

October 10, 2017

Virginia:

AT A REGULAR MEETING of the Nelson County Board of Supervisors at 2:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston Virginia.

Present: Allen M. Hale, East District Supervisor
Constance Brennan, Central District Supervisor
Thomas H. Bruguere, Jr. West District Supervisor – Vice Chair
Larry D. Saunders, South District Supervisor
Thomas D. Harvey, North District Supervisor – Chair
Stephen A. Carter, County Administrator
Candice W. McGarry, Administrative Assistant/Deputy Clerk
Debra K. McCann, Director of Finance and Human Resources
Phillip D. Payne, IV, County Attorney

Absent: None

I. Call to Order

Mr. Harvey called the meeting to order at 2:04 PM, with all Supervisors present to establish a quorum.

- A. **Moment of Silence** – A moment of silence was observed
- B. **Pledge of Allegiance** – Ms. Brennan led the Pledge of Allegiance

II. Consent Agenda

Ms. Brennan requested to read Resolution **R2017-52**, October is Domestic Violence Awareness Month, Mr. Harvey indicated she could proceed, and the resolution was read aloud.

Mr. Hale then moved to approve the Consent Agenda and Mr. Bruguere seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion and the following resolutions were adopted. Mr. Harvey then noted that the Board's November meeting would be held on Thursday, November 16th instead of Tuesday, November 14th.

- A. Resolution – **R2017-50** Minutes for Approval

RESOLUTION R2017-50
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(September 12, 2017)

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RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meeting conducted on **September 12, 2017** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

B. Resolution – **R2017-51** FY18 Budget Amendment

**RESOLUTION R2017-51
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2017-2018 BUDGET
NELSON COUNTY, VA
October 10, 2017**

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2017-2018 Budget be hereby amended as follows:

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account</u>	<u>Expenditure Account</u>
\$11,650.00	3-100-003303-0008	4-100-031020-3034

II. Transfer of Funds (General Fund)

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$4,000.00	4-100-999000-9901	4-100-091030-5645

C. Resolution – **R2017-52** October is Domestic Violence Awareness Month

**RESOLUTION R2017-52
NELSON COUNTY BOARD OF SUPERVISORS
OCTOBER IS DOMESTIC VIOLENCE AWARENESS MONTH**

WHEREAS, the problems of domestic violence are not confined to any group or groups of people but cross all economic, racial and societal barriers, and are supported by societal indifference; and

WHEREAS, the crime of domestic violence violates an individual’s privacy, dignity, security, and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse, with the impact of this crime being wide-ranging; and

WHEREAS, no one person, organization, agency or community can eliminate domestic violence on their own—we must work together to educate our entire population about what can be done to prevent such violence, support victims/survivors and their families, and increase support for agencies providing services to those community members; and

WHEREAS, the Shelter for Help in Emergency and the Nelson County Domestic Violence Task Force have led the way in the County of Nelson in addressing domestic violence

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by providing services to victims/survivors and their families, offering support and information, and empowering survivors to chart their own course for healing; and

WHEREAS, the Shelter for Help in Emergency commemorates its 38^h year of providing unparalleled services to women, children and men who have been victimized by domestic violence, and

WHEREAS, the Nelson County Domestic Violence Task Force currently provides victim advocates and a support group for those seeking relief from domestic violence in Nelson County;

NOW THEREFORE, BE IT RESOLVED, in recognition of the important work being done by the Shelter for Help in Emergency and the Nelson County Domestic Violence Task Force, the Nelson County Board of Supervisors do hereby proclaim the month of October 2017 as DOMESTIC VIOLENCE AWARENESS MONTH, and urge all citizens to actively participate in the scheduled activities and programs sponsored by these organizations, and to work toward the elimination of personal and institutional violence against women, children and men.

D. Resolution – **R2017-53** Change in November Regular BOS Meeting Date

**RESOLUTION R2017-53
NELSON COUNTY BOARD OF SUPERVISORS
RESCHEDULING OF NOVEMBER 2017 REGULAR MEETING**

WHEREAS, the Nelson County Board of Supervisors hereby establishes that an alternate date for the Board's regular monthly meeting on **November 14, 2017** is necessary due to the attendance of some members of said governing body at the annual conference of the Virginia Association of Counties through November 14, 2017;

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors pursuant to §15.2-1416 (Regular meetings) of the Code of Virginia that the regular meeting of the Board on **Tuesday, November 14, 2017** be and hereby is rescheduled to **Thursday, November 16, 2017**.

