

AGENDA
NELSON COUNTY BOARD OF SUPERVISORS
January 13, 2015

**THE REGULAR MEETING CONVENES AT 2:00 P.M. IN THE GENERAL DISTRICT
COURTROOM AT THE COURTHOUSE IN LOVINGSTON**

- I. Call to Order**
 - A. Moment of Silence
 - B. Pledge of Allegiance

- II. NCHS FFA Agronomy Team and Farm Business Management Team Ring Presentation**

- III. Reorganization of the Board**
 - A. Election of Chair
 - B. Election and Appointment of Vice-Chair
 - C. Resolution- **R2015-01** Annual Meeting of the Board

- IV. Consent Agenda**
 - A. Resolution – **R2015-02** Minutes For Approval
 - B. Resolution – **R2015-03** FY14-15 Budget Amendment
 - C. Resolution – **R2015-04** COR Refunds

- V. Public Comments and Presentations**
 - A. Public Comments
 - B. Presentation – Report on Presentation to FERC by Nelson Residents
 - C. Presentation – Solarize Nelson County Initiative (Tim Leroux-LEAP) (**R2015-05**)
 - D. VDOT Report
 - I. VDOT Request to Abandon & Add Segments of Route 655, Roseland Road (**R2015-06**)

- VI. New Business/ Unfinished Business**
 - A. New Voting Equipment Request, Nelson County Electoral Board
 - B. Courthouse Project Phase II

- VII. Reports, Appointments, Directives, and Correspondence**
 - A. Reports
 - 1. County Administrator’s Report
 - 2. Board Reports
 - B. Appointments
 - C. Correspondence
 - D. Directives

- VIII. Adjournment – Evening Session Has Been Cancelled**

III A-B

	<u>Chair</u>	<u>Vice Chair</u>
2015	<i>Larry D. Saunders</i>	<i>Allen M. Hale</i>
2014	Constance Brennan	Larry D. Saunders
2013	Thomas H. Bruguere	Constance Brennan
2012	Thomas D. Harvey	Thomas H. Bruguere
2011	Joe Dan Johnson	Thomas H. Bruguere
2010	Constance Brennan	Joe Dan Johnson
2009	Allen M. Hale	Constance Brennan
2008	Thomas D. Harvey	Allen M. Hale
2007	Thomas H. Bruguere	Thomas D. Harvey
2006	Harry S. Harris	Thomas H. Bruguere
2005	Gary E. Wood	Constance Brennan
2004	Constance Brennan	Gary E. Wood
2003	Thomas D. Harvey	Constance Brennan
2002	Thomas H. Bruguere	Thomas D. Harvey
2001	Gary E. Wood	Thomas H. Bruguere
2000	Harry S. Harris	Gary E. Wood

**RESOLUTION R2015-01
NELSON COUNTY BOARD OF SUPERVISORS
ANNUAL MEETING**

JANUARY 13, 2015

WHEREAS, pursuant to the applicable provisions of §15.2-1416 of the Code of VA and Chapter 2, Article 2 of the Code of the County of Nelson, VA, the Nelson County Board of Supervisors conducts an annual organizational meeting at the Board's first meeting in January of each year; and,

WHEREAS, matters to be determined by the Board of Supervisors in addition to the appointment of a Chairman and Vice-Chairman include the establishment of a schedule of regular and, as applicable, special meetings, the establishment of rules of order, the establishment of (a) meeting agenda(s), and the establishment of Board appointments, including a Clerk and Deputy Clerk to the Board of Supervisors, a Zoning Administrator and a Hazardous Material Coordinator.

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors as follows:

Regular meetings of the Board of Supervisors shall be conducted during Calendar Year 2015 in the General District Courtroom located in the Nelson County Courthouse in Lovingston, VA on the second Tuesday of each month, beginning at 2:00 p.m., and reconvening thereafter at 7:00 p.m. Should the regular meetings fall on any legal holiday, the meeting shall be held on the next following regular business day, without action of any kind by the Board; unless otherwise cancelled. Should the Chairman or Vice Chairman (if the Chairman is unable to act) find and declare that weather or other conditions are such that it is hazardous for members to attend regular meetings; the meeting(s) will be continued on the following Tuesday. Such finding shall be communicated to the members, staff, and the press as promptly as possible. All hearings and other matters previously advertised shall be conducted at the continued meeting(s) and no further advertisement is required.

Special meetings of the Board of Supervisors may be convened from time to time, as determined by the Board of Supervisors in accordance with the applicable provisions of the Code of VA and the Code of the County of Nelson, VA.

In accordance with the Code of the County of Nelson, VA, Robert's Rules of Order, shall be observed as the rules for conducting the business of the Board of Supervisors and the agenda for all meetings of the Board of Supervisors shall be established by the Clerk of the Board in consultation with the Chairman.

Board of Supervisors appointments for Calendar Year 2015 shall be as follows:

Thomas Jefferson Planning District Commission:	Allen M. Hale
Thomas Jefferson Planning District Commission:	Tim Padalino
Director of Emergency Services:	Thomas D. Harvey
Emergency Services Coordinator:	Jaime O. Miller
Piedmont Workforce Network Council:	Larry D. Saunders
Clerk to the Nelson County Board of Supervisors:	Stephen A. Carter
Deputy Clerk to the Nelson County Board of Supervisors:	Candice W. McGarry
Zoning Administrator:	Tim Padalino
Hazardous Materials Coordinator:	Jaime O. Miller
Thomas Jefferson EMS Council:	Jaime O. Miller
Nelson County EMS Council:	Thomas H. Bruguiera, Jr.
Thomas Jefferson Community Criminal Justice Board:	Constance Brennan
Nelson County Social Services Board:	Constance Brennan
Nelson County Planning Commission:	Larry D. Saunders
Jefferson Area Disabilities Services Board:	Kelly Hughes

Adopted: January 13, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

§ 15.2-1416. Regular meetings.

The governing body shall assemble at a public place as the governing body may prescribe, in regular session in January for counties and in July for cities and towns. Future meetings shall be held on such days as may be prescribed by resolution of the governing body but in no event shall less than six meetings be held in each fiscal year.

The days, times and places of regular meetings to be held during the ensuing months shall be established at the first meeting which meeting may be referred to as the annual or organizational meeting; however, if the governing body subsequently prescribes any public place other than the initial public meeting place, or any day or time other than that initially established, as a meeting day, place or time, the governing body shall pass a resolution as to such future meeting day, place or time. The governing body shall cause a copy of such resolution to be posted on the door of the courthouse or the initial public meeting place and inserted in a newspaper having general circulation in the county or municipality at least seven days prior to the first such meeting at such other day, place or time. Should the day established by the governing body as the regular meeting day fall on any legal holiday, the meeting shall be held on the next following regular business day, without action of any kind by the governing body.

At its annual meeting the governing body may fix the day or days to which a regular meeting shall be continued if the chairman or mayor, or vice-chairman or vice-mayor if the chairman or mayor is unable to act, finds and declares that weather or other conditions are such that it is hazardous for members to attend the regular meeting. Such finding shall be communicated to the members and the press as promptly as possible. All hearings and other matters previously advertised shall be conducted at the continued meeting and no further advertisement is required.

Regular meetings, without further public notice, may be adjourned from day to day or from time to time or from place to place, not beyond the time fixed for the next regular meeting, until the business before the governing body is completed.

Notwithstanding the provisions of this section, any city or town that holds an organizational meeting in compliance with its charter or code shall be deemed to be in compliance with this section.

(Code 1950, § 15-241; 1950, p. 8; 1954, c. 286; 1958, c. 291; 1960, c. 33; 1962, cc. 218, 623, § 15.1-536; 1964, c. 403; 1980, c. 420; 1994, cc. [371](#), [591](#); 1997, c. [587](#); 2004, c. [549](#).)

Sec. 2-47. - Annual meeting.

The first meeting held after the newly elected members of the board of supervisors have qualified, and the first meeting held in the corresponding month of each succeeding year, shall be known as the annual meeting. At such annual meeting, the board shall establish the days, times and places for regular meetings of the board for the ensuing twelve (12) months.

(Res. of 3-11-80, § C)

State law reference— Similar provisions, Code of Virginia, § 15.1-536.

**RESOLUTION R2015-02
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(November 13, 2014 and December 9, 2014)**

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board's meeting conducted on **November 13, 2014 and December 9, 2014** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: January 13, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

November 13, 2014

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: Constance Brennan, Central District Supervisor - Chair
Allen M. Hale, East District Supervisor
Larry D. Saunders, South District Supervisor – Vice Chair
Thomas D. Harvey, North District Supervisor
Stephen A. Carter, County Administrator
Candice W. McGarry, Administrative Assistant/Deputy Clerk
Debra K. McCann, Director of Finance and Human Resources
Tim Padalino, Director of Planning and Zoning
Susan Rorrer, Director of Information Systems
Andrew Crane, Information Systems Technician
Baylor Fooks, Broadband Network Operator

Absent: Afternoon Session – Thomas H. Bruguire, Jr. West District Supervisor

I. Call to Order

Ms. Brennan called the meeting to order at 2:07 PM, with four (4) Supervisors present to establish a quorum and Mr. Bruguire being absent.

- A. Moment of Silence
- B. Pledge of Allegiance – Mr. Hale led the pledge of Allegiance

II. Consent Agenda

Mr. Hale noted a correction to the October 14, 2014 minutes on page 51 regarding the Sturt Property Plan. He noted that the Nature Foundation at Wintergreen not the Nature Conservancy was conducting the flora and fauna assessment. Ms. McGarry noted she would confirm this via the meeting recording and adjust the minutes appropriately. Mr. Hale then noted he would like to remove item D from the Consent Agenda. Mr. Harvey then added that he would like to discuss item E and suggested that both items be removed.

Ms. Brennan then confirmed that there were two structures to be demolished in Shipman and staff noted that there were multiple structures there.

Mr. Hale then moved to approve the Consent Agenda items A-C and Mr. Harvey seconded the motion. There being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion and the following resolutions were adopted:

- A. Resolution – **R2014-76** Minutes for Approval

November 13, 2014

**RESOLUTION R2014-76
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(October 14, 2014 & October 30, 2014)**

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board's meetings conducted on **October 14, 2014 & October 30, 2014** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

B. Resolution – **R2014-77** COR Refunds

**RESOLUTION R2014-77
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF COMMISSIONER OF REVENUE REFUNDS**

RESOLVED, by the Nelson County Board of Supervisors that the following refunds, as certified by the Nelson County Commissioner of Revenue and County Attorney pursuant to §58.1-3981 of the Code of Virginia, be and hereby are approved for payment.

<u>Amount</u>	<u>Category</u>	<u>Payee</u>
\$146.57	2014 PP Tax & Vehicle License Fee	Charlene V. Campbell P.O. Box 75 Piney River, VA 22964
\$79.86	2014 PP Tax	Sherry M. Harrison 475 Toytown Rd Amherst, VA 24521
\$137.83	RE Tax	Larry Toms & Vickie Batten 3211 Village Drive Waynesboro, VA 22980
\$1,567.68	2014 PP Tax & Vehicle License Fee	Foster Fuels, Inc. P.O. Box 190 Brookneal, VA 24528
\$207.92	2013/2014 PP Tax & Vehicle License Fee and Penalty & Interest	Linda C. Hochheim and Lawrence Hochheim 1123 Rolling Hill Road Pamplin, VA 23958

C. Resolution – **R2014-78** FY15 Budget Amendment

RESOLUTION R2014-78			
NELSON COUNTY BOARD OF SUPERVISORS			
AMENDMENT OF FISCAL YEAR 2014-2015 BUDGET			
NELSON COUNTY, VA			
November 13, 2014			
BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2014-2015 Budget be hereby amended as follows:			
I. Appropriation of Funds (General Fund)			
	<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
	\$ 5,000.00	3-100-002404-0001	4-100-031020-5419
	\$ 44,021.00	3-100-009999-0001	4-100-031020-5420
	\$ 49,021.00		

D. Resolution – **R2014-79** Approval of Job Description- Registrar

Mr. Hale noted his understanding was that the Registrar was hired by the Electoral Board and they were responsible for her work. Mr. Carter explained that the Code of Virginia says that the Registrar is a County Employee; however the State sets the salary which may be supplemented with local funds. Mr. Harvey likened this to being similar to the Director of Social Services position and Mr. Carter noted it was similar in that the position reported to another Board other than the Board of Supervisors; however they worked for a local agency.

