

Regular Meeting, Wednesday, May 13, 2015, 7:00 p.m. Government Center, Verona, VA.

PRESENT: Michael L. Shull, Chairman  
Carolyn S. Bragg, Vice-Chairman  
Jeffrey A. Moore  
Marshall W. Pattie  
Tracy C. Pyles, Jr.  
Larry J. Wills  
Patrick J. Morgan, County Attorney  
Timmy Fitzgerald, Director of Community Development  
Jennifer M. Whetzel, Director of Finance  
Patrick J. Coffield, County Administrator  
Rita R. Austin, CMC, Executive Secretary

VACANCY – Beverley Manor District

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, May 13, 2015, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 239<sup>th</sup> year of the Commonwealth....

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Chairman Shull welcomed the citizens present.

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Hannah Martin, a seventh grader at Beverley Manor Middle School, led us with the Pledge of Allegiance. Hannah hopes to become a Veterinarian. She enjoys sports, music and school.

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Larry J. Wills, Supervisor for the Middle River District, delivered invocation.

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MENTAL HEALTH MONTH – PROCLAMATION

The Board considered the Mental Health Month proclamation.

Doug Cochran, Member-at-Large, of Mental Health America of Augusta, thanked the Board for its support. He noted that one-fourth of all Americans “will be hit by a diagnosable mental illness some time in their life”. He invited the Board to register for the charity golf tournament next week.

Chairman Shull added that the proclamation was placed on the overhead screen for review.

Mr. Wills moved, seconded by Mr. Moore, that the Board adopt the following proclamation:  
Mr. Wills moved, seconded by Mr. Moore, that the Board adopt the following proclamation:

**Mental Health Month Proclamation  
May, 2015  
#B4Stage4**

**WHEREAS**, mental health is essential to everyone’s overall health and well-being; and

**WHEREAS**, all Americans experience times of difficulty and stress in their lives – one in four will have a diagnosable mental illness; and

**WHEREAS**, prevention is an effective way to reduce the burden of mental health conditions; and

**WHEREAS**, there is a strong body of research that supports specific tools that all Americans can use to better handle challenges, and protect their health and well-being; and

**WHEREAS**, mental health conditions are real and prevalent in our nation; and

**WHEREAS**, with early and effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

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**MENTAL HEALTH MONTH – PROCLAMATION** (cont'd)

**WHEREAS**, each business, school, government agency, healthcare provider, organization and citizen shares the burden of mental health problems and has a responsibility to promote mental wellness and support prevention and recovery efforts.

**THEREFORE** I, Michael L. Shull, Augusta County Supervisors Board Chair, do hereby proclaim May 2015 as Mental Health Month in Augusta County and call upon our citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental health the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions Before they reach Stage 4.

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

Nays: None

Motion carried.

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**OLDER AMERICANS MONTH 2015 – PROCLAMATION**

Lynn Harris, Center Director at Staunton Senior Center, thanked the Board for its recognition of the Older Americans Month and its support of Valley Program for Aging Services. She said this was their 50<sup>th</sup> anniversary of the Older Americans Act (since 1965).

Mr. Wills moved, seconded by Ms. Bragg, that the Board adopt the following proclamation:

PROCLAMATION  
OLDER AMERICANS MONTH 2015

**WHEREAS**, the County of Augusta includes a thriving community of older Americans who deserve recognition for their contributions and sacrifices to ensure a better life for future generations; and

**WHEREAS**, the County of Augusta is committed to helping all individuals live longer, healthier lives in the communities of their choice for as long as possible; and

**WHEREAS**, since 1965, the Older Americans Act has provided services that help older adults remain healthy and independent by complementing existing medical and health care systems, helping prevent hospital readmissions, and supporting some of life’s most basic functions, such as bathing or preparing meals; and

**WHEREAS**, these programs also support family caregivers, address issues of exploitation, neglect and abuse of older adults, and adapt services to the needs of Native American elders; and

**WHEREAS**, we recognize the value of community engagement and service in helping older adults remain healthy and active while giving back to others; and

**WHEREAS**, our community can provide opportunities to enrich the lives of individuals of all ages by:

- Promoting and engaging in activity, wellness, and social inclusion.
- Emphasizing home- and community-based services that support independent living.
- Ensuring community members of all ages benefit from the contributions and experience of older adults.

**NOW THEREFORE** I, Chairman of the Augusta County Board of Supervisors, along with the other members of the Board, do hereby proclaim May 2015 to be Older Americans Month. I urge every resident to take time this month to celebrate older adults and the

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OLDER AMERICANS MONTH 2015 – PROCLAMATION (cont'd)

people who serve and support them as powerful and vital individuals who greatly contribute to the community.

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

Nays: None

Motion carried.

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BUSINESS APPRECIATION MONTH – PROCLAMATION

Patrick J. Coffield, County Administrator, in the absence of Amanda Glover, Economic Development Director, who is “marketing Augusta County” mentioned that the proclamation was displayed on the overhead screen. Ms. Glover wanted to be assured that the Board and the Community did the appropriate recognition of the Business Appreciation Month. He noted that “Augusta County is the home to 5,000 businesses”. Mr. Moore moved, seconded by Ms. Bragg, that the Board adopt the following proclamation:

**PROCLAMATION  
BUSINESS APPRECIATION MONTH PROCLAMATION 2015**

**WHEREAS**, Governor Terry McAuliffe has recognized the month of May as **BUSINESS APPRECIATION MONTH** in the **COMMONWEALTH OF VIRGINIA**, and called this observance to the attention of all citizens; and,

**WHEREAS**, Augusta County has joined the Commonwealth in developing a supportive business climate to encourage investment, job growth, and community involvement; and

**WHEREAS**, Augusta County businesses play a pivotal role in strengthening our community, region, and state by creating jobs, embracing innovative technologies, and employing a diverse workforce to preserve the economic well-being of all our citizens; and

**WHEREAS**, Augusta County businesses provide quality jobs to our citizens throughout the County and offer a variety of services and products worldwide; and

**WHEREAS**, Augusta County’s businesses operate in diverse industries, including advanced manufacturing, energy, life sciences, tourism, agribusiness and information technology; among others, and

**WHEREAS**, Augusta County is currently home to more than 5,000 businesses; and

**WHEREAS**, Augusta County is pleased to recognize the accomplishments of our existing businesses; entrepreneurs; small, minority and women-owned businesses; and the major employers that contribute greatly to the economic vitality of our community.