III. Public Comments and Presentations

A. Public Comments

1. Joanne Absher, Gladstone

Ms. Absher noted she was there to request that the Board endorse a T21 grant application for the Gladstone Depot building. She noted that they were under a time constraint and that Senator Deeds had contacted the CSX lobbyist for a timeline of moving the building. She noted that CSX wanted to see substantial progress in 9-12 months. She advised that the Friends of Gladstone Depot had received their non-profit status as of September and had held fundraisers; however,

they needed the grant. She then noted that applications were only taken every two years and they did not want to detract from the Blue Ridge Tunnel project; however, she thought they should apply for the Depot and if they said no; so be it. She added that not applying for the Depot would be a disservice to the Gladstone Community and if they did not apply; she questioned the impression that would give CSX. She noted that they needed assistance in saving the building and it was their duty to preserve and restore historic sites. She then asked if the Board did not endorse the T21 grant this year; if they would be willing to write a letter of intent to apply for the 2019 grant cycle.

2. Helen Cauthen, Central Virginia Partnership for Economic Development

Ms. Cauthen thanked the Board of their service noting she appreciated Ms. Brennan's and other's service on the Piedmont Workforce Network Board. Ms. Cauthen then noted that Mr. Carter was a member of the Go Virginia Region Nine Council and she briefly reviewed a flyer that provided information on soliciting projects for Go Virginia grants. Ms. Cauthen then noted the ten localities in the Region Nine Go Virginia Region as: Fauquier, Rappahannock, Culpeper, Madison, Orange, Greene, Louisa, Fluvanna, Albemarle, Nelson, and Charlottesville City. She then added that the Growth & Diversification Plan in its entirety was provided on the website. She noted that qualifying projects must: lead to creation of higher paying jobs, address opportunities and priorities outlined in the Growth & Diversification Plan, involve two or more localities, and provide matching funds of at least \$50,000 for projects up to \$250,000; 20% for projects >\$250,000; match can be partially waived if participating localities represent more than half of the region's population. She advised that the criteria incentivized localities to work together on economic development. She then advised that eligible project categories were: Talent Development, Innovation/Entrepreneurship, Growing Existing Business, and Sites. Additionally, she added that target industries were: Information Technology, Food & Beverage Manufacturing, Financial & Business Services, Light Manufacturing, and Biotechnology. Ms. Cauthen noted that the website also provided the application and scoring guidelines and she noted that they were also accepting pre-applications.

3. Joey Mawyer, Nellysford

Mr. Mawyer reported that VDOT had checked the Spruce Creek Lane and 151 intersection and found it to be below the minimum of today's standards. He noted that VDOT had asked him to come ask for a project on the intersection. He noted that the view from that intersection was only 312 feet looking south and newer cars were faster and that only allowed for 2.5 seconds reaction time. He added that there was more traffic on Route 151 and there were larger and faster cars and trucks on the road. He added that there were also more loaded dump trucks that could not stop in time at the intersection. Mr. Mawyer noted that there were also more people driving buzzed or drunk. He related that the previous Friday he passed many cars coming from a Devil's Backbone event that kept their high beams on. He added that those events were inviting more and more traffic.

In conclusion, Mr. Mawyer noted that they needed to grade back the bank there at least ten feet, if not more and he had almost been hit himself there by a loaded dump truck. He then asked the Board to contact Mr. Brown of VDOT.

4. Maria Pope, Roseland

Ms. Pope addressed the Board concerning the potential for paving Carter Hill Road in Roseland. She noted that they had Cub Creek road surface treated and Carter Hill Road had been overlooked except for fifty feet. She noted that they needed paving done up to 0.7 miles past Mount Pleasant Baptist church. She related that it was a very dusty road there and was worse without rain. She noted that water ran towards her house because the road ditches were not maintained. She advised that she had called VDOT about the dust and grading etc. and noted that Persimmon Hill Road and Parrish Lane had been paved. She noted she would be back on November 16th with more information.

Mr. Harvey then advised Ms. Pope that the Board would be working on the Secondary Six Year Plan in March and would consider Carter Hill Road for inclusion then. He then advised the public speakers with road issues to remain at the meeting to hear the VDOT report.

B. VDOT Report

Mr. Austin of VDOT began by addressing the issues raised under public comments.

Mr. Austin reported that VDOT had looked at the Spruce Creek and Route 151 intersection in the last two weeks, had done some measurements, and were looking at cutting the slope back; which would provide for several hundred more feet of sight distance. He added that work could be done with project money requested by the Board. He added that other intersection improvements could be a Smart Scale submittal next year; however in the meantime, they would look at cutting back the slope to gain sight distance.

Mr. Harvey noted that intersection was part of the Route 151 study. Mr. Austin advised it would have to be funded through a competitive process since it was not eligible for safety funds because there had not been enough actual accidents there. Mr. Austin advised that he was going to try some flashing signs there that would warn people of the upcoming intersection. Mr. Harvey suggested that reducing the speed limit there would help a great deal. It was noted that people came out into the southbound lane until they could safely get back over.