Mr. Carter then explained that the County was governed by the Fair Labor Standards Act (FLSA) and these rules established the status of nonexempt (earn Overtime at time and a half) or exempt (not compensated for hours worked over 40 hours per week). He added that the Registrar position was classified as exempt per these regulations. He then gave examples of other exempt employees within the County classification system.

Mr. Harvey noted that he thought this issue to be similar to what the County went through with the Sheriff's Department employees. Ms. McCann reported that she had spoken with the State Board of Elections to get a determination from them on the status of the position and they would not provide this because they said that it was a local position. Mr. Carter reiterated that the status depended on how it was established by the FLSA.

Ms. Brennan then inquired as to how it was decided whether to give pay or compensatory time for overtime hours and Mr. Carter noted this was budgetarily driven. Mr. Harvey added that generally, exempt employees were paid more in salary.

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Mr. Hale then clarified that exempt employees could not utilize compensatory time, which Mr. Carter confirmed. He reiterated that Federal law provided for these rules.

Ms. Brennan then inquired as to whether or not the Registrar had been exempt until now and Mr. Carter advised that it had just come to their attention and staff was now looking at it.

Mr. Hale then clarified that the Registrar has not been paid Overtime; however was earning compensatory time. Mr. Carter noted that she was reporting the compensatory time. Mr. Hale then inquired as to whether or not her salary was negotiated by the Electoral Board during the hiring process and Ms. McCann noted that the salary for the position was dictated by the state and was supplemented by the County.

Mr. Hale then questioned how staff had come up with the job description and Ms. McCann noted that the duties had come from the Code of Virginia. He then questioned whether or not the percentage of time spent on the duties had also come from the State Code and he supposed that the Electoral Board and or Registrar would be better suited for making this determination.

Mr. Saunders inquired as to there being a grace period before the job description went into effect so that the Registrar would not lose what she thought she was going to get. Ms. Brennan added that she thought there was a fairness issue to consider because the Registrar had a different situation in which all of her extra time was worked in a certain time period; during elections.

Mr. Harvey then suggested that there should have been better communication with the Registrar about the issue and Ms. McCann noted that the job description was based on State and Federal law and she had tried to discuss this with her. She added that they were not aware of this being an issue the previous year and when staff saw overtime being submitted, it was questioned.

Mr. Carter further explained that all other positions were classified within the job classification system and staff was bringing this one in once it was determined that it should be included. He added that the Registrar did not like being established as exempt. He noted that all employees had received their job description when they were established around eight (8) years prior, positions had been added and descriptions were developed, and the determination of exempt or nonexempt for each position was established. He noted that this determination was disclosed during the hiring process for positions.

Mr. Saunders suggested that one individual should not have been pointed out and perhaps staff should have sent all employees a reminder regarding their job descriptions and exempt or non-exempt status.

Mr. Carter noted that all employees were given a copy of their job description when hired and that this was not meant to single her out, but rather to address the issue when she had submitted a time sheet showing compensation time being accrued.

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Mr. Hale noted he did not understand why an exempt employee would do a time sheet. Mr. Carter advised that while his position was exempt, he still kept a time sheet in case there were ever any questions regarding the time he worked or took off. He added that it was not uncommon for many of the exempt employees to work well over forty (40) hours per week in order to perform their jobs.

Ms. Brennan then noted that in the past, the Registrar had taken compensation time off; with Mr. Carter noting it was unbeknownst to him. She noted that she did think it was an exempt job and acknowledged that a lot of employees worked more than forty (40) hours per week. She added that she did not think the process was good and staff should have involved the Registrar in the discussion sooner.

Mr. Hale added that he thought the job description should be done by the Electoral Board and Mr. Carter reiterated that the State Code dictated the duties of the Registrar.

Ms. Brennan then suggested that this consideration be deferred and the job description sent to the Electoral Board for review and then brought back.

Mr. Harvey then asked if the Registrar was hired under a different job description and Mr. Carter noted that the duties were established in the State Code and was what was followed.

Mr. Hale suggested that the Registrar should have been approached at such time that action was determined to be needed and this discussed with her and she could have been asked to work up her job description.

Mr. Carter then noted that the Registrar has time on the books and did not like the exempt determination. He added that this was a routine matter and she was just upset. Ms. Brennan agreed again that the position should be classified as exempt. She then again suggested that the matter be deferred until December and the Board agreed by consensus to do so and no action was taken.

E. Resolution – **R2014-80** Authorization for Administrative Planning & Zoning Review and Approvals

Mr. Carter explained that within the last forty-five (45) days the Director of Planning & Zoning had asked that a request for a new position be brought to the Board. He suggested that this be considered in the budget discussions and then suggested that Mr. Massie be given approvals to help with the workload. He noted Mr. Massie's former experience as the Director of Planning and Zoning in Amherst and that he was fully capable of doing the work. He added that the approval would enable him to make routine zoning decisions with the oversight of Mr. Padalino. He added that he was already doing enforcement and was giving Mr. Padalino general guidance.

Ms. Brennan noted she had spoken with Mr. Padalino who was very enthusiastic and appreciative of this consideration. It was then confirmed that Mr. Padalino was still the Zoning Administrator.

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The Board then questioned whether or not Mr. Massie's pay would be adjusted and Mr. Carter noted that Mr. Massie had suggested that he be paid more; however he advised him that this would be considered in spring during budget deliberations.

Mr. Hale noted he was not sure this needed to be done by resolution and rather could be done administratively; however he moved to approve resolution **R2014-80**, Authorization for Planning & Zoning Administrative Reviews and approvals, giving Mr. Massie the authority to perform plat reviews and approvals as well as administrative zoning permit approvals. Mr. Saunders seconded the motion and there being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion and the following resolution was adopted:

Mr. Carter then advised that the Zoning Ordinance was changed recently that gave only the Planning and Zoning Director this authority and the "or designee" had been removed.

RESOLUTION R2014-80
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR PLANNING & ZONING ADMINISTRATIVE REVIEWS
AND APPROVALS

WHEREAS, Part-time planner, Mr. Grant Massie was previously employed for many years as the Amherst County Director of Planning and Zoning; and

WHEREAS, Mr. Massie has the qualifications and experience to perform plat review and approvals, as well as other routine administrative tasks; and

WHEREAS, having two employees authorized to perform routine administrative tasks such as conducting plat reviews and approvals and administrative zoning permit approvals, improves the efficiency of service delivery of the office of Planning and Zoning and therefore is in the best interest of the citizens of Nelson County;

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors that Mr. Grant Massie, in his capacity as Part-time Planner, is hereby authorized to perform plat reviews and approvals as well as administrative zoning permit approvals on behalf of the Nelson County Planning and Zoning Department.

III. Public Comments and Presentations

A. Public Comments

There were no persons wishing to be recognized for public comments.

B. VDOT Report

Mr. Austin was not present to report and no VDOT issues were discussed

C. Presentation – Architectural Partners, Courthouse Project Status

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Mr. Carter noted that the committee had met with Mr. Vernon and it was decided that Mr. Carter would report back to the Board on the cost estimation and status of the project.

He noted that the cost estimator firm in DC had completed their work and the estimate came back at \$8.8 Million which excluded a 10% construction contingency and 9% of project costs for AE Services; which meant the potential costs went to approximately \$9.5 Million.

He added that the committee met with Mr. Vernon and instructed him to consult with general contractors to see what they thought the project costs would be. Mr. Carter then noted the financing sheet that had been distributed showing terms of fifteen (15) and twenty (20) years. He added that the debt that would be coming off the books had an annual cost of \$332,000 and the committee had advised Mr. Vernon to work within that amount in revising the project.

Mr. Saunders added that within the cost estimate, three items added up to half of the \$8.8 Million, so they asked Architectural Partners to consult with other subcontractors to see if these were good numbers.

Mr. Carter then added that the annual amount for debt service of \$332,000 should be the all-in cost and include the financing costs which could be a couple hundred thousand.

Mr. Saunders then reported that while the committee really liked the design that Mr. Vernon had come up with and that he had done what was asked of him, it was discussed whether or not all of it needed to be done right now. He added that the committee briefly discussed building a new building which might be cheaper.

Mr. Hale added that he thought that the considerations which initiated the project and were the primary objectives, were to restore the Circuit Courtroom and fix associated problems and to expand the space of the Circuit Court Clerk. He noted that he thought it was important to continue to adhere to these goals unless there was a change in the Board's sentiment on this. He added that they should focus on the highest priorities and see what could happen after that.

Mr. Harvey noted that the Judge had indicated that expanding the Clerk's space was a priority.

Mr. Hale reiterated that Mr. Vernon had come up with a dream plan which was well conceived; however it was too costly so they were looking at it again. He added that the Commissioner of Revenue could be moved to another location and then the whole space had potential to be suitable to meet the Clerk's needs. He noted that after that, the rest would have to be considered.

Mr. Saunders suggested that they could just do the Clerk's Office first and then consider the Circuit Courtroom. Mr. Hale agreed and noted that there were features of the historic Courtroom that were worth preserving. He noted that Mr. Vernon could provide standalone figures for each of these.

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Mr. Saunders suggested that costs could be cut some more by having staff do most of the renovation work as they did in the new School Board space.

Mr. Harvey then noted that the Board may be taking a risk with a new judge coming in after Judge Gamble that may want a whole new building built.

Mr. Carter noted that this would be further reviewed at the committee level and brought back to the full Board. He added that keeping the preferred separation in the courtroom could make things complicated. Mr. Saunders and Mr. Hale both noted that the plans were great but were just too expensive.

Ms. Rorrer in attendance suggested that the Board keep in mind that a priority for the Judge was moving the HVAC unit outside of the courtroom. This was acknowledged as such by Mr. Saunders and Mr. Hale.

Mr. Hale then reported that Mr. Vernon would come back to the committee prior to the December Board meeting and then would report to the Board at that meeting. Mr. Carter advised that he would have Mr. Vernon stay within the range of annual debt service payment coming off in 2016 (\$332,000) and would advise him to work on taking care of the Circuit Courtroom and Clerk.

IV. New Business/ Unfinished Business (As May Be Presented)

Introduced: Broadband Public Hearing Questions

Mr. Carter noted that time permitting, staff would like to run through the public hearing information to be presented and take the Board's questions. He added that staff could go through the PowerPoint and return on investment analysis that had been developed.

Mr. Hale suggested that they wait until the public hearing for the presentation and Members agreed.

Ms. Brennan then asked if an effort had been made to expand in another way to include low-to-moderate income citizens and Mr. Carter noted that staff had focused on routes in the Route 151 corridor in order to meet the grant requirements of job creation and to facilitate the ability to advance the network further in unserved areas in the future. He reported that to date over the original thirty-one (31) miles of fiber network, 75% of the growth in the network had been in the Route 151 corridor and 25% of the growth was split between Route 29 and Route 6. He added that more than half of the fiber was in the Route 29 corridor. Mr. Carter then noted that 83 businesses had been surveyed with 80 responses received which spoke favorably to this strategy.

Mr. Carter then noted that broadband services had been deployed to some businesses in Lovington aside from County offices, such as: Tiger Fuel, Nelson Food Market, and Mas Labor.

Ms. Brennan then asked if the network was being marketed to them and Mr. Carter noted that marketing services was the ISPs' responsibility; however they did advise citizens of their options. Ms. Brennan then asked if anyone besides Blue Ridge Internetworks could serve Lovingson and Ms. Rorrer noted that as of now that was the case; however Nelson Cable had recently signed a Service Provider agreement and would be in position soon to provide services on the network. Mr. Carter then reiterated that the network was an open access network.