**NOW, THEREFORE**, the Augusta County Board of Supervisors, does hereby recognize May 2015 as **BUSINESS APPRECIATION MONTH** in Augusta County, and calls this observance to the attention of all our citizens.

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

Nays: None

Motion carried.

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### VDOT SIX-YEAR PLAN

This being the day and time advertised to consider a request to consider and receive input in regards to the proposed Secondary Road Construction Improvement Program for the State Secondary System of Highways in accordance with Section 33.1-70.01, Code of Virginia, 1950, as amended; the program covers the six-year period from July 1, 2015 through June 30, 2021. The Board will also receive input on the Secondary Road Construction Improvement Budget for Fiscal Year 2015-16. The Budget covers the period from July 1, 2015 through June 30, 2016.

The Chairman declared the public hearing open.

Donald Komara, Residency Administrator, reviewed with the public the purpose for conducting the public hearing:

“My name is Don Komara. I am the Residency Administrator in Harrisonburg. With me are my assistant, Jeremy Mason, and Michael Fulcher, who are very integral in putting this plan together for us. It is a pleasure to be here tonight with the Board and the public to present our Six-Year Plan and budget for Fiscal Year 2015 through 2021. This hearing is for Secondary Roads, which are Routes 600 and above. If it is Route 11, or 276, or 256, we’ll be glad to hear your concerns, but that is not what this meeting is about tonight. The money is not what it used to be. We used to have \$4 or \$5 million a year; we have about \$750,000 to \$1 million a year now, which is a significant decrease. What is not in this Plan is a lot of bridge work that we are getting done across the County. Some of those are primary routes, but we have a lot of bridgework on secondary routes. We have 801 in Churchville; we’ve just finished 703 in the southern part of the County; there are a couple on 250, also. That money is not captured in this Plan, but it is still coming to the County. We also have some Safety Improvement Funds that is not here; some of that is on the Secondary System. If you all travel in the Fishersville area on Route 608, you will see the turn lanes, with one that is going to the Landfill along Christians Creek that is supposed to be finished at the end of this month. There is another one at Augusta Farms Road. We’re going to get a signal there. There is another project that is going to start when Exit 91 finishes and we will four-lane that section to Augusta Farms Road, which is a Revenue Sharing project. Some of those are in here, but most of them are not. I can’t not mention the big project we have at Fishersville at Exit 91. That is a wonderful improvement we were lucky to get in Augusta County—about \$40 some million came to us that could have gone anywhere. Most people say that it goes to Northern Virginia usually, or Richmond, but we were lucky to get it here in Augusta and I am very pleased about that. With the Revenue Sharing Project, we built 636 that cut across from the Hospital and gave us a great access. Where we had that gravel roadway that was the one one land under the railroad crossing; now, we have really three good roads that lead into that facility, which is wonderful. Tonight, we’re going to talk about the Secondary Roads. Really, this is more of a gravel road or “dirt road”; we effectually call them “stabilized roads”. Sometime people would like to see them more stabilized than they are and we will continue to work on that. I won’t go through the whole thing because you all didn’t come here to hear me talk; I really came here to hear what your needs or wants are. Before we start, I think I would be remiss if I didn’t mention a couple of roads that are on the Plan and, maybe, some of you all will say, ‘Well, that’s good; I don’t need to speak, but I would still like to at least say that’s my road and thank you for having that on the Plan’. If it’s not on, maybe, next time. If we go through the, 636 (Goose Creek Road) if you remember the road we talked went under the trestle, is to be scheduled to be rebuilt this summer; 830 (Stonewall Lane), we’re going to build this summer. We have 616 (Belvidere Lane); 1916 (Parkins Lane) and 693 (Sinkling Springs Road) that are on the Plan now. The first two are going to be done this summer and the next is going to be done the following summer. A couple of routes that we added to the Plan (because of traffic counts and maintenance concerns) are 742 (Willow Spout Road);

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VDOT SIX-YEAR PLAN (cont'd)

744 (Leeport Road); 642 (Barrenridge Road); 605 (Fountain Cave Road) – there's a short piece there that we're going to do; and 775 (Craigshop Road) – there's a short piece there that we are going to do. That's what we have slated and now is the time we open it up for the citizens who would like to speak on behalf of their roadways.

Douglas and Elva Downs noted that, in 1991 Route 753, Nash Road, had been advertised to be done, but the money was used to build the road to the Hospital. They said the road has a lot of potholes and asked that it be placed back on the list. Ms. Downs said there is a lot of traffic – trucks, tractor and trailers.

Mike Fix had signed up to speak on Nash Road, but declined. He did mention that Carlton Simmons was unable to attend tonight's meeting and asked that it be mentioned that he supported the Nash Road request.

Joanne Gober asked for support of paving Barrenridge Road (Route 642) and noted that the Kauffmans and Rupps were present tonight in support. She provided a petition of fourteen signatures to the Board. A citizen (Gail Rupp) mentioned that the last time gravel was placed, it turned into slush or dust and caused a lot of bronchial problems. Mr. Moore noted that Route 642 was on the list.

Daniel Chapman spoke of Route 605, Fountain Cave Road, that had similar pothole and dusty issues. When he previously spoke with Larry Wills, he learned that traffic and safety concerns were considered. He noted that a year and one-half ago, Grottoes Fire Department vehicle wrecked on the road due to the mud and wash-boarding on the road. He has seen a steadily increase in the traffic. Mr. Wills asked if VDOT could look at the water overrunning area to determine a culvert/ditch problem that could be resolved. Mr. Komara asked for the location. Mr. Chapman said it was south of 692, Mike Long's address.

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

Mr. Coffield suggested that citizens contact their legislators and express their concern regarding State funding for Secondary Roads improvements.

Dr. Pattie thanked those citizens who spoke of Nash Road and noted that it has 200 vehicles per day, which is probably one of the highest volumes in North River.

Mr. Pyles, in reference to "funding", stated that the County went from \$6 million a year to less than \$1 million currently, divided by 7 magisterial districts, equals \$150,000 a year per district for roads. "What the State has done . . . They increased taxes for roads and reduced our funding. Where they can get Federal funds, they put their money; where they can get matching funds. They have done the same things with localities, where they have matching funds. If we want to have \$5 million spent here a year, now, we would have to put up \$2.5 million to get matching funds. I would like to let Dr. Pattie know that we can do better if we have more revenue. That's why we increased taxes this year. You can't do it without money. How do we make it all work? It takes some funding and it takes some matching. Mr. Komara mentioned 636, we put up \$5 million to get a \$15 million road done. That was a good use of local tax money, but it should have been VDOT money. We're doing the best we can."