Mr. Austin then noted that Carter Hill Road was not on the current rural rustic paving list; however next spring the Board would determine its priorities and could look at putting that on the list. He added that he would check on the dust and drainage issues; noting he would get Ms. Pope's name and phone number after his report.

Mr. Austin then reported the following:

1. Work was complete on Drumheller Bridge and had been posted back to 11 tons that day.
2. Cub Creek and Cedar Creek rural rustic work had been done and they were working on Wright's lane.
3. The Lovington sidewalk project was almost done and the roadway there would be repaved next year.

Supervisors then reported the following road issues:

Ms. Brennan and Mr. Saunders had no issues to report.

Mr. Bruguere:

Mr. Bruguere noted a good job had been done on Cub Creek Road; however, there were no cut outs for driveways there and he thought that would cause the tar and gravel to get eaten into. Mr. Austin advised that installation of driveway cutouts was not a normal practice on surface treated roads, whereas if it were plant mix, it may be done. Mr. Harvey agreed that when using plant mix, a lip was created and should be tied in. Mr. Bruguere noted that extra stone had been put there and he thought the new road would be deteriorated; otherwise he thought it looked great.

Mr. Bruguere then noted that in regards to Carter Hill Rd., one of the landowners agreed to move their fence back so VDOT could surface treat it and it was never done. He noted that the landowner, Mr. Hill, pointed that out to him. He noted that the average daily traffic count was not quite 50; however, there was a church there and there were no ditches there to drain it. He added that it needed more maintenance and was supposed to be surface treated when VDOT made the deal with Billy Hill. Mr. Austin advised that he would verify the traffic counts and noted that they could get new counts if they were old. He added that if it were maintenance related, they could do something but they could not drag the road when it was dry and it needed some moisture in it. He noted that they may have some calcium to do some dust maintenance. Mr. Bruguere noted that Embly's Gap Rd was another one that was very dusty.

Mr. Hale:

Mr. Hale asked if VDOT was studying a bridge replacement at Drumheller Lane and Mr. Austin advised just repairs. He noted that they had replaced a couple of beams and decking and brought it back up to 11 Ton capacity. He added that it may need replacing in a few years.

Mr. Harvey:

Mr. Harvey commented that the safety projects on Route 151 were complete and done well. He added that he was still opposed to a roundabout at the intersection of Route 151 and Route 250.

Mr. Austin then reported that the Saunders traffic study was on the Engineer's desk; the data was in and he just had to analyze it.

C. Presentation – Unity in Community (D. Green)

Ms. Dee Green addressed the Board and noted that she was President and founder of Unity in Community. She noted UIC was a faith based organization founded in 2007 and their mission was to help low income Nelson residents.

She then noted that they had the following six (6) programs:

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1. Financial Assistance Program: provides basic necessities such as fuel, rent, medical copays, and mortgage payments etc. She noted there was an application process and the Executive Board made decisions on these in 1-2 days.

2. Adult Dental Assistance Program: provides assistance to Nelson adults for cleaning, fillings, extractions, and dentures. She noted that they partnered with the BRMC dental office and Affordable Dentures offices in Lynchburg, Bedford, and Charlottesville. She added that they also provided transportation to dental visits.

3. Free Clothes Closet: Is located at Oak Hill Baptist Church in Massies Mill and is open on the third Saturday of the month from 8am-12 and by appointment to provide free gently used clothing for men, women, and children.

4. Community Ecumenical Luncheons: Luncheons are held on the third Wednesday of every month at different churches and attendees enjoy each other's company. She added that they sometimes had public speakers.

5. Visitation Program: Members visit with sick, shut in seniors some being disabled and some just wanting companionship. She noted this program was by referral and benefitted them and those visited. Ms. Green noted that they visited Horizon House in Lovingston, the ARC House, and Meridian House. She noted that those had physically challenged residents that looked forward to their visits.

6. Volunteer Program: Members are from 35 to 40 churches and help with other community programs such as the Nelson County Kid Pack Program, Roseland Rescue Squad, the Nelson County Toy Lift, Adopt a Highway, and Nelson food pantries. She added that they were very active with other service agencies in the County such as: JABA, MACAA, the Sheriff's Department, and Social Services. She advised that they met Quarterly to discuss needs in the County and so that services were not duplicated. She noted that there were many needs met by them all and it was important to avoid duplication of efforts.

Ms. Green then noted that in terms of funding, they received grants, were active in fundraising, and also got personal donations. She noted that the need was always there and that they were good stewards of the funds entrusted to them. Ms. Green then stated she was also asking the Board to consider them for funding if available and she thanked the Board for the opportunity to present.