V. Reports, Appointments, Directives, and Correspondence

A. Reports

1. County Administrator's Report

1. Courthouse Project Phase II: The project committee met on 11-7 with Architectural Partners (Mr. Jim Vernon) to discuss the cost estimate completed by TCT Cost Consultants (Washington, DC), which was previously emailed to the Board following receipt from AP, and to discuss, due to the significance of the cost estimate, what next steps the project should take. The outcomes of the meeting included: a) direction to AP to secure a cost estimate from a general contractor for comparison to the TCT estimate, b) AP to work to downsize the project scope to a cost range of \$3.62 to \$4.375 million (based upon sole use of the RRES annual debt payment amount, \$332,287.50 that will be available in FY18 and based on 15 and 20 year project repayment schedules), c) AP will not report to the BOS on 11-13 but will meet again with the Committee to report its findings and then meet with the BOS at the 12-9 regular session).

2. Broadband: County staff are working to complete and submit the \$200,000 grant application to VA-DHCD on 11-15. The first of two project public hearings was conducted on 11-6. The second public hearing will be conducted at the 11-13 BOS meeting, including approval consideration by the Board of a resolution endorsing the submittal of the grant application. The grant application requires a 50% cash (\$100,000) match. The 11-13 agenda includes information on the project, which consists of three expansion areas (along Rt. 151 north and south and Rt. 6 west towards Afton Mt.). The presentation of this subject and conduct of the public hearing will include an update of the ROI (Return on Investment) projection, which is considered critically important to demonstrate the potential for success of the overall network the project can have. Another significantly important consideration is a commitment by the Board to all three project expansion areas and consideration of an additional \$37-\$40 thousand to provide full funding for the estimated cost of the project \$307,000 and an additional 10% construction contingency of \$30-\$33,000.

3. BR Tunnel and BR Railway Trail Projects: **A) BRRT** – Final retainage is pending payment to Keith Barber Construction due to additional informational requirements to be submitted to VDOT to provide for project close out. **B) BRT** – Construction of Phase 1 is in progress (following issuance by DEQ on 10-31 of the project's Storm water Permit). It is anticipated that significant progress will now be made by the project's general contractor, Fielder's Choice Enterprises. Receipt from VDOT is pending for the contract addendum providing funding for Phase 2's completion (Bulkhead Removal). Once, the addendum is

received, this phase will proceed to construction bidding as quickly as possible. An application for Phase 3 funding (\$1.5 million for Tunnel restoration and western trail and parking area construction) was submitted to VDOT on 10-31. The appraisal for acquisition of trail and parking area easements from ROLC was received on 11-7 and will be submitted to DCR for confirmation on 11-10. Tours of the Tunnel with approximately 60 VDOT engineers was conducted on 10-29 and on 11-5 with the Lynchburg and Culpeper Commonwealth Transportation Board members, Lynchburg District Administrator and staff and County representatives (including Ms. Ann Malleck of the Albemarle County BOS).

- A) Mr. Carter noted that once the BRRT grant closed out any remaining funds could be rolled over to the Tunnel project.
- B) Mr. Carter reported that the County would have to negotiate the \$8,000 that FCE is claiming due to the delay in DEQ VSMP permitting and they couldn't work. He noted that the County would not know the decision on the Phase 3 funding until next May or June.

Ms. Brennan inquired as to what would be accomplished in Phase I and Mr. Carter noted that they would clear and grub the trail area all the way to the tunnel and build the trail to the tunnel. He noted that the County would have to get a contract addendum from VDOT for Phase II and would have this bid out to remove the bulkheads and do the tunnel restoration.

Mr. Hale noted that he thought they needed to schedule meetings in advance in terms of negotiation on the project delay because there were two outstanding change orders that had not yet been put on the table.

Mr. Saunders inquired if FCE had given a breakdown of the costs for the \$8,000 and Mr. Carter noted that they had given a dollar amount per day for the Superintendent etc. He added that there had been some back and forth about what they could have been doing and Mr. Detmer of Woolpert had suggested that a decision on this be made towards the end of the project. He noted that FCE may ask for overhead costs if this were considered later versus now. Mr. Saunders noted he did not think the County would be paying all of this and it needed to be looked at with Woolpert.

Mr. Hale then explained that the two (2) change orders had to do with the post and peg fence at Tyler's and the height of the permanent fence being extended to 8ft. He added that the deed from CSX still specified 6 ft. and Mr. Carter reiterated that a condition of approvals from CSX required increasing the fence height.

Mr. Hale noted that another aspect of Phase I was there was an add alternate for the east portal and parapet. He noted that questions had been raised about this and these needed to be answered by Woolpert. He added that he would like to get this done in Phase I versus Phase II. Mr. Carter noted that he had sent these questions to Woolpert.

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Mr. Hale then noted that Phase II was removing the bulkheads, restoring the tunnel, and building the trail within the tunnel. Mr. Carter indicated he was not sure it encompassed all of that but he would check. He added that they needed the opportunity to know exactly what would be done in Phase II before bidding it out.

Mr. Saunders suggested that the County should negotiate the parapet wall and the \$8,000 with FCE.

Mr. Hale then noted that he was not willing to pay Woolpert for the Phase III easement plats. Mr. Carter reported that he had spoken with ROLC about getting these easements done by the end of the year or the County would lose DCR monies for land acquisition. He noted that ROLC's concern to date was getting the property back if the BRT was ever abandoned. He added that the DCR funds must be used by the deadlines or would be lost.

4. Joint Meeting with Nelson County School Board and Administration: The joint session will be conducted during the evening session on 11-13. The specific item of consideration/discussion is the Civil Rights Compliance Review of the School Division conducted by the VA Department of Education's Office of Federal Program Monitoring. Information pertinent to this subject is included within the 11-13 agenda package for the Board's review. The session may, of course, also include discussion of other subjects of importance to both boards but discussion of the OCR report is deemed to be necessary.

5. Lovingson Health Care Center: A meeting with Region Ten to discuss the agency's interest in the facility is pending. Otherwise, no progress has been made on this subject.

Mr. Carter noted that Region Ten reiterated their interest in operating an Assisted Living Facility and would do some financial feasibility study to see if could be done.

6. Radio Project: Final approval(s) necessary to complete the project has been received from the FCC. Cutover to the new radio system is scheduled for 12-10. (See Info Systems report for more information.

7. Rockfish Valley Area Plan: An initial community meeting on the RVAP was conducted by the Director of Planning and Zoning (T. Padalino) on 10-28 at Rockfish River Elementary School. Approximately 80+/- persons attended the meeting, which provided an overview of what Phase 1 of the project will seek to accomplish. The project is in progress.

8. 2014 Lockn Festival: County staff plan to schedule (date/time pending) another discussion meeting with the Festival sponsors to facilitate planning for the 2015 Festival. The Comm. Of Revenue has submitted a brief report denoting receipts to date of \$60,963.14 in combined revenues (lodging, meals, and business license taxes) with an amount of \$16,266.18, to date, uncollected. The Commissioner's report did not include information on local option sales tax revenues resulting from the 2014 Festival.

Mr. Carter noted he would be speaking to Mr. Frey in preparation for next year's festival.

Mr. Saunders noted that LOCKN was serious about staying and was in the process of getting permanent utilities to the site. He added they were working on water and electricity and would get easements from VDOT. He noted they were also working with the Service Authority on it and may put in 4 inch lines.

9. Roseland/Ferguson's Store PER: The final PER is pending receipt from Draper Aden Associates. Staff sent a communication to DAA on 11-8 requesting completion and submission of the final report to the County by the week of 11-10.

10. Rockfish Valley Rural Historic District: In process through VA-DHR.

11. Staff Reports: Provided in the 11-13 meeting Agenda.

2. Board Reports

Mr. Harvey reported that he would be meeting with Culpeper VDOT on getting permission to close off the Afton Overlook to do some clearing work. He added that he was hoping not to cut the largest trees, but rather to trim them back; however anything under four (4) inches would be removed.

Mr. Hale reported that the County continued to get more support from VDOT and the Legislature on the Tunnel project and it was looking promising.

Mr. Hale reported that the TJPDC had struggled with losing money from the reserve every month. He noted that the new Executive Director was doing well but had adopted a revised budget showing a small deficit for this fiscal year and he was hopeful that would not be the case next fiscal year. He added that the Director was conservative and expenses had been reduced by not filling vacant positions resulting in fewer staff there.

Mr. Hale reported that he attended the TJPDC Legislative Forum where State finances and the economy in Virginia was discussed.

Mr. Saunders reported he attended the Courthouse committee meetings and the TJPDC Mayors and Chairs meeting in Ms. Brennan's place.

Ms. Brennan reported she attended a meeting with Region Ten on the Lovingston Health Care Center and noted she would try to find other opportunities.

Ms. Brennan reported she attended the TJPDC Legislative Forum, and the Blue Ridge Tunnel tour.

Ms. Brennan reported that she attended the Wintergreen Valley Station Dedication; noting that the Station was dedicated to Frank Ott who was a dedicated volunteer there.

Ms. Brennan reported that she attended a GIS Town Hall meeting on mapping.

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Ms. Brennan reported that she had been moved from the JABA Ethics Committee to the JABA Business Development Committee; whose mission was to raise money to pay for JABA service provision.

B. Appointments

Ms. McGarry noted that a revised sheet had been distributed to the Board with the only change being that Ms. Mary Kathryn Allen, South District Planning Commissioner had indicated her interest in serving on the BZA. It was noted that the Board would be making a recommendation to the Circuit Court and Ms. McGarry noted that the seat expiring was the one held by an active Planning Commissioner and that all of the Planning Commissioners had been polled and the only one indicating interest was Ms. Allen. Mr. Saunders noted that he knew it was not a requirement; however he would like to see a South District representative on the BZA so he asked Ms. Allen if she would do it.

Mr. Harvey suggested that this be deferred until the evening session when the full Board would be present and members agreed by consensus to defer its consideration.

C. Correspondence

1. Rappahannock County BOS, re: Celebrate Shenandoah

Mr. Carter noted that the County had received a letter from Rappahannock County who was developing a plan to celebrate the Shenandoah National Park and was requesting a \$500 contribution.

Ms. Brennan noted she would like to know what the contribution would go towards and Mr. Carter supposed that it would most likely be used for incidental costs associated with getting the celebration organized.

Ms. Brennan then asked who the referenced appointees were from Nelson and Mr. Carter noted he was not sure.

Mr. Hale noted he would rather contribute to the National Park Trust since they did projects.

There being no further discussion, the item was tabled and no action was taken.

2. VDOT, Virginia Byway Designation - U.S. Route 60 "Midland Trail"

Mr. Carter noted that VDOT was notifying the County that the Virginia Byway Designation of US Route 60, the "Midland Trail" had been recommended by DCR for approval and that

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they were requesting a response from the County on conducting a public hearing on the matter. He added that he did not think a local public hearing on this was necessary.

Ms. Brennan suggested the Board defer to Mr. Saunders since it was in his district.

Mr. Carter was then advised to respond to VDOT that the County would not request a public hearing.

3. Nelson County Emergency Services Council – Medical Oxygen Plan

Mr. Carter noted that the Emergency Services Council was requesting to participate with the Augusta Health Hospital in the provision of Medical Oxygen. He noted that in order to participate, the County would need to purchase containers that would be owned by the hospital. He noted that the letter stated that the Council had endorsed the plan unanimously.

He added that the Council was asking for \$5,800 for this program and the savings would be about \$7,000 per year; however the Hospital would own the containers. Mr. Saunders noted that it was like a container exchange.

Mr. Carter noted that if the Board wanted to do this, it could be brought back as a budget appropriation or they could approve it then.

Mr. Harvey inquired as to whether or not the funds for this would be provided to the Emergency Services Council. Ms. McCann noted that the County could have Wintergreen bill the County as part of the paid EMS program and Mr. Carter advised that staff would work out the details.

There being no further discussion, the Board agreed by consensus to approve the funding request.

D. Directives

Mr. Harvey had no directives.

Mr. Hale directed staff to continue to cc him on emails with Woolpert.

Mr. Saunders noted that he will be having a Town Hall meeting at TRES from 7-9 PM on December 4th. He added he would also have one in Gladstone at some point.

Ms. Brennan inquired as to any figures being sent down by the State on the reduction in aid to localities and Mr. Carter noted none having been received yet.

Ms. Brennan directed staff to provide revenue recovery numbers next meeting.