Mr. Moore commented that he had received correspondence from Wanda Cook regarding Route 622 (Calf Mountain Road) where Dominion Power is using the road for construction of their transmission line. Since construction has begun, the road condition has deteriorated considerably. She asked if VDOT could look at the road and see if anything can be done.

Ms. Bragg reiterated that "funding is always a challenge" and recognizes there are

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VDOT SIX-YEAR PLAN (cont'd)

many needs in the County. She appreciated citizen input to “help us focus on the needs that you have in your community”.

Chairman Shull thanked the public for being here tonight. He mentioned that he had spoken with Mr. Lewis regarding Springleigh Road (Route 817) and asked that it be added to the list. Chairman Shull further explained that each Magisterial District had infrastructure accounts to help in roads. Due to budget restraints, they have been unable to fund the roads. “The only way to come up with funding is raising taxes, as Mr. Pyles said. It seems like every year, these roads and things cost more and more to get something done.” He appreciated the comments tonight and noted that there had been a hard winter causing freezing and thawing that made potholes.

Ms. Bragg asked that Horseshoe Circle be put on the list.

Gail Rupp asked why the right side of Barrenridge Road was not paved whereas the Barrenridge Vineyard side was. Mr. Coffield explained that that request was made at a prior road hearing meeting (similar to tonight).

Mr. Coffield mentioned that the Plan needed to be submitted to Richmond with Augusta County’s endorsement. He assured the Board that the list will be updated to include tonight’s requests.

Mr. Wills moved, seconded by Mr. Moore, that the Board approve the Plan as advertised.

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

Nays: None

Motion carried.

Mr. Komara appreciated the comments that were made tonight and expressed the concern of safety of cars being unable to pass. He asked that those wanting road improvements to ask their neighbors to allow cutting trees to allow an 18-foot pavement.

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MATTERS TO BE PRESENTED BY THE PUBLIC - NONE

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BROADBAND

The Board considered application for DHCD grant for broadband planning.

Jennifer Whetzel, Director of Finance, gave a PowerPoint presentation with the following high-lights:

Opportunity:

Granting agency: Virginia Dept. of Housing and Community Development (Virginia Telecommunication Planning Initiative (VATPI))

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### BROADBAND (cont'd)

Ms. Whetzel noted that the Governor and General Assembly worked to secure funding to invest in broadband planning. She clarified that broadband was basically internet service. She mentioned that Fields of Gold was run through the County books in a similar fashion. Their objective is to ensure community sustainability and competitiveness in the global marketplace via comprehensive planning for broadband deployment. She introduced Robbie Huff from the Central Shenandoah Planning District Commission (PDC). The PDC has assisted in the process of drafting the letter of interest for this grant and Mr. Huff has worked with Bath and Highland on a similar project. Mr. Huff is available to answer any technical questions related to the grant process.

Local governments are eligible applicants. Virginia Department of Housing and Community Development (DHCD) anticipates awarding up to 8 grants in an amount up to \$75,000 each. At this point, there are no matches required. Local funds are leveraged in the future. There is a two-phased selection process. The project has to be completed in one year. A Letter of Interest, drafted by the PDC, was placed at the Supervisors' chairs for consideration. PDC worked with Community Development, Fire and Rescue, and others to draft this letter. This letter is due May 22<sup>nd</sup>. The letter includes the County profile, prior experience with telecommunication planning as to how it relates to our Comp Plan, our Economic Strategic Plan or anything that the County has done towards broadband in the past. It also required a public meeting to present this Letter of Interest to the public before submittal. If we were awarded this grant, we would have smaller community meetings throughout the County to determine the needs of each area.

Timeline if the Board is agreeable to submit the Letter of Interest:

|         |   |   |
|---------|---|---|
| May 22  | – | Letter of Interest deadline                       |
| June 1  | – | DHCD notification of Phase II eligible applicants |
| July 17 | – | Full proposal deadline                            |
| August  | – | Announcement of awards                            |

Ms. Whetzel noted that included in the Letter of Interest is a list of stakeholders. Ms. Whetzel asked that if the Board knew of any businesses or citizens in their districts that would be interested in serving on this committee to let her know.

Mr. Pyles asked how this would enhance what has already been put together (21 towers and noted weak spots). Ms. Whetzel said it would define more specifically the areas of need within the County. The wireless study that was done was more related to cell towers and wireless service for cellphones. Obviously, internet could piggyback on that, also. There are some pockets that would not be served by those 21 towers. It is trying to narrow down exactly what is needed, wanted and how broadband is used and then trying to partner with a business.

Dr. Pattie asked if the methodology to be used was mailing letters like it had been done in Bath and Highland. Mr. Huff said surveys were mailed out and by internet. It would be up to the County to determine what method to use. Dr. Pattie felt that "the majority of the houses are close to I-81 and I-64 and that we should be concentrating on the outside areas where we assume there is not internet".

Ms. Whetzel said she had received a call from a lady regarding having a home business on Fadley Road and very limited options for broadband. Their issue is not the coverage but the data and the cost of the data that they use. These issues are what needs to be researched to determine what the internet is being used for as far as how much data is being used; do they need it for school or for work, etc. She agreed

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BROADBAND (cont'd)

that every household needed to be contacted to determine the needs.

Mr. Huff further explained the definition for broadband is "high-speed internet". "As you plan for these things, you don't want to do the bare minimum, as required; you want to look a little bit further because data is getting larger."

Larry Korte stated that he and his wife have had a home-base business for 25 years and that internet is a challenge when you do not have a cable or high-speed internet. "There is a capacity problem as well as speed." He felt that Agriculture, small businesses, education and keeping your children in Augusta County, you need internet service. He noted that approximately 21,000 out of 74,000 people do not have access to 25mbps wired broadband. "Fixed wireless is nice, but not considered broadband speed anymore."

