

Staff Briefing Meeting, Tuesday, February 21, 2017, 1:30 p.m., Government Center, Verona, VA.

PRESENT: Tracy C. Pyles, Jr., Chairman
Terry Lee Kelley, Jr., Vice-Chairman
Gerald W. Garber
Carolyn S. Bragg
Michael L. Shull
Wendell L. Coleman
Marshall Pattie (Arrived at 4:00 p.m.)
Timothy K. Fitzgerald, County Administrator
John Wilkinson, Director of Community Development
Leslie Tate, Planner
Jennifer M. Whetzel, Deputy County Administrator
James R. Benkahla, County Attorney

VIRGINIA: At an adjourned meeting of the Augusta County Board of Supervisors held on Tuesday, February 21, 2017, at 1:30 p.m., at the Government Center, Verona, Virginia, and in the 241th year of the Commonwealth....

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VDOT ROADS

The Board discussed the VDOT status report of February 21, 2017.

The Board accepted the report as information.

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ECONOMIC DEVELOPMENT

The Board discussed the Economic Development monthly report of February 21, 2017.

The Board accepted the monthly report as information.

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FIRE AND RESCUE

The Board discussed the Fire and Rescue monthly report of February, 2017.

The Board accepted the monthly report as information.

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LIBRARY ANNUAL REPORT

The Board received a presentation by staff on the Library Annual Report.

The Board accepted the report as information.

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RECYCLING ANNUAL REPORT

The Board received a presentation by staff on the Recycling Annual Report.

The Board accepted the report as information.

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February 21, 2017, at 1:30 p.m.

BUILDING INSPECTIONS ANNUAL REPORT

The Board received a presentation by staff on the Building Inspections Annual Report.

The Board accepted the report as information.

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BOARD OF ZONING APPEALS ANNUAL REPORT

The Board received a presentation by staff on the Board of Zoning Appeals Annual Report.

The Board accepted the monthly report as information.

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PLANNING COMMISSION ANNUAL REPORT

The Board received a presentation by staff on the Planning Commission Annual Report.

The Board accepted the report as information.

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BOY SCOUTS OF AMERICA-TIRE DISPOSAL

The Board discussed funding of tire removal/disposal from Camp Shenandoah, not to exceed \$1,200.00.

Funding Source: Pastures Infrastructure 80000-8014-96 \$1,200.00

The Board authorized placing on the February 22, 2017 regular agenda.

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PIPELINE

The Board discussed the FERC draft letter concerning the Draft Environmental Impact Statement.

The Board recommended some changes and authorized holding for a later meeting date.

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ACSA WATERLINE PROJECT REQUEST

The Board discussed a funding request from the ACSA.

The Board decided they would not be able to fund at this time. ACSA should proceed with Project A.

PLANNING COMMISSION/PUBLIC HEARINGS

1. FRACKING ORDINANCE

The Board discussed an ordinance to amend Sections 25-4, 25-74, 25-384, and 25-385 of the Augusta County Code to prohibit the extraction of oil and natural gas, specifically by means of enhanced recovery and/or hydraulic fracturing in Augusta County and to amend the special use permit conditions for extraction of materials in general Agriculture and Industrial districts.

CODE AMENDMENT

The Board discussed an ordinance to amend Sections 25-605 and 25-604 of Division I, Article LX Rezoning and other Amendments of the Augusta County Code.

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PLANNING COMMISSION/PUBLIC HEARINGS (CONT'D)

2. CHICKEN ORDINANCE

The Board discussed an ordinance to amend Sections 25-4, 25-123, 25-133, and 25-134 of the Augusta County Code to provide for the keeping of chickens in rural residential and single family residential districts under certain circumstances and to clarify the requirements associated with allowing farms and limited agriculture by special use permit in single family residential districts.

The Board authorized placing on the February 22, 2017, regular meeting agenda.

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WAIVERS/ VARIANCES – NONE

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MATTERS TO BE PRESENTED BY THE BOARD

The Board discussed the following:

Ms. Bragg stated that the Stuarts Draft Town Hall meeting went well.

Mr. Pyles commented on the Virginia Outdoor Foundation Hearing that he attended in Richmond.

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MATTERS TO BE PRESENTED BY STAFF

Staff discussed the following:

- 1) Route 608/Lifecore Drive update.
- 2) Town Hall meeting at Stuarts Draft.
- 3) Centerview Drive Economic Development Access approval.

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CLOSED SESSION

On motion of Mr. Kelley, seconded by Mr. Shull, the Board went into closed session pursuant to:

- (1) **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) Mill Place Commerce place
 - b) Ladd Elementary
 - c) Buffalo Gap Property

- (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) Proposed Office space, flex space, storage facilities, manufacturing facilities, utility and mixed use development.

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CLOSED SESSION (CONT'D)

(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) Mill Place Commerce Park
- b) Ladd Elementary

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On motion of Mr. Shull, seconded by Mr. Coleman, the Board came out of Closed Session.

Vote was as follows: Yeas: Bragg, Kelley, Garber, Wendell, Shull, Pattie and Pyles

Nays: None

Motion carried.

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The Chairman advised that each member is required to certify that to the best of their knowledge during the closed session only the following was discussed:

- 1. Public business matters lawfully exempted from statutory open meeting requirements, and
- 2. Only such public business matters identified in the motion to convene the executive session.

The Chairman asked if there is any Board member who cannot so certify.

Hearing none, the Chairman called upon the County Administrator/ Clerk of the Board to call the roll noting members of the Board who approve the certification shall answer AYE and those who cannot shall answer NAY.

Roll Call Vote was as follows:

AYE: Pyles, Kelley, Coleman, Bragg, Garber, Shull and Pattie
NAY: None

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

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