7. Stuarts Draft Diamond Club Request – Additional Funding

Mr. Beyeler moved, seconded by Mr. Pyles, that the Board approve an additional funding in an amount not to exceed \$685.65 for stair replacement project.

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Stuarts Draft Diamond Club Request – Additional Funding (cont’d)

Funding Source: South River Infrastructure Account #80000-8016-76 \$685.65

Mr. Beyeler said that, because of a Building Code change, costs increased.

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

Nays: None

Absent: Shull

Motion carried.

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- 8. Fire and Rescue Incentive Program – delayed because of the Affordable Care Act and need to seek clarification.

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CLOSED SESSION

On motion of Mr. Moore, 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
 - B) Extension Hiring
- (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
 - B) Greenville Sewer
 - C) BZA Decision
 - D) Staunton Mall
- (4) **the real property exemption under Virginia Code § 2.2-3711(A)(3)**
[discussion of the acquisition for a public purpose, or disposition, of real property]:
 - A) Ladd School

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CLOSED SESSION (cont'd)

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

Nays: None

Absent: Shull

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, Karaffa, Wills, Moore, Beyeler and Pyles

NAY: None

ABSENT: Shull

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

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ADJOURNMENT

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

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

Nays: None

Absent: Shull

Motion carried.

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Chairman

County Administrator