D. Presentation - Introduction of New BRMC CEO, Randy Pirtle

Ms. Peggy Whitehead, retiring BRMC CEO introduced Randy Pirtle, the incoming BRMC CEO. She thanked the Board for the solid support over the years during her tenure. She added that the School Nursing program and the Dental program had come a long way through the CDBG funding gotten by the Board.

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Ms. Whitehead then noted that two years ago she announced she would retire October 12, 2017 on her birthday. Subsequently, they began a succession plan and a search, which was nationwide and they had 187 applicants for the position.

She then noted she was pleased to introduce Randy Pirtle who came to them with a lot of experience with rural community health centers. She noted he was also involved in hospital administration in Florida and would be able to take them on their next steps.

Mr. Pirtle then addressed the Board and noted he was pleased to be in the County, thanked Ms. Whitehead for her kindness, and noted he was very impressed with BRMC. He added that he would be following a giant in her accomplishments and was looking forward to working with the Board and administration and to leading the effort at BRMC.

IV. New Business/ Unfinished Business

A. DEQ MOA for Erosion & Sediment Control Inspections of ACP

Mr. Carter noted that this matter had been deferred from September so it was back on the Board's agenda for consideration. He added that according to his summary memo, the MOA was more of a courtesy offering and brought the County no real authority. He noted that it would be discretionary as to when County Staff would go monitor erosion and sediment control since the Building Inspections staff was not certified in stormwater management.

He then asked the Board if they wanted to reconsider it or let it go.

Mr. Bruguire offered that since staff was not certified to do the inspections, it was a waste of time; however if they had time and wanted to go out and see if they were in compliance, they were welcomed to do so. He added he did not see the harm in them doing that. Mr. Carter advised that County staff was certified in Erosion and Sediment Control but not in Stormwater.

Ms. Brennan noted that FERC had not made a statement and there was no project yet; therefore she did not think it was appropriate to consider it at the present time. She added that perhaps if the certificate were issued. Mr. Carter advised that there was no time limit for signing; however it was limited for comments and there was no construction permit granted yet.

Mr. Harvey asked how many others had accepted the MOA and Mr. Carter noted he would have to check to see what others had done and the Board agreed by consensus to hold the matter for future consideration and for staff to find out what action others had taken.

V. Reports, Appointments, Directives, and Correspondence

A. Reports

1. County Administrator's Report

1. Courthouse Project Phase II: The project is nearing completion but there is currently disagreement on the project's substantial completion date, which provides for overall project completion. Jamerson-Lewis has informally submitted September 1 as the date of substantial completion. County staff responded to state that the County did not concur and advised that J-L

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should complete all outstanding project elements and then request substantial completion in accordance with the project's contract documents.

Mr. Carter reported that staff was meeting that week to discuss the status of the project and to confer with Jim Vernon. He added that the contract stipulated that the County decides when the project is substantially complete, not the Contractor. He noted that once that date was in place, the Architect and the County developed a punch list for the Contractor to address and then moved towards final completion.

Ms. Brennan asked if there was much more unfinished and Mr. Carter advised that there were some painting and door issues with Simplex Grinnell that had just come up and the work included the electrical subcontractor. He reiterated that this could be set aside from the Jamerson Lewis work; however, he did not agree with a September 1 substantial completion date.

2. BR Tunnel Project: The project (Phase 2 – Tunnel Rehabilitation) is being advertised for receipt of bids on 10-8. Bid proposals will be received at 2 p.m. on 11-9.

Mr. Carter added that a non-mandatory pre-bid meeting would also be held in the next couple of weeks.

3. Broadband: The network's outside plant contractor, CCTS, is currently working to complete 165 network installations. County staff have requested completion schedule but CCTS has not, to date, provided one. The network operator, Wide Open Networks, is continuing the process of reconciling network billings, but has begun to issue network invoices and deposit network remittances.

4. Region 2000 Service(s) Authority & Solid Waste/Recycling: The Authority deferred on 9-27 decisions on a proposed Property Value Protection Plan (which would compensate residential property owners in Campbell County for home sales that are less than current assessed values) and on the distribution of excess revenues to Campbell County and Lynchburg City. These subjects will be considered at the Authority's ensuing meeting in November. Operationally, the regional Authority is transitioning into a newly constructed landfill cell.