Rick Heidel (a former Extension Agent) explained that broadband is high-speed data. "Most people think it is wireless, but it could be wired broadband. I think that's where the County needs to go. A lot of people want wireless. If you have a Verizon account, they can throttle you down. If you're on a 4g speed, you pay for that. If they see that you are using a lot of data, they have systems in place that throttle you down to nothing. Anytime you don't have a good signal, you cannot connect at high speed." Mr. Heidel offered to be on a committee if needed. He mentioned that a similar problem occurred years ago regarding electricity. The rural people were the last to receive electricity. "It has to do with cost. They are not going to bring high-speed internet to my area unless they can make money on it. There's just not enough density for them to make money. That was the same problem with rural electric as well."

Chairman Shull asked Ms. Whetzel at what point would the County be obligated for funding. Ms. Whetzel said the grant would be up to \$75,000. Once the award is received, the scope of work would determine how much additional money would be needed. PDC and a consultant would help in making that determination as to how much would be needed to collect the data.

Dr. Pattie said there has been three people from his district asking for this service. He felt that citizens could help collect the data. "The best methodology is by mail, calling and door-to-door. With citizens helping, we can get a lot further than simply mail and paying someone to make phone calls."

Mr. Pyles stated that this has been ongoing for quite a while and it was a question of money. "We need 21 towers - \$500,000 apiece. After you have that done, a carrier to go up there. It's like anything else, your efficiency comes by more people. One thing we're doing in Deerfield is that we're identifying the need there. A tower was put up where our consultant said it would be the right place for cell service and also it provides emergency services that we needed for our Fire and Rescue. What we're endeavoring to do now is we got from the Consultant the area that would be served by cell service from this tower. We're sending out requests to each of the residents in that area, 'Would you be interested in being involved—hooking up—being a business? We get that and we have a number to take to a carrier. Then they'll say, 'That's not enough for us'. They'll say, 'What is?' It may be if they need to make \$100,000 a year and this is worth \$75,000, would the Board entertain \$25,000 subsidy? I don't know the numbers. I think that's the way to get it until it can prove itself. In the meantime, we have to work at what we can do and should do and make some investments where the next group of people are—the largest untapped group. It comes down to it's a business where someone wants to make money on, or else the Government has to subsidize it. We need to make a determination if we are interested in subsidizing?"



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BROADBAND (cont'd)

Mr. Wills full supports broadband. In line with Mr. Heidel, he said that Representative Bob Goodlatte has been interested in having broadband brought into these areas. "We're not the only one in this State that has this problem. If you're looking at something similar to the Rural Electric Co-Op, that's going to have to come on a national level. There is where you have to go to see if there is any interest there to do some of the same type of thing. There are areas in this County that you can get service, but the speed of the service and the data is a major issue. The lady who called from Fadley Road is less than 3 miles off of Interstate 81. It's pathetic. We're trying to improve the technology for our kids. In a very short time there is going to be a requirement that every child is going to have to be able to get on the internet at night to do homework. We need to move forward with this. Hopefully, as we go through with this, there will be other grants that will be available that we can take advantage of and at least do similar things that we're doing with Rural Rustic Roads as leveraged dollars. If we can put in 50% and get the State or Federal Government put in 50%, then that's something we can put toward our citizens. This is the first step. If you leave this step out, then it may leave us out for future grants that come down this same line."

Mr. Wills moved, seconded by Dr. Pattie, authorize staff to submit a Letter of Intent.

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

Nays: None

Motion carried.

Mr. Pyles agreed that this is very critical. "If you're in the front of people trying to plan and doing your part, you're the ones that get the grants first. We should do this and be on the cutting edge and do what we can."

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FLOOD CONTROL DAM - NRCS

The Board considered Hearthstone Lake (Upper North River Dam No. 77) construction funding.

Funding Source:

|  |                    |
|--|--------------------|
| Flood Control Dams CIP Account #80000-8153 | \$261,255.55 (10%) |
|  | \$914,394.41 (35%) |

Mr. Coffield advised that there have been five projects in Augusta County. To date the Federal government has paid approximately 65% of the six projects completed or underway. The State has provided 25% with the remaining 10% funded locally. Hearthstone is the sixth dam. Federal has committed 65% funding and it is now time for Augusta County to commit to the 35% non-Federal match in the amount of \$914,394.41. This is not allocated in the budget. Based on past experiences, Mr. Coffield feels the County can get 25% funding from the State, leaving the 10% of \$261,255.55 funded by Augusta County.

Dr. Pattie moved, seconded by Ms. Bragg, that the Board approve the request.

Mr. Wills mentioned that he was in a meeting Friday and the gentleman from the State who handles dams was present. He mentioned this process and there were several County people present asking why the planning should be done upfront if they were unsure of receiving the money from Federal government to start with. He did not inform them of Augusta County's success because he "didn't want them to get on that money; I wanted to get it for here". "It's a matter that you have to plan ahead. I credit Mr. Coffield and staff of Headwaters with the encouragement of previous boards, as well as encouragement of this board, to continue through with the process."

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FLOOD CONTROL DAM – NRCS (cont'd)

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

Nays: None

Motion carried.

Mr. Coffield recognized Bobby Whitescarver who was in the audience and previously worked for Headwaters/USDA. He commended Mr. Whitescarver for advocating for these projects. He thanked Mr. Whitescarver and John Kaylor, with Headwaters.

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FIRE AND RESCUE EQUIPMENT GRANT PROGRAM

The Board considered Committee’s recommendation as it relates to Equipment Grant request from the following agency:

| <u>Agency</u>   | <u>Request</u> | <u>Recommendation</u> | <u>Funding Source</u> |
|-----------------|----------------|-----------------------|-----------------------|
| Churchville F&R | \$24,490       | \$9,242               | 80000-8152            |

Mr. Coffield advised that the Committee meets periodically to review requests from various volunteer agencies. He credited the Committee as recognizing the needs and, if there are grant funding, they serve as a resource to make available to these particular agencies. However, there are some needs that can only be met with local tax money. Churchville Fire and Rescue has requested \$24,490; the Committee has recommended \$9,242. Mr. Coffield noted that the funding is available in the County’s Capital Account.

Mr. Pyles asked why the full amount was refused. Chairman Shull stated that this program applies to “equipment only” not vehicles. “If the door was opened to fund vehicles from this grant, all departments would be making similar requests. That was not the intention of this program. It’s for equipment.”