Ms. Brennan inquired about meeting with Delegate Bell and Mr. Carter noted there had been no follow up yet and he asked what the Board wanted to do. Mr. Hale suggested that the

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Board go visit Legislators in their home office which was recommended by Legislators at VACO. He added that they recommended this be done before the start of General Assembly sessions. He added that this would be more productive than trying to schedule three of them at one time here. Mr. Carter noted that at VACO and the Legislative Forum, Legislators said they would work with everyone but not much would be done because they all had to get reelected. This item was then tabled; however Ms. Brennan offered to meet with Delegate Bell in Mr. Carter's office.

Ms. Brennan directed staff to check into getting a boat ramp at the Nelson Wayside.

Ms. Brennan inquired about LOCKN sales tax from last year and Mr. Carter noted he would check on this.

Ms. Brennan inquired about Festy revenues and Mr. Carter reported that to date the Commissioner of Revenue had not engaged them in tax collections other than maybe a business license and possibly sales tax. He reported that he encouraged her to follow up for next year and she did confirm that the camping there would be lodging; however she had not collected any local taxes.

Mr. Saunders supposed that after reading the email from DMV, there was not much that could be done about getting a DMV in the County. He added that perhaps he could speak to the Delegates about this.

Mr. Hale then suggested he and Mr. Saunders go see Matt Farris one day and Mr. Saunders noted he would call and set this up.

VI. Adjourn and Reconvene for Evening Session

At 3:50 PM, Mr. Harvey moved to adjourn until 7:00 PM and Mr. Hale seconded the motion. There being no further discussion, Supervisors voted unanimously by voice vote to approve the motion and the meeting adjourned.

EVENING SESSION

7:00 P.M. – NELSON COUNTY COURTHOUSE

I. Call to Order

Ms. Brennan called the meeting to order at 7:03 PM, with all Supervisors present to establish a quorum.

II. Public Comments

1. Sarah Holman, Nelson Cable - Nellysford

Ms. Holman's comments were relative to the first public hearing listed on the agenda; however Ms. Brennan obliged her and allowed her to provide her input as follows:

Ms. Holman spoke in opposition to the grant proposal siting changes to the proposal since its advertisement and the County's filing of the application following the September 30, 2014 deadline. She added that she did not think that the Board of Supervisors or the County Administrator had acted in a transparent manner in the process and she disagreed with bringing high speed internet services into an area that in her opinion was already heavily served.

2. Clay Stewart, SCS Broadband - Arrington

Mr. Stewart noted that he has requested the status of his use of the tower at High Top from the County and has received no response. He added that he needed the tower to serve the Massie's Mill area. He then requested to know what was causing the delay in response.

III. Public Hearings and Presentations

A. Public Hearing – DHCD Community Development Block Grant – Local Innovation Grant Project Consideration of proposed Local Innovation Grant Project to install a total of approximately 8.1 miles of fiber optic cable in conduit. Information will be provided on projected beneficiaries, including the number of to low-and-moderate income residents to benefit from the proposed project. Citizens will also be given the opportunity to comment on Nelson County's past use of CDBG funds. **(R2014-81)**

Mr. Carter noted that the DHCD Local Innovation Grant (LIG) was established as an open submission program with certain categories of funding that could be sought by a locality throughout the program year. He noted that staff had begun talking with DHCD staff earlier in the year and they encouraged staff to proceed. He added that after speaking again with them in September, DHCD staff directed the County to send in a letter of interest at that time; which staff had Board of Supervisors authorization to do. He noted that upon receipt of the letter, DHCD staff directed the County to upload the full application into their online submission system. He noted that County staff advised the DHCD staff that the public hearings had not been held and they advised the County that it was fine to just proceed with doing so and the County had met the September 30, 2014 grant submission deadline.

Mr. Carter then advised the Board that any changes made on the County's website regarding the project would have had to have been minor.

Mr. Carter then reported that County staff conducted the first public meeting the previous week and that the Board was not required to participate in that.

Mr. Carter then presented the following PowerPoint that discussed the topics below relative to the grant proposal:

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- Project Funding
- Project Area
- Intended Results
- Project Beneficiaries
- Project Benefit to Low-to-Moderate Income (LMI) Persons
- Displacement
- Network Outcome & Return on Invest



**Proposed Project : Nelson County Proposal for
Local Innovation Grant**

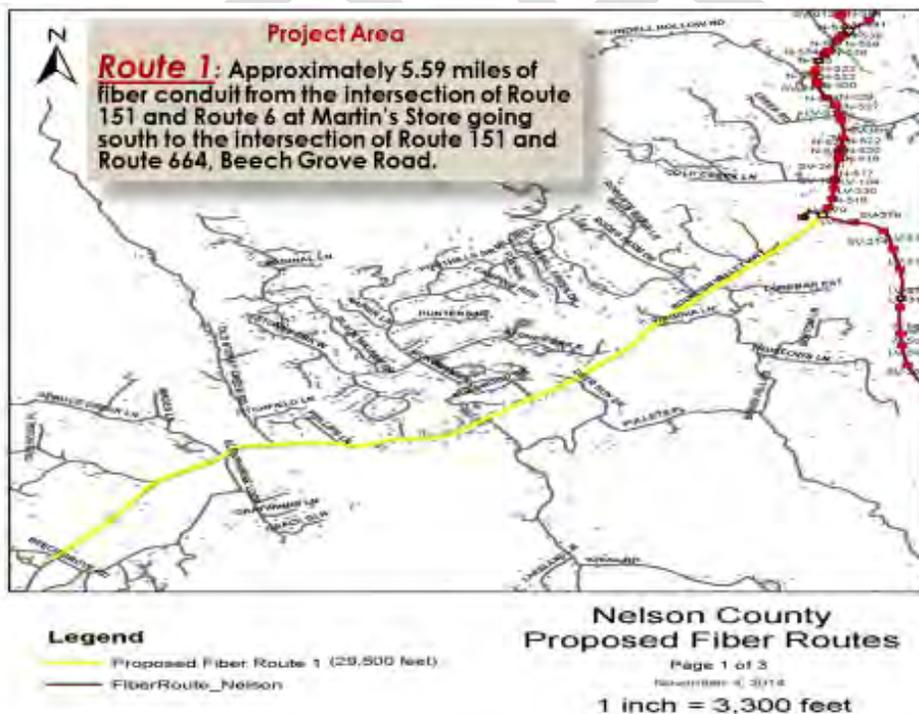
○ **Project Funding:**

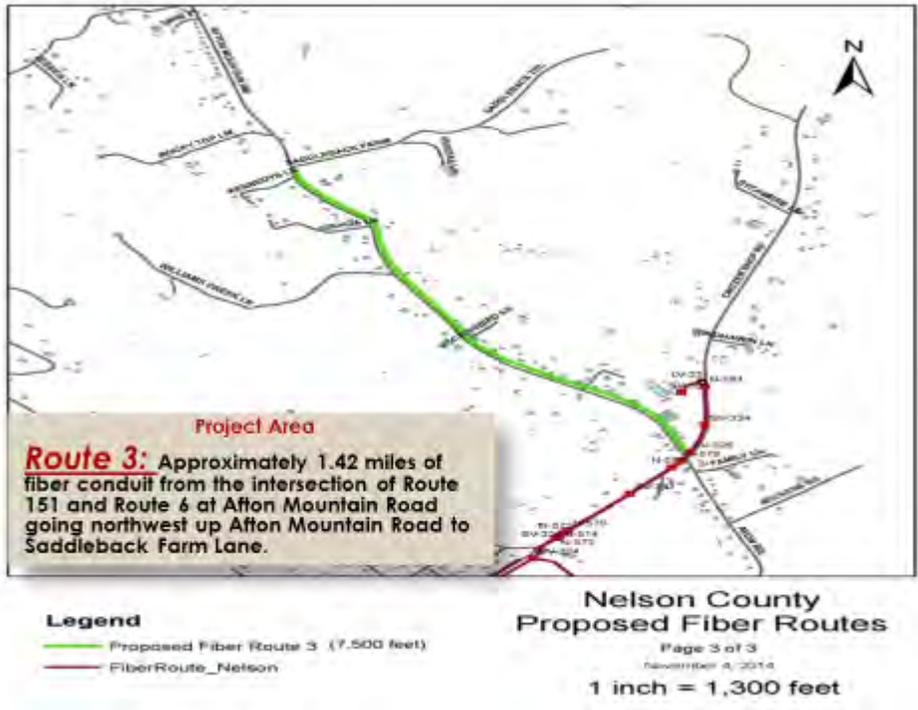
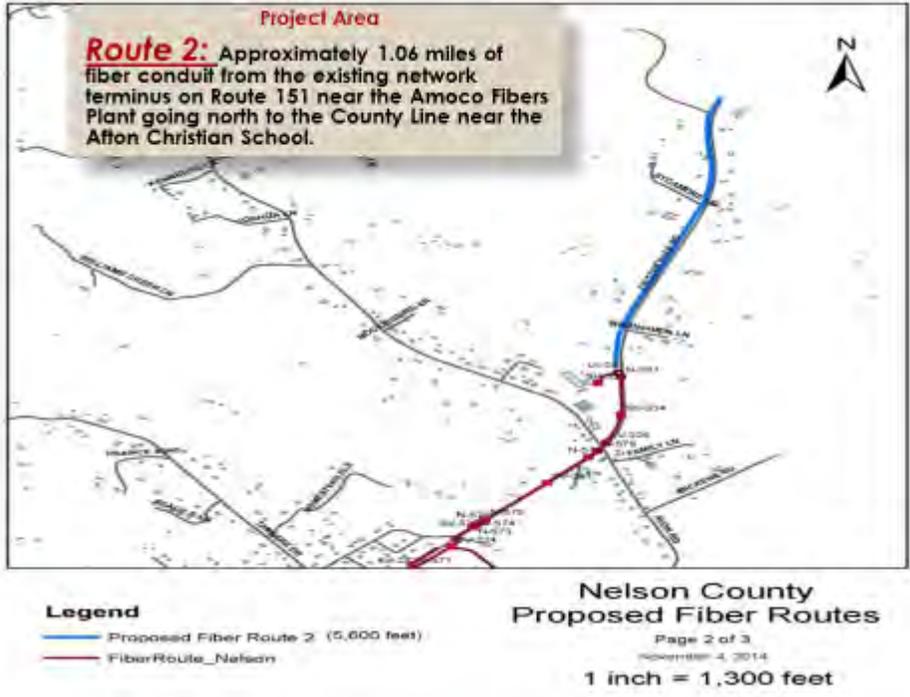
- \$200,000 CDBG-LIG Grant Funds.
- \$100,000 Local Match Funds.

Proposed Project : Nelson County Proposal for Local Innovation Grant

o Project Area:

- o The County proposes to utilize all available funds, for a Telecommunications Project that will construct approximately 8.1 miles of fiber optic cabling in conduit. The intended network consists of three (3) sections as follows (see maps):





**Proposed Project : Nelson County Proposal for
Local Innovation Grant**

o Intended Results:

- o Connect 50% of the 240 (120) Homes and Businesses that are within less than 500 ft. of the fiber.
- o Connect 40% of the 111 (44) Homes and Businesses that are within 1,000 ft. of the fiber.
- o Connect 25% of the other businesses that are within close proximity of the fiber.

**Proposed Project : Nelson County Proposal for
Local Innovation Grant**

o Project Beneficiaries:

- o Approximately eighty-eight (88) businesses and eighty (80) residential structures are the targeted primary beneficiaries.
- o Tourism and home occupation based businesses are the backbone of Nelson County's economy. This fiber infrastructure increases opportunity for these businesses to expand and compete in a global economy which in turn provides for the creation and retention of associated jobs.

Mr. Carter noted that County staff surveyed 88 businesses and got back 83 surveys showing favorable results and that the survey tabulation would be sent in with the application.

**Proposed Project : Nelson County Proposal for
Local Innovation Grant**

- **Project Benefit to Low-to-Moderate Income (LMI) Persons:**
 - The National Objective to be achieved through the funding is job retention and creation.
 - It is anticipated that the grant funds will enable the creation of and provide the retention of twenty (20) jobs which will be held by or made available to LMI persons.
 - At least 51 percent of the permanent, full time jobs (including permanent, full time equivalent jobs) will be held by or made available to LMI persons.

Mr. Carter noted that LMI thresholds were derived by DHCD and that they had tables based on the number of persons in a household and associated income thresholds. He added that the County would have to certify LMI jobs back to DHCD.