5. Atlantic Coast Pipeline Project: A meeting was held in the Count Courthouse on 10-5 with representatives of the ACP Project, Nelson County (Ms. Brennan and Mr. Hale attending), the South Rockfish Valley Historic District, the Nelson County Historical Society and the VA Department of Historic Resources to discuss the project's Section 106 (historic resources) status in Nelson County. This was an initial meeting regarding DHR identified adverse impacts the ACP Project would have on the SRVHD and the (proposed) Warminster Historic District. The ACP will likely or possibly have mitigation requirements (to be identified and approved) to address the project's adverse impacts on identified historical areas.

Mr. Carter reiterated that a preliminary meeting was held to discuss mitigation of the ACP's effects on historic resources. He noted that there was more work to come to address historic resources in the project area.

6. 2018 General Reassessment: Wampler-Eanes will send assessment notices to property owners on 11-10 and conduct its assessor hearings into early December. Ensuing steps include, certifying the General Reassessment to the County by 12-31, appointment of a Board of Equalization and re-setting the real estate tax rate as an outcome of the Gen. Reassessment.

Mr. Carter noted that he had provided the Board a copy of the draft notice to property owners and that Wampler Eanes may give a final number after those hearings.

Mr. Hale noted he would like to know their results beforehand, with the understanding that they did not expect dramatic changes. Mr. Carter noted that they had indicated a 1-1.5% reduction overall; with his understanding being that Wintergreen would come down 3% and the rest of the county would increase by about 7%. He added that this was as of a month ago and the net difference was about .5% to 1% just before the Board's September meeting.

Ms. Brennan noted that this was the same situation as last time, whereas the more expensive properties would pay less and other areas would pay more.

Mr. Carter then reiterated that he doubted that the Assessors' hearings would change the total valuation and he advised he could email out the copy of the draft notice as well.

7. EMS and Fire Study: The confirmed schedule with the Department of Fire Program's team is October 11-13 during which the project team will meet with County staff, with representatives of each of the County's Fire and EMS agencies and visit/tour inclusive agency's location as a part of the team's overall assessment.

Mr. Carter advised that the study would start Thursday morning. He added that the team was amenable to having a continued meeting from that day to Friday at lunch time since he had not realized that the community forum for election candidates conflicted with the public information forum for the EMS study. He reiterated that they could continue the meeting until Friday at lunch time; since the schedule called for them to break for lunch at 12:25 at the Courthouse.

Ms. Brennan stated that the public information forum was very short notice and it was just put up on the County's webpage. She then asked if the Friday meeting would be a public town hall meeting. Mr. Carter advised that they would comply with FOIA requirements and would put a meeting notice on the website and that was the best that could be done. Mr. Harvey stated that as the Emergency Services Director, he should have been more involved and he was upset that it was being called a town hall meeting. Mr. Carter advised that was what they called it. Mr. Harvey noted he thought it was a rushed thing and questioned how they were going to check out equipment and why they were going to Stoney Creek Station II and not Station I. Mr. Carter noted that they were not going to station I, they had an extra meeting with Wintergreen and they were okay with meeting at Station II. Mr. Carter advised that the study was a three day process and that was how they did it. Mr. Harvey noted that the study was a sensitive thing and they needed the buy in of the volunteers. He added that he would be at the 9 am meeting on October 12th.

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Ms. Brennan then asked how the team would get to Pine River by 1:15 if they met with them at 12:25. Mr. Carter advised that the schedule would be extended and he noted that the town hall meeting was the team's and not the Boards.

Mr. Hale then supposed that nobody would be in attendance of the town hall meeting. Mr. Harvey commented that due to the schedule, some would not have the benefit of the town hall meeting. Mr. Carter then advised that Russell Gibson had notified the EMS Council at their last meeting of the study and he had sent them a team study schedule.

Ms. Brennan asked if the town hall meeting could be rescheduled and Mr. Carter advised that his understanding was that the study was conducted over three days and there was a quick turnaround. He added that the study was being conducted by a professional team. Mr. Harvey commented that the County had eleven agencies and three days did not seem to be enough time.

Mr. Bruguere agreed that was what they did; however he also agreed that they would not have enough time to inspect equipment and then to hear comments from the public and agencies. He added that it should take a whole week.

Mr. Carter advised that was the program that they established and the County was not incurring any expenses to have it done. Mr. Harvey then supposed the County would get what it paid for and Mr. Hale advised that the Faber chief was gone and he did not know who would meet them there.

Mr. Hale then suggested that the public forum be held once the study was complete and then it could be better advertised. Mr. Carter then advised that the Board was under no obligations associated with the study outcomes; he added that the team would make recommendations and the Board would decide to implement those or not.

Mr. Harvey commented that he thought it would be done haphazardly and would do more harm than good. Ms. Brennan asked if the team would come back when the report was completed and hold a town hall meeting. Mr. Bruguere agreed that the report should be presented in a public forum and should be open to all fire and rescue people.