Craig Williams, Fire Chief for Churchville Fire & Rescue, advised that this grant process is utilized on a regular basis. He stated that they are pro-active in writing grants for Churchville. Their goals are to take care of capital expenses through the grant processes outside of Augusta County. This Fire and Rescue Equipment Grant is a secondary process. They had put in a grant for this vehicle through RSAF but failed. He expressed that the request was for equipment only for the vehicle (lights, MS module, and everything for the back to totally outfit the vehicle). He noted that this vehicle “is the last one on the list”.

Mr. Wills suggested that similar requests are handled through the Infrastructure Accounts (such as Dooms when the vehicle request was not approved through this particular program).

Mr. Pyles reiterated that it was not the vehicle, itself; it was the “equipment” for the vehicle.

Mr. Coffield advised that was not the information given at the time of the application. He suggested that the Board approve the request for Lifepak15 equipment as presented and that Chief Williams go back before the committee for the vehicle equipment request. Chief Williams said that the vehicle had already been ordered and there would be a six-month delay if not approved tonight.

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FIRE AND RESCUE EQUIPMENT GRANT PROGRAM (cont'd)

Mr. Pyles moved, seconded by Mr. Moore, that the Board approve full funding as follows:

|                   |               |
|-------------------|---------------|
| Lifepak 15        | \$ 9,242      |
| Vehicle Equipment | <u>15,248</u> |
|                   | \$24,490      |

Vote was as follows: Yeas: Pattie, Moore, Pyles and Bragg

Nays: Wills and Shull

Motion carried.

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NEW HOPE COMMUNITY CENTER – ROOF

The Board considered 75% match for recommended roof repair.

|                                     |                |            |
|-------------------------------------|----------------|------------|
| Funding Source:                     |                |            |
| Middle River Infrastructure Account | #80000-8012-88 | \$2,158.50 |

Mr. Coffield reported that roof repairs are necessary. He noted that Augusta County owns the structure and has a relationship with the local Ruritan Club. Mr. Wills has recommended the use of his Infrastructure Account for the 25% contribution towards the Public/Private match.

Mr. Wills noted the information provided in the agenda package was Mr. Largent's report of the problem. In light of what had been done in previous projects, he has asked the renter to pay 25% and he would match with 75% of the cost. This has been done at Crimora and another portion of the New Hope Community Center building.

Mr. Wills moved, seconded by Mr. Pyles, that the Board approve request.

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

Nays: None

Motion carried.

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BLUE MOUNTAIN AGREEMENT

The Board considered Rezoning and Marketing Agreement for Blue Mountain Investments, LLC.

Patrick J. Morgan, County Attorney, reported that what is before the Board is a Rezoning and Marketing Agreement to be executed between the County and Blue Mountain Investments, LLC. This agreement would authorize County staff to apply to rezone approximately 531 acres of property close to the Shenandoah Valley Airport from General Agriculture to Industrial and Airport Business. It would give the County the ability to jointly market the property in its Economic Development program. He understood from the Economic Development Director that if the rezoning is approved, then it would be one of the larger Industrial sites to be marketable within the Commonwealth of Virginia. The property is currently in land use and this agreement would continue that until the property is sold. There are certain rollbacks that come out of land use, the Agreement allows the Board of Supervisors to pay back the rollback taxes for the property owners as the fee for having this Agreement. The advantage of having the Agreement is setting a price per acre on the property for two years. This can

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BLUE MOUNTAIN AGREEMENT (cont'd)

be renegotiated for additional period of times. Mr. Gary Blosser, Manager of Blue Mountain Investment, LLC, has already executed the Agreement.

Mr. Wills reported that this has been ongoing for quite a while and stated that Economic Development has changed over a period of time. Companies will not agree to locate when you have to go through a rezoning process after they have been announced. "It's just a matter of doing business." He also felt that it was an advantage to have a price set on the piece of property. "It is not to the point where a landowner, once they know you have a very anxious client, can then hold the County (or State) hostage with an exorbitant price." He added that the stated price is in line with other industrial properties. Mr. Blosser has agreed with rezoning that staff has recommend. This property has been in the Comprehensive Plan for Industrial development since the mid 1990's. He has also expressed to the Weyers Cave community of his intentions of moving forward with this before leaving his position in December so that "we can effectively market this property and the State will effectively market it for us. The State has basically backed off of marketing this property until we get our ducks in a row. The rezoning is the first thing to do. Through the Service Authority, we are redesigning the sewer plant down there so it will be ready for Industry. It's just a step of trying to get us in line if there is a major industry that would like to locate in Augusta County."

Mr. Wills moved, seconded by Mr. Moore, that the Board approve the Agreement and authorize staff to move forward with rezoning.

Mr. Pyles added that this is essentially a fourth of the amount of property in comparison to the Toyota prospect. "There were two problems that folks had with it. One was the amount of land. It was much greater than this. The other thing was taking people's land. We had no intention of doing that, but that was the feeling out there that we were going to use eminent domain to take farms. That was not the case. This is a person who wants to sell his property. It is there on the Interstate. We're one of the few places that has some very promising features—two Interstates—two electric companies—Airport. It's good property for the right place. This is less than what it was before and it takes away any thoughts of us taking the people's land, which is not in our makeup."

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

Nays: None

Motion carried.

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MIDDLE RIVER REGIONAL JAIL

The Board considered documentation for adding new members.

Ms. Whetzel advised that before the Board tonight are several documents related to the buy-in to Middle River Regional Jail to adding new members—Harrisonburg and Rockingham County, effective July 1, 2015. The resolution for Augusta County notes that those new members are joining and acknowledges the Virginia Resources Authority (VRA) requirements related to the outstanding debt. The resolution also allows the Chairman and staff to execute the agreements. Included in the packet is:

1. An amendment to the Support Agreement which is required by the outstanding loan in case of default. Certain language that was approved by the Board of Supervisors in September has been updated to include the new members.
2. A Buy-In Agreement which indicates the terms of payment from the new members to the old members. This Buy-in Agreement closely mirrors the public

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MIDDLE RIVER REGIONAL JAIL (cont'd)

joint statement that went out in February noting how the new members will pay the old members over the course of ten years.

- 3. The Amended Service Agreement for the Jail which replaces the original Service Agreement that was signed in 2001 and updated in 2003 when the construction began. This agreement allows for the two new members to buy in and notes how the costs will be allocated to them for future operations and debt service of the Jail.

Ms. Whetzel noted that Middle River approved their documents yesterday (Tuesday, May 12<sup>th</sup>); Harrisonburg approved them last night; Rockingham approved their documents earlier today.