**Proposed Project : Nelson County Proposal for
Local Innovation Grant**

- **Displacement:**
 - There will be no displacement of citizens during or as a result of the project.

Network Outcome and Return on Investment

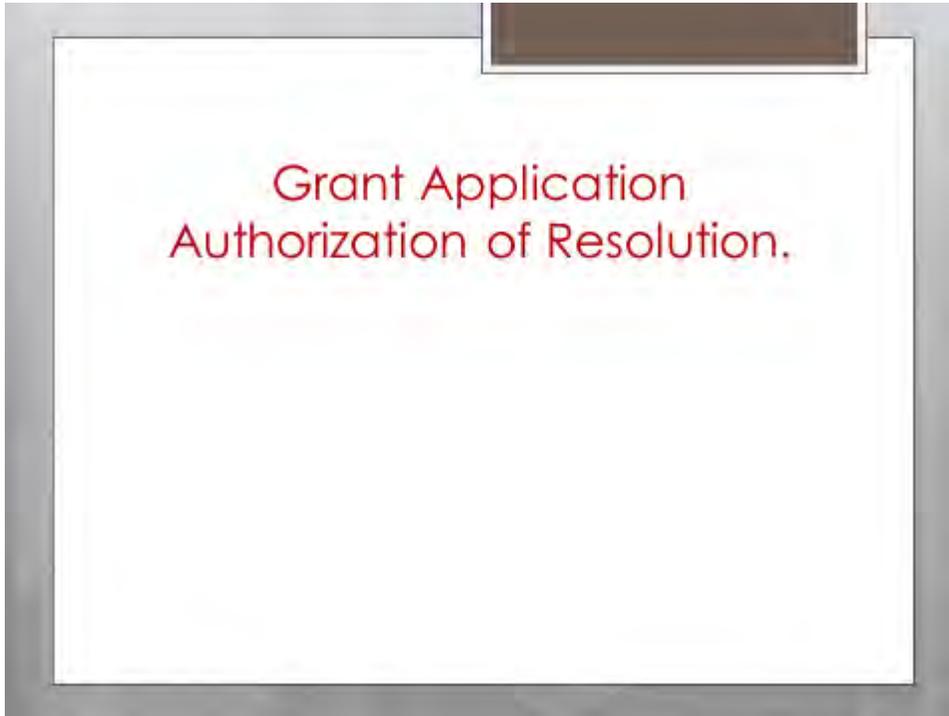
- Construct 8.1 miles of new fiber optic cable.
- Total potential customer base of 356 residences and businesses (within 1000ft of rte.).
- Potential to serve additional customers going beyond 1000ft.

Network Outcome and Return on Investment

- Estimated Project Cost= \$ 306,436
- Positive cash flow of investment on year 3.
- Recovered 103% of investment on year 6.
- Cumulative Net Cash Position of County = \$ 316,104

Mr. Carter noted that staff had done a return on investment (ROI) analysis that had continued to evolve. He added that the cost estimate for the whole project from the current outside plant contractor was \$306,436 and the work would have to be bid out.

Mr. Carter then advised that upon further analysis of the numbers, after four (4) years, there would be a positive cash flow on the County's \$100,000 investment and the County would recover 203% of this in year six (6) or \$216,540. He noted that the key takeaway was that if the County invested \$100,000, it would have recovered that in four (4) years and in year six (6), the County would recover over twice that.



Mr. Carter then noted that on the 5.3 mile fiber segment already installed on Route 151, 75% of the growth in utilization of the network had occurred there. He added that the other 25% had been on the remaining fiber on the Route 6 and Route 29 corridors. He noted that he thought positively the proposal would work.

Mr. Carter then noted that the County did not provide services directly on the network, the County owned it, and the Broadband Authority operated it. He reiterated that it was open access and anyone could use it to serve customers. He noted that Nelson Cable would soon be a service provider on the network and there was no favoritism. Mr. Carter added that staff was endeavoring to meet the Board of Supervisor's objective to expand the network and use excess revenues to expand it into other areas. He noted that at the VACO conference, in the work session about Broadband, the State representatives noted that three (3) things were required to have a successful network: good take rates, revenues, and competition. He added that Nelson County was presented as one (1) of the four (4) examples of broadband success stories.

Mr. Carter then advised that staff had prepared a resolution authorizing the grant application to go forward, that he hoped would be favorably endorsed by the Board following the public hearing.

Mr. Hale then questioned the numbers on the project fact sheet previously provided as compared to those on the PowerPoint. It was noted by staff that those numbers had been tweaked and have slightly changed from the original sheet as staff has worked towards accurate counts of address points. Mr. Carter advised that there was no doubt that there was a good return on investment. Mr. Hale reiterated his concern with the numbers since they had been changing.

Mr. Carter then advised that this grant was one of the best sources of funding to facilitate this type of project and that there weren't many others out there. He added that he thought the County would be successful; however the DHCD staff had indicated that applications for these funds would become more competitive over time and currently, Nelson County was the only applicant for the 2014 funding.

Mr. Carter confirmed that a \$200,000 grant was the maximum and that he was confident the County would make the funding work again. He added that the project would not have a negative impact on the community now or as it continued to grow.

There being no further questions for staff, Ms. Brennan opened the public hearing and the following persons were recognized:

1. Baylor Fooks, Crozet and Network Operator/ISP

Mr. Fooks spoke in favor of the proposed grant application. He advised the Board that fiber, wireless, and DSL were not the same technologies and that fiber was the fastest of those three. He noted that the other technologies were available when the original project launched and there was demand for more services in the county. He added that the network was an open access network and that other providers were serving the schools, the towers were being used and it had lowered the cost of backhaul. He reiterated that the County was not competing with other corporations but rather multiple companies had used it to get broadband to the County.

Mr. Fooks then noted that the project numbers had changed because in October, the Broadband Authority had asked staff to separate the routes which caused some overlap in address points passed. He added that the return on investment (ROI) numbers changed due to discussion of recovery of the entire estimated costs or just the \$100,000 that the County was investing. Mr. Fooks also noted that he did not believe that the take rates were highly significant because if these were low, the variable costs would also be low and vice versa.

In conclusion, Mr. Fooks noted that the highest demand for services had come from the proposed project areas and also had the highest take rates. He added that they were seeing some of the region's largest employers asking for fiber and they were located along Route 6 and Route 151. He noted that they were asking for fiber because of its reliability and high speeds.

2. Joe Lee McClellan, Nelson Cable - Nellysford

Mr. McClellan spoke in opposition to the proposed grant application. He noted that he would like for Supervisors to look into the take rates that the network presently had and how long it would take to pay off the system that had already been built. He noted that their new lines were fiber to the home.

Mr. McClellan then distributed his comments to the Board and noted them as follows:

- The distance on Route 151 between Route 6 and Route 664, Beach Grove Road is 5.59 miles.
- We have been serving the area between Phillips Lane and Lodebar Estate road for several years where we serve sixty one (61) homes and businesses.
- Our Contractor is scheduled to pull the fiber through our remaining already installed 2 inch conduit next week from Route 613 Rhodes Farm Road to the NCBA vault at Route 6 and we only have about two (2) more miles to reach Route 664, Beech Grove Road.
- There are approximately one hundred two (102) potential Internet customers within close proximity of Route 151 between Route 664 and Route 6. Six (6) of these are businesses have their own Dedicated Internet service: Post Office, bank, Credit Union, medical center, Fisher Auto Parts and ABC Store. This leaves a possible thirty five (35) (102 less 61 and 6) Internet customers, which includes the route between the Levels and Route 664, Beech Grove Road, where we are now working to expand our service.
- In addition to the above, we serve customers adjacent to Route 151 in Lodebar Estates, Roberts Ridge Lane area, Napier Lane, Adial Road and Old Stoney Creek Road and we plan to serve Spruce Creek, the Elk Hill Baptist Church area and Winterhaven.
- Eventually we plan to go up Beech Grove Road to our fiber line at the Wintergreen Gate House to make a "redundant loop" for our system.
- To date our Internet service has created four (4) new jobs, in addition to jobs created by the businesses we serve.
- I oppose the Counties use of my and other taxpayer funds to build fiber routes in areas already served by private enterprise.

3. Clay Stewart, SCS Broadband -Arrington

Mr. Stewart spoke in opposition to the proposed grant application. Mr. Stewart then distributed his comments to the Board and noted them as follows:

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Thank you for the opportunity to speak on the subject of the proposal to request grant money to build out the new fiber extensions on or off RT 151. SCS Broadband opposes this proposal with the following explanations.

The National Broadband Map is part of NTIA's State Broadband Initiative. ISPs are encouraged to participate in order to prevent over-builds into their area with tax payer dollars. This map is located at www.broadbandmap.gov. SCS Broadband has participated in this mapping program for several years. Virginia's mapping review and submission to the federal government is done by the Center of Innovative Technology (CIT) for Virginia ISPs.

SCS Broadband current propagation mapping has greater than 70% coverage from Albemarle to Lynchburg, as well as locations in Appomattox and Buckingham locations. SCS has broadband at 95% coverage at two of the proposed routes for this grant. The third is from the Martins Store, south on 151, which has coverage from the Martins Store tower ... which does have a handicap due to a low location on the tower SCS was forced to use ... AT&T was to take the top of cellular a year ago. The top 20' is still unused, which would have given SCS full coverage to the Bold Rock location on RT 151 and made that broadband stimulus tower profitable and our Broadband mapping at 90% or greater coverage for that area.

The coverage and bandwidth available from SCS Broadband is more than sufficient to mark this territory as served, and is **not** a non-served, or under-served territory in Nelson County. There are locations which do qualify for such a classification as being under served, such as Faber and Gladstone.

Attached are focused maps displaying our actual radio propagation layouts which are derived from a third party, Link Technologies using the product known as TowerCoverage, which are reviewed and posted to NTIA by CIT. These are used to assure that government funding is not used for served areas.

It is also important to note that if our request is over-ridden, and this corridor is built out, the costly Broadband tower located at the Rock Fish Valley Fire and Rescue will have zero value for any wireless broadband carrier. SCS Broadband has interest in this tower for a future build-out, once adoption rates deplete our current towers capacity, but the subsidized routes presented will turn this stimulus tower into an expensive white elephant.

In summary, government Broadband grants specifically are meant to provide broadband access to areas either under-serve or not served by broadband ISPs. Funding overbuilds into any area defeats these purposes. If the limited amount of money that is available is spent on duplicating services, money will not be available to bring service to true not served areas. Moreover, it will make it more difficult for existing providers to operate their businesses in the face of a government subsidized competitor. Thus, rather than encourage the deployment of infrastructure and create sustainable jobs, overbuilding discourages private investment, harms deployment and costs jobs. Particularly in high cost, sparsely populated areas, where existing providers have difficulty covering cost, splitting subscribers while subsidizing a

new competitor will only make it harder for all carriers to recover broadband investments, putting jobs in jeopardy and leading ultimately to a burden on the consumers.

Any ISP going into an existing served area must, and should be done only with private funds so as not to create an unfair advantage to other ISPs which have invested much time and money from their own pockets.

Over-built and high cost stimulus built towers sit empty or barely used, and high cost back-haul systems to these towers sit dormant. We do not need to repeat this error. SCS Broadband request respectfully two things in this public hearing.... one reject this proposal to request funding served areas of the county ... and two ... devise a formal working relationship with all ISPs for broadband planning, especially with the Nelson County incumbents.

Mr. Stewart concluded by adding that he had invested in Afton as much or more than the grant funds and he provided fast reliable service.

4. John Holman, Nelson Cable - Nellysford

Mr. Holman spoke to Nelson Cable's technology noting that on December 15, 2014 Cisco would install Docsis 3.0 technology which was the same as what XFINITY used. He noted that Nelson Cable had 30 miles of fiber in the Wintergreen area and another mile was to be pulled to connect to the County network.

5. Alan Patrick, Afton and Nelson County Broadband Authority Member

Mr. Patrick spoke in favor of the proposed grant application and noted his comments were from a County resident perspective. He noted that he thought the grant project was a positive opportunity, and the Board of Supervisor's had directed that the network be sustainable and he saw the opportunity for this project to operate and generate revenues. He added that given that the Route 151 corridor had been so successful, the Authority could begin planning additional build outs in other areas. He then noted that operationally, he saw an end in the County subsidy in sight. Mr. Patrick then noted that the objections that had been expressed were based on competition. He added that competition generated better service, lower rates and was a good thing for the community, County residents, and businesses.