Mr. Carter advised that the study was scheduled and was ready to go after being deferred from last spring. Ms. Brennan then stated she would like for them to come back after the study was done and have public comments.

Mr. Hale then questioned why the team was not staying in Nelson and Mr. Carter advised that the team was offered places in Nelson and that they could not dictate where they stayed; the County just provided them transportation. He added that the County was not paying for their hotel stay.

Ms. Brennan then moved that they complete the study and provide a written report; with the team to come back and have a town hall presentation in November or when the report was finished and Mr. Bruguere seconded the motion.

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Mr. Harvey noted that the Board could not tell them what to do; they could ask them to do that. Mr. Carter noted that their study coordinator was very accommodating and they would come back to report. Ms. Brennan indicated it was okay with her if only one person came back to present the study and it was noted the Coordinator's name was Mohamed Abbamin.

There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

8. Lovingson Health & Rehab Center: The property sale has been completed.

Mr. Carter confirmed that the payment for the Center had been wired to the County.

9. Go VA: Ms. Helen Cauthen, Executive Director of the Central VA Partnership for Economic Development, will provide the Board with a status on 10-10 (under Public Comments) on Region Nine (which includes Nelson County) moving towards formal project proposals to the State Go VA Council.

Mr. Carter noted that Nelson probably would not have an application since they would have to have one regional partner and he was not sure what would be done. He noted that there was funding of \$800,000 for Region 9 which was not a lot of money and the County would have to have a regional partner. He noted that the County could partner with someone outside of the region also and the partner did not have to be a contiguous locality.

2. Board Reports

Mr. Hale and Mr. Saunders had no reports.

Mr. Bruguieri:

Mr. Bruguieri noted that he attended the Planning Commission meeting and they were working on the Rockfish Valley Area Plan. He noted they were setting up Goals and Principles agreed upon and were also having a dinner meeting the following evening to work on it.

Mr. Saunders asked why the Planning Commission officers never changed and Mr. Bruguieri advised that they kept voting in the same people; however Ms. Shackelford planned to advise them that they needed to change the terms and have rotating officers. Mr. Hale agreed they should rotate; however voting the same people in had been a longtime practice of the Commission. Mr. Bruguieri then advised that the work session on the RVAP would be a continued meeting at 5:30 the next day with the goal being to revamp it and present it to the Board for its inclusion as an addendum to the Comprehensive Plan.

Ms. Brennan:

Ms. Brennan noted she attended a meeting held by Dominion on their Section 106 (historic properties) responsibilities related to the ACP. She noted they outlined what section 106 was, their responsibilities thereto, and the process to meet their requirements. She added that they had

significant requirements related to it and they said they would send the Board all of their information on it. She noted that they answered questions and reviewed both affected Historic Districts and the properties therein. She noted that they could not begin construction until they had met all of the Section 106 requirements and that if they got their FERC certificate, they would talk about mitigating adverse effects; however they would try not to affect those areas. Mr. Hale added that Bob Carter of the Historical Society gave a thorough presentation and noted that there were options to minimize and mitigate. He noted that Mr. Carter had made a request on the detail of the crossing of the James River that the Dominion person was going to send and Mr. Carter noted he would follow up and have them send a copy of the PowerPoint to be distributed to the Board if they would release it. Ms. Brennan then noted that the team was going to review an archaeological site after the meeting.

Ms. Brennan reported attendance of a JABA Board of Directors meeting where they completed Marta Keene’s evaluation and it was noted they were very happy with her performance. She then noted that JABA was making progress at Mountainside on their dementia care unit and that would be complete in a short time.

Ms. Brennan reported attendance of the CIT meeting that day and noted it was very full of information and the Sheriff and Russell Gibson were there. She noted that drug boxes continue to be discussed as needed for the collection of both legal and illegal drugs. She then commended the Sheriff for helping BRMC evaluate their facility for safety. She added that short CIT training was being offered to EMS personnel and they may offer a more extensive one for Firefighters.

Mr. Hale questioned if JABA was hiring a new Executive Director and Ms. Brennan noted they were not, that Marta Keene had been there for three years; however Region Ten was hiring one.