Mr. Pyles felt this to be a good deal for Augusta County. "Folks will see very little difference to what we presently have. A \$21 million buy-in by those folks is good. As a reminder, the Jail cost Augusta County \$42 million to build in the late 1990's. It's been serviceable to us and was built to be expanded."

Mr. Pyles moved, seconded by Mr. Moore, that the Board adopt the resolution.

Mr. Moore stated, "It's efficient government that I'm proud to be part of."

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

Nays: None

Motion carried.

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DOMINION – TRANSMISSION LINE REBUILD PROJECT

The Board considered transmission line project and issue relating to tower height.

Mr. Coffield advised that several Board members have received calls regarding the Dominion/Dooms Transmission Line upgrade project. Included in the agenda package was previous communication in 2012 and 2014. The question of 500k and the add-on for the 230k and the confusion and/or lack of information of what was or was not included were general concerns of Rockbridge and Augusta County for the Dooms/Rockbridge Corridor as well as the size and type of metal used for the construction of the towers.

The following spoke regarding their disappointment of the Dominion/Dooms Transmission Line upgrade project:

Carter Douglass, Nancy Sorrells, Drew Richardson, Faye Cooper, Gregg Amonette and Mark Poe

Ms. Douglass read a statement to the Board and stated that Dominion "is taking dominion over the earth". She complained about the towers causing "ruined views; the steady stream of vehicles on the roads; the lines of traffic on the main road, stopped to allow construction equipment in and out; and the clutter of the helicopter". Many complained about the towers being "massive and shiny, much taller and wider than the specs sent to the landowners, and, in one case, the configuration does not even resemble anything in the specs". Ms. Sorrells stated that "Dominion deliberately mislead the local government and citizens about this project. Towers are dozens of feet higher and wider than advertised and are now made of this shiny material that will never weather and blend into the landscape. The project is being carried out with no respect to the community. Wires are left on the ground to tangle cattle; disgusting litter

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DOMINION – TRANSMISSION LINE REBUILD PROJECT (cont'd)

is left behind; trees are cut on private property; and erosion and sediment controls are blatantly ignored.” She referred to a letter written by Bunny Hearn and read an excerpt: “We own land where they cross and have one monstrous tower on our property. We were notified in January that a representative needed to meet about some trees on the right-of-way. When we got there, the trees are 15-20’ off of the right-of-way, in our woods. The representative stated that five trees needed to be cut down because they might fall and land on the right-of-way. He said Dominion would send someone to cut them, leave the logs for us, haul debris away and we would be paid for the trees. We sell timber when it is ready, and nothing in these woods is close . . . so my husband asked, ‘what if I say no?’ The representative’s response was, ‘go back and read the small print in original agreement, we have a right to maintain the right-of-way in and out, if you say no, we just take it and pay you nothing.’ So they cut five immature trees, oak, ash and cherry; they left the 8’ logs and all debris and paid what they were worth now, not what they would be worth if harvested correctly. The trees were not on their right-of-way, nor did they ‘threaten’ it. My final distasteful comment about these “good neighbors” who preach ethics and what fine stewards of the land and our resources they are is this . . . on Friday, April 24, 2015, my husband drove back to visit the site of the tower work to make sure nothing had been damaged on our property. From the ‘road’ in our pasture, he could see something blue fluttering all around in our woods adjacent to the tower. He walked down to investigate and found 18 different sites where workers had defecated and used blue shop towels to wipe and left it all for us. He returned for the next three working days to catch a supervisor or worker, but they did not work on our tower that week.” The Hearn family welcomed the Board to any site visit. Ms. Sorrells also shared with the Board the matter of Erosion and Sediment (E&S) control, a matter that she knew Augusta County took seriously, and stated, “Since we are the headwaters of the James and the Shenandoah River. As you know the powerline project, like the proposed pipeline project, is considered a linear project and comes under the oversight of DEQ in Richmond, not Augusta County, and, further, Dominion is allowed to police itself, so site inspections are rare. In December, I drove past some serious E&S violations along Calf Mountain Road. I photographed them. There were slope failures, rock slides, silt fences down and rocks and soil going into the creek. I reported it to DEQ. They inspected the site and asked Dominion to fix the problems, which they did. It seems, though, that DEQ had not even been on the site since April. From April to December, those violations have been going on. In March of this year, I flew over the entire transmission line in Augusta and Rockbridge and photographed some very serious violations. I e-mailed those to DEQ on April 4<sup>th</sup>. The only answers I received so far is that the issues were being worked on and they hoped to visit the sites in late April or early May and I would receive a copy of the final report. Whatever the project, Dominion is one of doing what they need to do to get the job done, fix the problems when caught. In every case, they also apply for as many waivers as possible to push the project along—a positive for their bottom line and negative for our water. In Virginia, law states that the pipeline trench can’t be opened up more than 500 feet in front of the pipe being laid. This is the rule that has to be followed by our local construction workers, by the folks taking the distribution gasoline to Bloomaker, and by our farmers. Dominion routinely applies for waivers, opens up trenches thousands of feet and the storm comes and the result is an environmental mess.” Ms. Sorrells mentioned that Dominion had released a report in response to scoping comments filed with FERC yesterday stating that “Atlantic will coordinate with DEQ regarding trench lengths and will request any necessary waivers in accordance with the Virginia Erosion and Sediment Control Law for areas to be opened up more than 500 feet.” Ms. Sorrells strongly expressed that if this proposed pipeline comes to Augusta County, “Dominion must NOT be granted any waivers or variances in regard to construction and Erosion and Sediment control. Our water resources are just too valuable.” Ms. Cooper read (and submitted) a statement from Kristopher Baumann to the Board of “Dominion misleading the public, the counties, and state agencies as to its

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DOMINION – TRANSMISSION LINE REBUILD PROJECT (cont'd)

true intentions". It was noted that records of what was provided to the counties, including the SCC filings, reflect that the counties were told the towers would be smaller. At no point were counties told multiple towers would be taller than 150 feet, let alone over 160 to 174 feet tall. Mr. Amonette supported economic development and expressed the impact on agriculture and tourism. He read some excerpts from Scenic Virginia public policy statement regarding utility transmissions lines. He explained that Scenic Virginia is the premier statewide organization dedicated to the preservation protection and enhancement of the scenic beauty of the Commonwealth. Points made: "In Virginia, our economy depends on agriculture and tourism. Private property rights are taken seriously. Scenic Virginia supports individual and government efforts to protect the land from projects that destroy or significantly diminish scenic resources. We have spent years reminding Virginians that beauty is good for business; as such, there is no excuse for introducing ugliness." The statement continued stating reports that were initiated by the General Assembly that concluded that "scenic beauty enhances tourism; and tourism creates revenue dollars for Augusta County and Rockbridge County." He felt that there was nothing about Dominion that "enhances tourism". He encouraged the Board to do everything possible to see that: 1) Legal requirements were met by Dominion in their disclosures; and 2) Pursue any and all mitigation that is available. "Remember Dominion is a huge 4-profit company. You should not bare the economic cost of a project that benefits them. I know good stewardship. I know good citizenship. I know honest disclosure to government. That has not occurred here."