6. Rob Rutherford, Shipman

Mr. Rutherford spoke in opposition to the proposed grant application. He noted that he thought competition was good as long as it was fair. He suggested that the County should provide backbone in underserved areas such as Shipman and Faber. He noted these areas were underserved and the County should get something there with the cash instead of using it to match the grant. He added that there were LMIs in the unserved areas and there were a lot of home-based businesses. He concluded by asking the Board to do something that would change the County and help the people in the County instead of competing with other businesses.

5. Carlton Ballowe, Faber

Mr. Ballowe spoke in opposition to the proposed grant application. He noted that he had thought favorably of getting broadband in the County and he agreed with serving underserved and unserved areas. He noted that he thought the County's role was that of a facilitator of broadband and that now he thought the County was making a departure from this to being a competitor. He noted that he thought that the County would provide the broadband infrastructure and then there would be public/private partnerships; however now he thought the County was going into direct competition with local providers. He added that he also thought the County would work with local providers; however it appeared to him that the County was avoiding working with SCS and Nelson Cable on the High Top tower and in the Beech Grove area respectively. He concluded by noting that he was afraid that the more the County got involved in this, it would be like the DMV with terrible service and it would go broke like the Postal Service.

6. Anthony Perry, Arrington

Mr. Perry noted that he ran a vineyard in Amherst County and wanted to expand the business into Nelson; however internet access was lacking in Arrington and Tye River. He noted to the Board that he would appreciate them getting services there and noted it would create jobs.

7. Jace Goodling, Afton

Mr. Goodling spoke in opposition to the proposed grant application noting that he echoed the sentiments of those opposing the County competing with private businesses to provide services. He then noted that the failure was in not making anything more out of what was already here. He added that he thought SCS was trying to serve the county and the County was road-blocking SCS at every turn and was picking and choosing the winners. He encouraged the Board to spread out the internet access areas as the proposed project areas were already served. He added that CDBG grant monies should not be spent to do this, the Board could not trust the numbers, and he encouraged the Board to reconsider it.

8. William Foster, Shipman

Mr. Foster noted that it seemed like there was internet in certain parts of the county but not in Shipman, Wingina, Norwood, and Gladstone. He noted that the Board should look at the County as a whole and everyone should have the same opportunities. He encouraged the Board to try to look at each District and provide them with the same opportunities.

There being no other persons wishing to be recognized, the public hearing was closed.

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Mr. Bruguere asked Mr. Stewart to explain the coverage area maps that he provided and Mr. Stewart noted that the green areas were where there was 100% coverage and the brownish areas were where the speeds were between 5-10 Mbps. He added if there was no brown or green, then there was no coverage. He reiterated that they came from a radio frequency propagation tool, Lane Technologies.

Mr. Carter then stated that it was important to note that both Mr. Stewart and Mr. McClellan had said it was inappropriate to use federal money to build the network and yet both had submitted grant proposals to get this funding.

Mr. Carter then noted that the completed application had to be submitted by the close of business on November 15th.

Mr. Harvey then noted that a misconception that he had heard several times during the public hearing was that the County had anything to do with the last mile service providers. He noted that the backbone was there and anyone could provide services to anyone they wanted. Mr. Fooks expanded on this and noted that multiple service providers could serve the same customer in the same household and the project did not put the County in direct competition with ISPs.

Ms. Brennan pointed out that in order to use the grant money, the County could not just decide any old place to put the fiber as there were grant requirements to be met. She added that the County would like to put it everywhere and the reason to apply for this funding was to generate revenue in order to build the network out elsewhere.

Mr. Hale then indicated he had been opposed to the proposed project from the beginning as it would put fiber optic cable in an area that was better served than most other areas in the county and it was in competition with private enterprise who did not have the same resources to get this kind of money. He added in his view, this was an unfair competitive advantage for the County. He acknowledged that an objective of the Board was to make the broadband network pay for itself; however he thought that the figures presented in the proposal and what had been accomplished so far were not very persuasive to him.

Mr. Bruguere noted he agreed with Mr. Harvey and noted that it was not the County's intention to be in competition with anyone nor was it. He noted that the network provided access to anyone and could do it cheaper. He added that it was a win/win situation. Mr. Bruguere then noted that Blue Ridge Internetworks (BRI) was not the County rather they were an internet service provider (ISP). He then added that the County had been fortunate to get federal money and if they had not, no one would have fiber and the County would still be in the dark.

Mr. Saunders then noted that he thought the County project provided fiber that anyone had access to. He noted that he believed the project would work and it was a good opportunity to extend the line. He noted that the County could not go in other directions based on the requirements for the use of the funds and he thought this was where it was best spent. He

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acknowledged that the numbers were subject to change and that there were no guarantees on the take rates adding that the numbers were speculated; however he would go with what staff had presented.

Ms. Brennan noted her confusion and stated on the one hand, the grant would provide jobs in the community; however she was confused as to why High Top Tower was not in service and why the Massie's Mill tower was not being used. She added that she did not feel ready to make a decision on the matter until these questions were answered.

Mr. Bruguiera then moved to approve resolution **R2014-81** Department of Housing and Community Development (DHCD), Community Development Block Grant (CDBG) Local Innovation Grant Program (LIG) application endorsement.

Mr. Harvey seconded the motion and there being no further discussion, Supervisors voted (3-1-1) by roll call vote to approve the motion with Mr. Hale voting No and Ms. Brennan abstaining from the vote.

**RESOLUTION R2014-81
NELSON COUNTY BOARD OF SUPERVISORS
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (DHCD)
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
LOCAL INNOVATION GRANT PROGRAM (LIG) APPLICATION
ENDORSEMENT**

WHEREAS, Nelson County continues to seek grant funding to invest in its broadband infrastructure in order to benefit local businesses and citizens by providing access to high speed broadband internet services; and

WHEREAS, the proposed project is intended to connect approximately 197 businesses and homes within 1,000 feet of the new fiber that will enable their expansion and creation/retention of approximately twenty (20) jobs which will be held by or made available to low-to-moderate income (LMI) persons as defined by DHCD; thus meeting the National Objective of job retention and creation and the requirement that at least 51 percent of the permanent, full time jobs (including permanent, full time equivalent jobs) will be held by or made available to LMI persons as defined by DHCD;

NOW, THEREFORE BE IT RESOLVED that the Nelson County Board of Supervisors hereby endorses the submittal of a Department of Housing and Community Development, Community Development Block Grant, Local Innovation Grant Program application seeking a maximum funding award of approximately \$200,000 and additionally resolves to provide the required 50% local match.

B. Public Hearing - Special Use Permit #2014-007 – St. Mary’s Catholic Church / Reverend Daniel Kelly Consideration of a Special Use Permit application seeking approval to add a new section to the historic Lovington Gap Cemetery pursuant to §4-1-11a of the Zoning Ordinance. The subject property is identified as Tax Map Parcel #58-A-31F, located in Lovington. This is a 16.5-acre parcel zoned Agricultural (A-1), and is owned by Bishop Francis X. Dilorenzo, Bishop of the Catholic Diocese, St. Mary’s Church.

Mr. Padalino presented the following SUP application:

Site Address /Location: Thomas Nelson Highway (west side of highway across from St. Mary’s Catholic Church) / Lovington / East District

Tax Map Parcel: #58-A-29

Parcel Size: approximately 16.5 acres

Zoning: Agricultural (A-1)

Request: Approval of Special Use Permit #2014-007 and associated Minor Site Plan for the proposed expansion of the historic Lovings Gap Cemetery

Completed Application Received On: September 18th

Application Overview

The Department of Planning & Zoning received an application on September 18th from Father Daniel Kelly (St. Mary’s Catholic Church) for Special Use Permit #2014-007. This application seeks approval to construct and operate a Cemetery, adjacent to the existing historic Lovings Gap Cemetery.

Zoning Ordinance Article 2, “Definitions,” defines “Cemetery” as, “A privately or church-owned and/or operated place for burial of the dead where lots may be sold and perpetual care of the grave may be furnished.”

The subject property is located on the west side of Thomas Nelson Highway (Rte. 29), across from St. Mary’s Catholic Church, several hundred feet south of the intersection with Mountain Cove Road. The 16.5-acre property is zoned Agricultural (A-1). *(Please see maps on pages 5 and 6.)*

Summary of Requested Uses & Application Details

This SUP application and Minor Site Plan seek approval for a cemetery containing a total of 240 grave sites (in 15 “sections” containing 16 sites per section). The project would utilize the existing public right-of-way and access road through the subject property. The existing access point on Route 29 will also be used, but it needs to be upgraded. The Virginia Department of Transportation (VDOT) has approved the construction plan design for the commercial entrance to serve this property. With VDOT approval for the entrance plan, the applicant will need to acquire a VDOT Land Use Permit prior to beginning construction on the entrance.

Also, per VDOT's written comments after the October 8th Site Plan Review Committee meeting, this project does not require a deceleration lane or turn lane. Mr. Jeff Kessler, P.E., confirmed that, "VDOT is receptive to phasing the commercial entrance construction that will add the optional right turn lane at a later date," in an email dated October 9th. The applicants have stated that they are interested in the possibility of eventually constructing a deceleration lane and turn lane to provide better and safer access to the property for southbound traffic on Route 29. But the applicant has also stated that those upgrades are not being pursued at this time. The applicants have also stated that they do not currently plan to install lighting, landscaping, or signage in conjunction with this project. If a decision is made to erect a sign, the applicant has stated that they will notify the County, obtain approval prior to installation, and follow all local and state regulations regarding sign location and design.

Planning Commission Review and Public Hearing

The Planning Commission conducted a properly-advertised public hearing for this SUP application on October 22nd. After the Planning & Zoning Director provided a brief staff report of the application materials, Mr. Massie Saunders, P.E., of Saunders Surveys, then spoke on behalf of the applicant. He noted that VDOT has been reviewing this project for several months and have not required a deceleration lane or turn lane; and therefore the County should not be requiring or requesting anything related to this matter.

Mr. Saunders also stated that the existing road should not be required to be upgraded, as it currently has some gravel on it and is currently serving multiple parcels beyond the St. Mary's property. Mr. Saunders then stated that he is not aware of any requirements for a cemetery to contain a minimum number of off-street parking spaces; and therefore this project should not be subject to any design specifications or standards associated with most other projects. He added that he is not aware of a single cemetery in Nelson County which has a commercial-style parking lot; and explained that all cemeteries are simply served by a small road that loops through the cemetery, and visitors typically park in the grass with close access to the burial plots.

Madame Chair Proulx then opened the public hearing at 7:14 P.M.

Richard Bulissa: Mr. Bulissa introduced himself as an adjoining property owner, and operator of Orchard House Bed and Breakfast. Mr. Bulissa stated that he thinks the proposed cemetery is a very good use of the property. He then noted that the cemetery property is directly upstream from his property, and further explained that previous logging activity on the St. Mary's property contributed to a culvert on his property being blown out a few years ago during a storm. He noted that the destruction of the culvert now prevents him from crossing Town Creek, which prevents him from accessing five (5) acres of property he owns. Mr. Bulissa then noted that the culvert was originally installed by Virginia Department of Transportation (VDOT), and he is attempting to work with that Department to determine how the culvert should be replaced. He noted that VDOT staff have met with him on the property, but that the situation is unresolved. He then summarized that he does support the proposed cemetery – but would be opposed to any use or development that

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results in any additional damage to his property due to increased runoff from the upstream property.

Madame Chair Proulx then closed the public hearing at 7:19 P.M.

Commissioner Russell then made a motion to make a recommendation to the Board of Supervisors for approval of Special Use Permit #2014-007 for St. Mary's Catholic Church cemetery. Commissioner Allen then seconded the motion, with the motion receiving a vote of 5-0. Commissioner Goad abstained because of his affiliation with St. Mary's Catholic Church.