B. Appointments

Ms. McGarry reviewed the following:

<u>(1) New Vacancies/Expiring Seats & New Applicants :</u>					
<u>Board/Commission</u>	<u>Term Expiring</u>	<u>Term & Limit Y/N</u>	<u>Incumbent</u>	<u>Re-appointment</u>	<u>Applicant (Order of Pref.)</u>
JAUNT Board	9/30/2019	3 Years/ N	Sarah Holman	N- Resigned	None Received
Advertised in NC Times and Website					
Keep Nelson Beautiful Council	12/31/2017	2 Years/ Y (3)	N/A	N/A	Cindy Westley - N

Advertised in NC Times and Website - Deferred Until Have a West District Candidate					Elwood Waterfield - S
					Mary Cunningham - N
					Michele Regine - C
					Nancy Uvanitte - E
					Ronald Fandietti - E
					Susan McSwain - E
					Victoria Jenkins - N
					Anne Catherine Briddell – N Now C
Piedmont Workforce Network Council	6/30/2019	3 Years/ N	Mark Stapleton	N- Resigned	None Received
Advertised in NC Times and Website					
<u>(2) Existing Vacancies:</u>					
-					
<u>Board/Commission</u>	<u>Terms Expired</u>	<u>Term & Limit Y/N</u>	<u>Number of Vacancies</u>		
Board of Building Appeals	6/30/2016	4 Years/ No Limit	Shelby Bruguere	N	None

Mr. Harvey advised that KNB candidate Anne Catherine Briddell was now a central district resident and Ms. McGarry noted the change. No action was taken by the Board.

C. Correspondence

1. Nelson Middle School FFA Funding Request

Mr. Carter noted the request and Supervisors questioned whether or not the request was for \$2,000 or \$4,000 and whether or not it was for both the Middle School and High School teams. Staff advised that the letter was from the Nelson Middle School chapter and the request appeared

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to be for \$2,000. Mr. Bruguire noted that Farm Bureau had given \$1,000 to each the NMS and HS teams and that they travelled together. Ms. McCann confirmed it was a combined group.

Mr. Saunders then moved that the Board give \$2,000 and Mr. Hale seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

D. Directives

Mr. Harvey:

Mr. Harvey asked that the Board send something to the Planning Commission asking them to add wineries to M1 and M2 districts. He noted they both had breweries and distilleries and wineries were left out. He noted that Veritas Winery owned a building on Route 151 that was zoned heavy industrial and they wanted to be able to move their wine making down there because they were out of space at their current location. He noted he had meet with Phil Payne and Sandy Shackelford who advised that the Board could send the request to the Planning Commission and then they would have a certain number of days to act on it. Mr. Carter advised that he had spoken to Ms. Shackelford who had indicated that Mr. Harvey would bring up the issue; however nothing had been sent over by their office.

Mr. Harvey stated it would be amending the use in the M1 and M2 categories. He noted that there was not a big rush, they could discuss it and hold the public hearings. He added that Veritas was hoping to use the building by this time next year.

Ms. Brennan then moved to have the Planning Commission look at adding wineries to the M1 and M2 section where there were breweries and distilleries and Mr. Bruguire seconded the motion.

Mr. Harvey noted this would get the ball rolling and Ms. Shackelford would write it up correctly.

There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Ms. Brennan:

Ms. Brennan asked for an update on how the landscape treatment plan was going and Ms. McGarry, in Mr. Carter's absence, noted that Mr. Truslow was working on it; however she was unsure as to the overall status but staff would check.

Ms. Brennan then noted it would be nice if the County had a portable recording system that could be used for meetings such as the Dominion Section 106 meeting and Ms. McGarry advised that staff had been discussing that and would proceed with purchasing something appropriate.

Ms. Brennan asked if staff had looked at the steps coming up from Front Street and Mr. Hale noted he had approached the courthouse from that direction and had not seen any issues.

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Mr. Saunders:

Mr. Saunders noted having read where the School Board was hiring SOL coaches and he asked where that money was coming from. He questioned how they were hiring these, when at the beginning of the budget year there was not enough money for hiring an FFA teacher. He then questioned where the funds for that were coming from and why they were hiring them. Ms. Brennan supposed that was a question for the School Board. Mr. Harvey noted it was a double edged sword; noting they wanted the kids to excel and that may be a way to do it. Mr. Saunders noted he did not agree with it.

Mr. Harvey then commented that Campbell County was having trouble getting teachers and Mr. Saunders noted that Nelson was hiring experienced teachers and scores had still gone down for three years.

Mr. Carter then advised that Tye River Elementary was provisionally accredited and Ms. Brennan noted that the demographics there mattered. She added that was one reason she pushed to have the CHIP program in the county. Mr. Saunders noted that other counties were in the same situation and were meeting and passing accreditation standards.

Mr. Saunders:

Mr. Saunders asked the Board what could be done for Gladstone and he noted that he would like to see them apply for the grant. He added that they needed to show their support for restoring the Depot Building to CSX.

Mr. Carter then advised that he had reached out to the new CSX contact and had outlined the situation to see if they were amenable to allowing more time.

Mr. Bruguire noted he would be willing to do a letter of intent for the next grant cycle since they were not sure how much more money the tunnel would need.