Mr. Coffield added that Spencer Suter, Rockingham County Administrator, has stated that the SCC has given Dominion Power 21 days to respond (concludes on May 18<sup>th</sup>) and both he and Mr. Suter will be provided a copy upon receipt.

Mr. Pyles said that this had been brought up by Mr. Wills a few weeks ago. He agrees that "no one is protecting us". He noted that tower ordinances have been created whereas a request would have to come before the Board prior to installation. This was done to enable towers to be placed where needed. "A lot of effort goes into E&S Control. The protections that come from the County government are essential for the people's protection. Dominion operates in a whole other system from the rest of us. How did they get to that? How do we stop them from being able to just run all over us?" In regards to Erosion and Sediment control, he felt it was Dominion's obligation to send reports to DEQ. He suggested that Dustin, from Community Development, should view property to determine if they are compliant with E&S ordinances. If they are not, the Board should be informed. "We need to look at what information was sent to us and determine if it was true and if anything has been done that is misleading."

Mr. Wills said that this had been brought up at a previous meeting when they began receiving complaint. In looking at information that had been provided by the County Administrator with details of the structures, he expressed concern of structures being 25 to 35 feet taller. Mr. Moore brought it to Mr. Wills' attention that the average for 2012 was 133 feet; the new proposal is 142 feet. The actual existing structure was 108 feet. Mr. Wills said that when you see numbers in a proposal, he did not know how it was justified going 30 to 40 feet taller than what was indicated. He agreed with Mr. Pyles' concern of E&S. "One of the things that Chet told us here was, 'We will comply with the County's E&S Ordinances'—not the State's—the County's—'We need to hold their feet to the fire on this thing here and remind them of their statements on the pipeline and tell them we expect the same thing out of them when it comes to the towers.' He said that the inspectors are out every day and if they spot something, it needs immediate attention. "This is something we do not allow our own contractors to get by with, so why should we allow the contractors for Dominion get by with it? I'm very disappointed of this whole process and I do think we've been deceived, somewhat. Maybe, they can come back and justify those heights."

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DOMINION – TRANSMISSION LINE REBUILD PROJECT (cont'd)

Mr. Moore, in reference to the SCC document, each tower was listed with the proposed heights for 2012; the current proposed heights were also indicated. He questioned the 30-foot difference and questioned what was proposed 40 years ago and how they determined the difference. Mr. Wills said that he would be interested in what was presented to SCC at the very beginning.

Dr. Pattie said they were notified of this information and questioned if the Board was deceived in that process.

Ms. Bragg agreed that County staff needed to view the property and assure compliance.

Timmy Fitzgerald, Community Development Director, in regards to E&S, said that he had no issue of staff viewing the property for assurance of compliance with the County Code. Based on this project, he felt that a DEQ Inspector should also view the property.

Chairman Shull agreed that DEQ needed to be involved. He felt that County contractors are under scrutiny of E&S and stated that the same rules should apply to everyone. He felt it would be difficult to have Dominion replace the towers since they have all be installed.

Mr. Moore asked if they could request Dominion to provide information as to how the current figures were compared to the original figures so that the Board could have an accurate picture.

The Board instructed Mr. Coffield to request this information from Dominion.

Chairman Shull thanked the public for expressing their concerns. "Augusta County is our home—a place we live—a place we love—and a place we would like to stay. We have to take care of it."

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A five-minute recess was taken at 9:20 p.m.

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PARKS AND RECREATION – MATCHING GRANT – FORT DEFIANCE SPORTSMAN CLUB

The Board considered (A) recommendation of Parks and Recreation Commission to award a grant in an amount not to exceed \$8,403 to the Fort Defiance Sportsman's Club for a "Softball/Baseball Outfield Restoration Project"; and (B) approval of grant agreement.

|                  |                                  |                |                |
|------------------|----------------------------------|----------------|----------------|
| Funding Sources: | Beverly Manor Recreation Account | #80000-8021-53 | \$2,801        |
|                  | Middle River Recreation Account  | #80000-8022-48 | \$2,801        |
|                  | North River Recreation Account   | #80000-8023-40 | <u>\$2,801</u> |
|                  |                                  |                | \$8,403        |

Andy Wells, Parks and Recreation Director, introduced Sally Williams, Chairman for the Parks and Recreation Commission.

Ms. Williams reported that the Parks and Recreation Commission reviewed a grant request from the Fort Defiance Sportsman's Club for a "Softball/Baseball Outfield Restoration Project" on April 29<sup>th</sup>. This project includes the conversion of Bermuda grass; installation of security fences; and an enhancement of the existing scoreboards



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PARKS AND RECREATION – MATCHING GRANT – FORT DEFIANCE SPORTSMAN CLUB (cont'd)

and signage. The project total is \$33,403. The Sportsman's Club has committed to \$25,000. The Commission supports this request.

Larry Landes, Principal of Fort Defiance High School, thanked the Board for its support of the projects at Fort Defiance High School. He noted that Gary Blosser donated \$25,000 toward this project. He realized that they could not pursue a grant through this program when the project started because they had already been awarded a grant for the "New Wigwam Construction". He apologized for starting the project before grant approval but did not want to turn away a \$25,000 private gift. Mark Mace, Athletic Director, explained the purpose of planting Bermuda grass. "With a multi-sport complex, it is used constantly throughout the school year. Bermuda is a safer surface for our children."

Dr. Pattie moved, seconded by Mr. Wills, that the Board approve request.

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

Nays: None

Motion carried.