Following the vote, the Planning & Zoning Director responded to Mr. Saunders' comments regarding the project's "required improvements" (such as roads and parking area). Mr. Padalino noted that Mr. Saunders' was in fact correct when he suggested that cemeteries should not be subject to parking requirements. Zoning Ordinance Article 12, Section 7-6 "*Required spaces for specific uses*" does not contain any provision for "*cemetery*" uses, which is interpreted to mean that there are no required parking spaces. Because there is no requirement to improve the proposed parking area, the area on the Minor Site Plan denoted as "cleared area to be used for parking for funerals" will be left undeveloped and no construction or site disturbance will occur in that area. And with no parking lot construction, the total area of disturbance for the project is 0.6-acres, as noted on the Minor Site Plan. That calculation includes the proposed new 10' roads and turnaround area.

As a result, the overall project area is not expected to increase beyond the 1.0-acre threshold that automatically requires a Major Site Plan (pending any BOS approval of this SUP application). Therefore, please note that the Minor Site Plan submitted with this Special Use Permit application is the first and only time the Board of Supervisors have the opportunity to review the design and operation of the proposed use (regarding issues such as traffic and transportation, screening and other details, etc).

Mr. Padalino reported that the application would allow St. Mary's to create 240 additional grave sites at the property. He showed the proposed location on the tax map; noting that the cemetery expansion would use 16.5 acres on the west side of Thomas Nelson Highway and would utilize an existing access road that came into the property.

Mr. Padalino showed photos of the existing cemetery. He noted that VDOT had permitted the engineering and design of a new entrance and that there was 50ft of public right of way going into and through the property. He added that the access road was gravel, the cleared area would be for parking, and there was a ten (10) foot wide loop around the edge and a turnaround.

Mr. Padalino then reported that at the Planning Commission public hearing, concern was expressed about making the turn into the cemetery off of Route 29. He advised that no turn lane was required by VDOT now or in the future and that VDOT was not concerned with this.

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Mr. Padalino reported that the Planning Commission had recommended approval and the neighbor who spoke at the public hearing was in favor of the application but has had storm water runoff issues when the property was previously logged. He noted he was in favor of the proposal but opposed any runoff that would affect his property.

Ms. Brennan invited the applicant to speak and Ms. Gwen Casale, Chair of the St. Mary's Cemetery Committee, noted she was present representing the applicant. She noted that they had worked hard on the project and despite it not being required, they were looking at a low volume turning lane at the entrance for safety reasons.

There being no further comment from the Applicant, Ms. Brennan opened the public hearing. There being no persons wishing to be recognized, the public hearing was closed.

Mr. Harvey then moved to approve **SUP #2014-007** for St. Mary's cemetery and Mr. Hale seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

IV. Joint Meeting with the Nelson County School Board

Ms. Janet Giles, Vice-Chair of the School Board opened the joint meeting on behalf of the School Board with the following members and staff present: Janet Giles, Debbie Harvey, Dave Francis, Kathy Hughes, Dr. Comer, Shannon Irvin, Sandra McKenzie, JoAnne Wagner, Tim Rutherford, and guest Tom Vandever. School Board members, Mr. David Parr and Ms. Jane Mays were absent.

Dr. Comer then thanked the Board for meeting and noted that they wanted to keep things brief and that they were just providing information at this time. He noted that the topic of discussion would be the Office of Civil Rights (OCR) report and its recommendations. Dr. Comer indicated that overall he was very impressed with the County's facilities and that they were top notch. He then deferred to Ms. Sandra McKenzie to explain why they had the OCR review.

Ms. Sandra McKenzie introduced herself noting that she was the Director of Career and Technical Education (CTE) at Nelson County High School (NCHS).

She noted that all school systems were given points for different aspects of their CTE program. She noted that since they offered vocational education, the OCR looked at enrollment, the gender make up and looked at getting non-traditional participants in the programs. She then noted that they had received the largest number of points because it had been twenty-two (22) years since their last visit. She added the OCR then reviewed the top four (4) point earners in the state. Ms. McKenzie then noted that they came for a site visit in 2014 and had a thorough tour of the NCHS facility. She noted that subsequently, the School Division got the report of findings and looked for help with the process. She then noted that Mr. Tom Vandever of Charlottesville volunteered to look at the findings and to develop cost effective means to deal with them.

Mr. Tom Vandever then introduced himself as the Director of Independence Resource Services whose primary objective was to advocate for those with disabilities. He added that a subtask of the organization was to provide technical assistance on ADA and other federal regulations. He confirmed that the school division had asked for their review of the findings and help with the easiest way to fix it.

Ms. Shannon Irving then noted that there were sixteen (16) findings related to ADA access for students or community members and most had dollars associated with them.

Ms. Irvin then reviewed the following findings and resolutions where applicable. She noted that they had done the things that they could do within the budget; however the items in red were things they needed assistance with.

Access for Students with Disabilities Issues:

Finding 1. The lower level parking lot at NCHS has 302 total parking spaces, but only two of these spaces are designated as accessible. Additionally, these two designated spaces contain signage that can be blocked by vehicles parked in them. The designated accessible route from these spaces to the main entrance of the building contains a curb that has not been ramped for accessibility, and a steep incline that is not accessible. **Response: We have contracted to have the curb cut and lines painted and installation of appropriate signage for a total cost of \$5,515.90.**

Finding 2. All interior doors that are not fire rated and have closers attached to them require greater than five pounds of force to operate. **Response: We purchased a measuring tool and have adjusted the pull to less than 5 lb of pressure to open/close all doors.**

Finding 3. The elevator in the high school portion of the building is key-operated, which does not foster independent access to the second floor because use of the key requires twisting of the wrist and fine motor control. **Response: Push button was installed on elevator at a cost of \$1,120.00**

Finding 4. The accessible route to the computer tables in the media center is blocked by a table, and other furniture and accessories block the accessible route to the high stacks along the wall in this space. **Response: Space was rearranged to be accessible.**

Finding 5. Less than 50 percent of the drinking fountains on each level of NCHS are accessible. Additionally, the accessible drinking fountains that have been installed are mounted with their leading edges greater than 27 inches above the floor, thereby causing them to be inaccessible for persons who are blind. **Response: We have received estimate of \$10,900 to purchase the requisite drinking fountains. We are waiting for funding.**

Finding 6. The middle and top runs of the ramp at gymnasium two (old gym), the top run of the ramp at the commons, the ramp in the hallway of the CTE labs, and the ramp at the entry door of the Agriculture lab and classroom have inaccessible running slopes. Additionally, the top run of the ramp in the commons is missing a second handrail, and there is no edge

protection on the ramp at the entry door of Agriculture. **Response:** We have determined that the ramp at the old gym is indeed in compliance after taking more accurate measurements. We believe that the ramp at the Commons Area can be made compliant by grinding out the high spots of the tile and replacing the existing tile with treads designed to minimize slipping. Estimated cost of the work to this ramp would be around \$4,000. The ramp in the Ag Shop we believe can be made compliant by adding a cement slab and turning the ramp into the classroom. Estimated cost for this work would be \$2,250. The ramp in the CTE wing requires more attention. We anticipate having to procure a long metal ramp to extend down ½ of the hallway at a slope deemed to be appropriate for Handicap access. The cost of this ramp has not yet been determined.

Finding 7. There is no accessible seating in gymnasium two. **Response:** We have a quote to replace the bleachers in the old gym at a cost of \$49,430 or to retrofit the existing bleachers at a cost of \$26,870.

Finding 8. Clutter in the hallways and walkways of the team room areas behind gymnasium two makes the route within these spaces inaccessible. In the team rooms there are no rear grab bars in the accessible toilet compartments; the pipes are unwrapped at the sinks; mirrors are mounted too high; the shower areas are not accessible, and the benches in the locker room portions of these spaces have no back support. **Response:** We have cleared the clutter in the hallways and walkways and installed the grab bars and purchased the wrap for the pipes. A new full length mirror was installed to meet the compliance standard. We will have to determine whether it is feasible to turn the coach's office into a handicap accessible shower. This would require removing a wall to gain adequate space for the shower unit. Anticipated cost of this project would be around \$5,000. We are in search of appropriate benches for the environment. We anticipate the cost to be around \$2,000.

Finding 9. In the alternate locker room spaces for males and females at NCHS designated as accessible, there is no designation signage at the entry doors, nor is there directional signage posted indicating the location of these spaces. Also, there are inaccessible thresholds at the transfer type shower compartments within these spaces. In the alternate accessible locker room space for males, there is no toilet paper dispenser in the accessible toilet compartment, and the shower sprayer is not mounted to promote accessibility. In the alternate accessible locker room space for females, the paper towel dispenser is mounted too high, and the shower sprayer is not mounted to the adjustable rod. **Response:** We have moved and/or installed new dispensers for paper towels and toilet paper. We have installed Shower Sprayers at a cost of \$392.43 and thresholds at showers for a cost of \$370. We will need to purchase directional signage at an anticipated cost of \$250 once we decide upon the appropriate wording.

Finding 10. All doors in the CTE wing have door opening mechanisms (knobs) that require twisting of the wrist to operate. There are no fully accessible restrooms on this wing, within the labs or on the hallways. The industrial sinks in the CTE labs that are used as lavatories do not have adequate knee clearance for forward accessibility. Additionally, the paper towel dispensers at these sinks are mounted too high or have inaccessible dispensing controls. **Response:** We have replaced the doorknobs in the CTE wing with lever action handles at a

cost of \$25,328.50. We will need assistance in retrofitting the existing restrooms/sinks in the CTE area to be handicap accessible. Estimated cost of this project TBD. Towel Dispensers will be relocated once new sinks are installed.

Finding 11. In the Automotive Technology lab the alignment service equipment is in a 4 ½ foot deep pit that is only accessible by stairs. Additionally, the pit is not properly gated or marked to prevent visually impaired or blind persons from falling into this space. **Response:** We believe that the best instructional approach to solve this problem would be to fill in the automotive pit and purchase new handicap accessible automotive repair equipment that would allow someone in a wheelchair access to the work area. Anticipated cost of this work and equipment TBD

Finding 12. The ramp at the greenhouse, the aisles within this space, and the threshold at the doorway to transition into the second half of this space are all inaccessible. Additionally, there are knobs at all greenhouse doors. **Response:** A thorough study of this issue needs to take place to determine if modifications to the existing structure are feasible. Cost estimate to consider replacement of structure with Handicap Accessible Greenhouse is TBD.

Finding 13. The sink in the kitchen space of Family and Consumer Sciences (FACS) does not have adequate knee clearance for forward accessibility, and its associated counter is too high. **Response:** We have contracted to have the countertops replaced and a handicap accessible sink installed at a cost of \$2,750.00 The work is in progress.

Finding 14. There is no signage posted at auditorium one (new auditorium) indicating the availability of an assistive listening system; there are only five assistive listening receivers available for a facility with the capacity to hold 623 people; and the ticket booth at this auditorium is too high to be accessible. **Response:** We have purchased the required Assistive Listening Devices with the appropriate signage at a cost of \$2,681.

Finding 15. In the cafeteria, the a-la-carte baskets placed on the top of the refrigerator unit on the serving line places the items offered out of accessible reach. **Response:** we have rearranged our offerings so that handicapped individuals may self-serve items in the same manner as non-handicapped individuals.

Finding 16. There are nine toilet stalls in the accessible female restroom near auditorium one (new auditorium) and cafeteria, one of which is a standard accessible stall; however, there is no ambulatory stall in this space. **Response:** We have made an ambulatory space in this area at a cost of \$120.

Comparable Facilities Issues:

Finding 1. Nelson County H.S. has two dedicated team rooms, both of which were altered in 2001 and are currently used for male sports teams only. Also, currently there is only

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office space for a male coach in this area. **Response: We will need assistance in this area to determine if the best alternative is to renovate existing space (ie. ALPHA area of NCHS) or to build a new locker room as part of a desired complex building. Cost estimates TBD.**

Mr. Saunders then inquired as to a deadline for correction and Ms. Irvin reported that they had filed a plan with them and they had not responded to say their plan was approved. She added that as part of the review, the OCR understood that the capital items would take time and this was a gray area right now. She noted that they were showing a good faith effort to improve and the other items would become part of a capital improvements plan (CIP). Ms. Brennan inquired as to the total for all of the known costs and Ms. Irvin noted she did not have this information with her; however the big ticket items were the unknown items.