Mr. Saunders supposed that VDOT was trying to finish projects and new ones would not be funded for a while. He added that he was concerned that if they also applied for the Depot, the tunnel funding would be jeopardized.

Ms. Brennan noted that she thought a letter of intent would not hurt anything and Mr. Hale added that Gladstone ought to get surrounding localities to express interest as well.

Mr. Hale then moved that the County send a letter of intent to the Commonwealth Transportation Board that there would be a funding request for the Gladstone Depot in the next funding cycle and Ms. Brennan seconded the motion.

Supervisors discussed that would show support. It was noted that CSX's goal was to get the YMCA building and the Depot off of the County's tax rolls. Mr. Carter advised he was happy to write the letter and Mr. Harvey noted the letter should also go to CSX.

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There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Mr. Saunders reported he had gotten a call from someone that claimed to have purchased the old Shipman School and she wanted the bell from it. Mr. Carter noted he was unaware of the purchase but would look into it. Mr. Harvey supposed the property was bought as is. Mr. Hale noted that she had assured him she had title to the property and Mr. Harvey noted that what was attached and was not attached was the question. Mr. Saunders noted he had explained that the bell was moved so it would not be vandalized.

Mr. Bruguire:

Mr. Bruguire asked who was in charge of the courthouse grounds such as the mowing. Mr. Carter advised that the mowing was contracted out and that Paul Truslow was in charge of the grounds. Mr. Bruguire noted the grounds to be in terrible shape because weeds were coming through and now was the time to spray it. He noted there were dandelions coming up and the lawn should also be fertilized. He then noted that the soapstone edges of the walls were better off being flush with no overhang.

Mr. Carter noted that most soapstone pieces were solidly in place but there were several spots where pieces were chipped off or broken loose. Mr. Saunders noted that where they were chipped, they needed to be butted up at an angle.

Mr. Carter noted that the courthouse lawn grass may be a punch list item with Jamerson Lewis.

Mr. Saunders then commented that the maple trees would be overgrown in a few years near the handicap spots and it was discussed as to whether or not there were sewer systems near there that would be susceptible to root intrusion.

Ms. Brennan then commented that honey bees were in great danger and dandelions were an important food source for them.

Mr. Hale:

Mr. Hale noted the recurring issues over dogs attacking and bothering people on roads etc. He noted there was an ordinance in Albemarle County that said a dog owner must have their dog in control when off of their property and he thought that might be a tool that would help with the problem. He noted he would like to see a copy of it and that hunting dogs were exempt.

Ms. Brennan noted that was similar to what they had in Stoney Creek.

Mr. Hale asked that the ordinance be provided to the Board for review and Mr. Carter advised that something like that may go into Chapter 3 and would be in the Board's purview. Mr. Harvey suggested they look at something other Albemarle County's Ordinance.

Mr. Hale concluded by saying that it was a recurring issue and one did not have to be bitten for it to be a problem.

VI. Other Business (As May Be Presented)

Introduced: David Ball, Candidate for 59th District

Mr. Ball introduced himself as a candidate for the 59th district seat currently held by Matt Farris. He noted that there would be a meet and greet and debate at RVCC for candidates. Mr. Ball noted he was running against Matt Farris as an independent, representing people and not a party. He added that he would be here meeting with the Board to find out what was important and would carry that agenda to Richmond. He noted he had already taken note of transportation and Internet issues.

Introduced: Liz Ramos new NC Times Reporter

Ms. Liz Ramos, new reporter for the NC Times introduced herself and noted that she had started 3-4 weeks ago and had replaced Emily Brown. She added that she would be at the candidate's forum on Thursday and that they were running a story on the Fire and EMS Study in that week's paper.

Introduced: Devil's Backbone SUPs and Fencing

Mr. Harvey noted he did not understand the resolutions passed approving the Devil's Backbone SUPs; especially the second paragraph regarding fencing. He advised that they had an event recently and had not done anything.

Mr. Carter advised that they did not have a Certificate of Occupancy and were in the process of constructing structures. Mr. Harvey advised that the Board's intent was to have a fence up prior to having events and was not tied to the CO. Mr. Hale suggested that Devil's Backbone be asked to do the fence or the SUPs will be withdrawn; their intent was for it to be done. Ms. Brennan noted she could see a CO needed for the cabins but not for camping. Mr. Harvey noted that the fences were to keep noise down and for security during things like Hoopla.

Mr. Carter was then asked to draft a letter to that effect as soon as possible.

VII. Adjournment – No Evening Session.

Supervisors then agreed there was no need to continue the meeting in order to meet with the EMS study team and at 4:05 PM, Mr. Saunders moved to adjourn. Mr. Bruguiera seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to adjourn the meeting.