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VDOT REVENUE SHARING

The Board considered "reallocation" of Revenue Sharing funding from previously completed projects to Route 830, Stonewall Lane, in the Middle River District. Project in current Six-Year Plan.

Funding Source: Middle River Infrastructure Account #80000-8012-82 \$31,146

Timmy Fitzgerald, Community Development Director, informed the Board that this request is for reallocation of funds for Revenue Sharing which are funds that were previously allocated on some Revenue Sharing projects within the Six-Year Plan. Since then, those projects have been completed and there were some funds left over that needed to be reallocated or "deallocated" back to Richmond. VDOT came back to the County suggesting reallocating \$31,146 to another Revenue Sharing project with the caveat of being under construction by July 1<sup>st</sup> of this year. There was one project in the Six-Year Plan that met that requirement – Route 830 (Stonewall Lane). Staff has recommended that funding be allocated from the Middle River Infrastructure Account of \$31,146 which would be matched by Revenue Sharing funding for an additional \$31,146 from VDOT to have the project fully funded.

Mr. Wills moved, seconded by Dr. Pattie, that the Board approve request.

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

Nays: None

Motion carried.

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WAIVERS/VARIANCES

The Board considered Towns on Imperial Connectivity Waiver Request (Wayne District).

Mr. Fitzgerald advised that Countryside has asked that this waiver be deferred to a later date.

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CONSENT AGENDA

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

MINUTES

Approved minutes of the following meetings:

- Budget Hearing Meeting, Wednesday, April 15, 2015
- Staff Briefing Meeting, Monday, April 20, 2015
- Regular Meeting, Wednesday, April 22, 2015

CLAIMS

Approved claims paid since April 8, 2015

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

Nays: None

Motion carried.

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MATTERS TO BE PRESENTED BY THE BOARD

The Board discussed the following issues:

Mr. Pyles: Attorney General opinion re: Localities having the right to band fracking. Asked that the Ordinance Review Committee review. Possibly use Rockingham as a model?

Because of their being a vacancy on the Committee, Chairman Shull offered to fill that vacant position. It was the consensus of the Board to fill that position with Chairman Shull.

Ms. Bragg:

1. Storage Units – asked that the Ordinance Review Committee review Special Use Permits being required.
2. Highland County – invited to speak with Tim Kaine regarding comments/concerns on the pipeline – meeting May 28<sup>th</sup>. There will be one representative from each county attending.

Mr. Wills: Attended VACo meeting – Agriculture Environmental Committee – next meeting will be August 14<sup>th</sup>. Meeting he attended was quite informative – speakers from various departments in the environmental aspect of government along with a presentation on catch, neuter and release on feral cats, etc. Stormwater was also discussed. He noted that the nitrogen credits that the County is selling through the Service Authority – the County can do some “in-house trading” within the locality on Stormwater Management for nitrogen and phosphorous. There are meetings on a monthly basis for changes to the Stormwater Ordinance that will come about in the next session of the General Assembly. Mr. Pyles asked if elk management was discussed.

Mr. Wills said that was not discussed. He mentioned to Mr. Fitzgerald that there is a county in Eastern Virginia that enacted a fracking ordinance within the last three months. Dr. Pattie asked what the legal costs would be if the County was sued. Mr. Wills explained that the ordinance would not deny the right to frack; it would set restrictions that would not be

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

profitable for fracking and then the ordinance would have to be challenged. Mr. Pyles said that you could be sued for anything; however, the Attorney General's opinion is what would change it.

Mr. Moore:

1. Ordinance Committee had been on hold because of the vacancy; a date will be scheduled to discuss several items slated.
2. Bill Holtzman's property on the corner of Lifecore and Route 250 opened yesterday. "Revenue producer for our project!"

Chairman Shull: Animal Market Show - Appreciated the participation of the Buyers and Business representatives.

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MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following:

1. AARP – Thank you for the use of the Government Center – processed 530 Federal and 530 State returns assisting 830 people.
2. Clerk's Office Transition – met to discuss staffing proposals – vacant deputy position would allow funding for two new lower positions.
3. Ladd rezoning – proffer signed associated with the development proposed by Waynesboro Marketplace, LLC – road improvement in the amount of \$600,000
4. Secretary of Health & Human Services - Mini-Summit – May 20<sup>th</sup>, 8:00 a.m. – 5:00 p.m. – possibility of Governor attending
5. Shenandoah Valley Social Services Director (8.5 years of service) – resignation, effective July 31<sup>st</sup>.
6. Sheriff's Accreditation – 3<sup>rd</sup> re-accreditation – Finance Director attended
7. VACo Legislative Summary – available for review. Code changes may be required.
8. Shared Services met today – information distributed to Board.
9. Economic Development – Tim Montgomery, Plant Manager of Ball, stated that noise reduction units on its roof-top fans have been installed, which has significantly reduced noise in the area surrounding the plant.
10. Environmental Specialist Recycling report – 25% mandated recycling rate based upon the criteria established in 2006. Calculated recycling rate for CY2014 will be reported as 40.6%.
11. Animal Control Report – nightly calls received – mentioned some humorous calls.

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CLOSED SESSION

On motion of Ms. Bragg, seconded by Mr. Pyles, 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) Beverley Manor Vacancy

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CLOSED SESSION (cont'd)

**(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) Greenville Sewer

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On motion of Ms. Bragg, seconded by Mr. Moore, the Board came out of Closed Session and adjourned subject to the call of the Chairman.

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

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, Bragg, Pyles and Shull  
NAY: None

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

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BLUE RIDGE COMMUNITY COLLEGE BOARD – REAPPOINTMENT

Ms. Bragg moved, seconded by Mr. Pyles, that the Board reappoint Lynn M. Diveley to serve another 4-year term on the Blue Ridge Community College Board, effective July 1, 2015, to expire June 30, 2019.

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

Nays: None

Motion carried.

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CENTRAL SHENANDOAH PLANNING DISTRICT COMMISSION – REAPPOINTMENT

Ms. Bragg moved, seconded by Mr. Moore, that the Board reappoint Marshall W. Pattie to serve another 3-year term on the Central Shenandoah Planning District Commission, effective July 1, 2015, to expire June 30, 2018.

Vote was as follows: Yeas: Shull, Wills, Moore, Bragg and Pyles

Nays: None

Abstained: Pattie

Motion carried.

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ADJOURNMENT

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

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

Nays: None

Motion carried.

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Chairman

\_\_\_\_\_  
County Administrator