Mr. Bruguiere inquired as to whether or not there had been any ADA complaints and it was noted that a parent had complained about parking. It was then explained that a person with a handicap should not have to rely on anyone else for assistance and should be able to do things themselves.

Ms. Irvin then noted that new standards went into effect in 2010. Mr. Vandever added that over time, the concept of grandfathering got thrown out and OCR instead said they had ten (10) years to bring programs into compliance. He reiterated that there was no grandfather protection and the compliance was twenty-five (25) years past due. He noted that even if there were no ADA students, there were people in the community that used the school facilities.

Mr. Bruguiere questioned whether or not all of the work such as bringing the automotive pit into compliance would need to be done. Mr. Vandever advised that they had some time to get it done and Mr. Harvey supposed that the automotive equipment was obsolete anyway.

Mr. Saunders suggested that a schedule be drawn up and presented so they wouldn't have to do all of it at once. Ms. Irvin noted that they did do that and went out three (3) years into the future. She added that the next step was to hire an expert to get pricing and plan for it. Ms. Irvin then advised that they and County staff had discussed the Architect working on the courthouse looking at some of these. She noted that conceptually they needed to address some items, like the girls' locker room and the green house. She added that the old Alpha area was previously a locker room and was an option; however it had HVAC/air quality issues.

Dr. Comer then noted that this was a starting point for informational purposes. He added that if they consulted with a Title 9 attorney, they may get a different answer and there may be other options and they needed to explore these. He noted that they had done some things that would look good to the reviewer; however he thought there were other options.

Ms. Debbie Harvey asked if there was an appeals process for the findings and Mr. Vandever noted that they had corrected some incorrect information; however he noted that most of the hard core accessibility issues were correct. He added that Title 9 was not his area of expertise. The question was then posed if the greenhouse or automotive changes were not

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made then would these programs have to be eliminated. Ms. Irvin noted that she expected these items would be included in the CIP, which would show the OCR they had a plan.

Ms. Janet Giles then asked when the administration would hear back from OCR and Ms. Irvin noted she thought they would have already; however they had some staff turnover and she was not sure.

Mr. Dave Francis then asked if they would bring in an architect quickly to look at these things and Ms. Irvin noted that they would be able to give the most cost effective options. Ms. Brennan asked if they would have to do an RFP for those services and Mr. Carter noted that it had been considered that he would ask Architectural Partners to do an evaluation as an addendum to the County's contract. He added that they could use cooperative procurement provisions if they were out there and stated in the RFP.

Mr. Harvey suggested that they find other school divisions that have had this review done in the last five (5) years and see how they handled it. He then asked about the elementary schools and Ms. Irvin noted that the OCR did not check elementary schools because they did not have CTE programs.

Mr. Hale noted that he wanted to address the remaining concerns and noted he thought it was the job for NCSB and staff to set the priorities and time frame to get in compliance. He added that he was not sure about retaining Architectural Partners as he was doubtful that they had expertise in these types of issues.

Mr. Harvey then suggested checking with the state to see if they had anyone in this field that could assist them.

Dr. Comer noted that they would come back with more solid information on this in the near future and he agreed they needed assistance to get things figured out.

Ms. Irvin noted that all training and procedural items had been addressed and that they would include some of this in their CIP with their budget and would estimate associated dollar amounts.

Mr. Bruguiere then asked if they addressed different levels of disability and Mr. Vandever noted that bleacher seating was a special category. He added that this issue was about having chair seating next to a companion. He noted that they could remove the bleachers entirely from the old gym as a radical alternative. It was noted that they cannot have a designated area for the handicapped, they had to be able to sit where they want within the gym area.

Mr. Saunders then inquired as to the lights on the football field and Dr. Comer reported that all of the bolts had been replaced and the field and track were back open.

School Board members adjourned their meeting and the Board took a five-minute break prior to moving forward with their agenda.

V. Other Business (As May Be Presented)

Deferred from the Afternoon Session: BZA appointment

Mr. Saunders noted that the Board had deferred consideration of the BZA appointment from the afternoon session until the evening session.

He then nominated Ms. Mary Kathryn Allen for recommendation to the Circuit Court Judge for BZA appointment and Mr. Bruguere seconded the motion.

Mr. Hale noted that the other applicant (the incumbent) had considerable experience and he thought there should be consistency in applying zoning laws on the BZA. He added that he thought that Linda Russell was competent in doing that. Mr. Saunders did not disagree, however he noted that there was no one on the BZA representing the south district and he thought there should be.

There being no further discussion, Supervisors voted (3-2) by roll call vote to approve the motion with Mr. Hale and Ms. Brennan voting No.

Mr. Bruguere suggested that the Board look at term limits for these seats and Mr. Harvey noted that people were not highly interested in being on these committees.

VI. Adjournment

AT 9:30 PM, Mr. Hale moved to adjourn and Mr. Harvey seconded the motion. There being no further discussion, Supervisors voted unanimously by voice vote to approve the motion and the meeting adjourned.

December 9, 2014

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

Absent: None

I. Call to Order

Ms. Brennan called the meeting to order at 2:05 PM, with all Supervisors present to establish a quorum.

- A. Moment of Silence
- B. Pledge of Allegiance – Mr. Bruguire led the pledge of Allegiance

II. Consent Agenda

Ms. Brennan noted the Consent Agenda items for consideration and Mr. Bruguire inquired as to whether or not the inside of the building on the Calohill property had been cleared by the seller. Mr. Carter advised that it had and that County maintenance staff were working on clearing the exterior of the surrounding property.

Ms. Brennan then noted she would like to defer consideration of approving the minutes until January and Supervisors agreed by consensus to do so. Mr. Hale then moved to approve the consent agenda less item A. Minutes for Approval, and Mr. Bruguire 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:

- A. Resolution – **R2014-82** Minutes for Approval – Deferred
- B. Resolution – **R2014-83** COR Refunds

**RESOLUTION R2014-83
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF COMMISSIONER OF REVENUE REFUNDS**

December 9, 2014

RESOLVED, by the Nelson County Board of Supervisors that the following refunds, as certified by the Nelson County Commissioner of Revenue and County Attorney pursuant to §58.1-3981 of the Code of Virginia, be and hereby are approved for payment.

<u>Amount</u>	<u>Category</u>	<u>Payee</u>
\$21.90	2014 PP Tax	Roy Rogers Nash 5828 Jefferson Mill Road Scottsville, VA 24590
\$106.66	2014 PP Tax & Vehicle License Fee	Lillian C. Strickler 936 Peavine Lane Shipman, VA 22971
\$50.00	Land Use Fee	Rebecca Miles 400 Stonemill Dr. Apt. 1 Lynchburg, VA 24502
\$50.00	Land Use Fee	Dixon Tucker 410 Esmont Ct. Chesapeake, VA 23322

C. Resolution – **R2014-84** FY15 Budget Amendment

**RESOLUTION R2014-84
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2014-2015 BUDGET
NELSON COUNTY, VA
December 9, 2014**

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2014-2015 Budget be hereby amended as follows:

I. Transfer of Funds (General Fund)

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$5,800.00	4-100-999000-9905	4-100-032020-5665
<u>\$120,023.00</u>	4-100-999000-9905	4-100-091050-7076
\$125,823.00		

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D. Resolution – **R2014-85** Acceptance of Conveyance – Calohill Property

**RESOLUTION R2014-85
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR ACCEPTANCE OF CONVEYANCE
CALOHILL PROPERTY – OSWALD L. WILLIAMS**

RESOLVED, by the Nelson County Board of Supervisors that the County Attorney, Philip D. Payne, IV is hereby authorized to accept the conveyance of property on behalf of the Nelson County Board of Supervisors from Oswald L. Williams via deed, dated November 24, 2014 and recorded as instrument number 14002848 in the Nelson County Circuit Court Clerk’s office on December 1, 2014. The Conveyed property being Tax Map 57-A-34L, approximately 2.500 acres in the Lovington Magisterial District together with all buildings and improvements thereon and inclusive of an appurtenance to said lot, access thereto over a joint use right of way known as “Calohill Drive”.

III. Public Comments and Presentations

A. Public Comments

1. Alyssa Elliot, Agriculture and Natural Resources Extension Agent for Amherst County. Ms. Elliot introduced herself and noted that her specialty was Animal Science and that she worked closely with Michael LaChance. She added that she just wanted to introduce herself and she thanked the Board for their support of Virginia Cooperative Extension.

2. Scott Leake, Congressman Hurt’s Office

Mr. Leake extended Congressman Hurt’s greetings and noted that a continuing resolution was under consideration this week by the Federal legislators which would hopefully allow the State to continue to work. He then noted that the Congressman had local elected official appreciation events scheduled for late March or Early April this year.

Mr. Hale then asked when the deadline on the budget was and Mr. Leake noted that funding ended on December 12, 2014.

Mr. Leake then related that he went to American Legion Post 17 on December 11, 2014 and attended a flag retirement ceremony along with a troop of Boy Scouts and Cub Scouts and they had done a wonderful job.

3. Ernie Reed, Nellysford

Mr. Reed noted that he was concerned about the Atlantic Coast Pipeline and the FERC process and that it only worked as a viable process when citizens could weigh in fairly. He then asked the Board to weigh in and noted that he thought the Rockfish Valley Area Plan information would be vital to demonstrate the corridor’s values and how these might be

compromised by the pipeline. He then suggested that the Board expedite this so it could be analyzed in the FERC process. Mr. Reed then advised that the Friends of Nelson would be doing an independent study of the local costs of the pipeline to the County and that they would be raising money after first of year for this. Mr. Reed then noted that FERC says they would like alternate routes recommended; however, he did not know of any alternate routes that would be suitable. He added that the most logical route would be to use existing infrastructure and if Dominion was not willing to do this, then they were not right for the job.

4. Marian Kanour, Free Nelson

Ms. Kanour noted that she understood that Mr. Saunders asked for groups to bring specific recommendations to the Board and she noted their letter doing this. She then distributed a copy of the letter to staff and noted that when elected officials wrote to FERC they were required to acknowledge it; however they were not required to acknowledge citizens. She then noted the name of each document that Free Nelson suggested could be submitted to FERC by the Board of Supervisors as follows: US Geological Survey report 99-518, Washington Post story dated August 19, 2013 that discusses the way that Hurricane Camille tracked and the unusual geography of Nelson County that in essence traps these storms, and the official file from the West Virginia Department of Environmental Protection citing violations against Dominion Transmission for their G-150 line in West Virginia.

5. Sarah Ray, Pipeline Education Group (PEG)

Ms. Ray noted she represented the Pipeline Education Group (PEG) and that they have been researching problems with pipelines and making their findings available to the public. She then distributed information to staff for the Board to review. She added that they had collected 574 more signatures on the petition opposing the pipeline in Nelson County. She noted that they had submitted 1724 signatures in September and now had 2,298. She noted that some were residents, some were visitors that had specific interests in the pipeline, and some were children who were interested in how the pipeline would affect their future. She concluded by offering the Board any help they could give in sharing information or doing specific research for the Board.

6. Eleanor Amidon, Tanbark Drive Afton

Ms. Amidon noted that Mr. Saunders had invited those opposed to the pipeline to come to the Board meeting. She then distributed and read aloud the following letter to the Board:

Dear Nelson County Board of Supervisors:

Dominion's annual report to the United States Securities and Exchange Commission for the fiscal year ending December 31, 2013, Form 10-K, under "Item 1A. Risk Factors on page 23, states that their businesses "are influenced by many factors that are difficult to predict, involve uncertainties that may materially affect actual results and are often beyond their control:

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The first item listed is that their operations can be affected by changes in the weather. "In addition, severe weather, including hurricanes, floods and winter storms, can be destructive, causing outages and property damage that require incurring additional expenses. Changes in weather conditions can result in reduced water levels or changes in water temperatures that could adversely affect operations at some of the Companies' power stations. Furthermore, the Companies' operations could be adversely affected and their physical plant placed at greater risk of damage should changes in global climate produce, among other possible conditions, unusual variations in temperature and weather patterns, resulting in more intense, frequent and extreme weather events, abnormal levels of precipitation and, for operations located on or near coastlines, a change in sea level or sea temperatures."

This is their number one "risk factor." We know that Nelson County experiences severe weather events. If they are going to force their risky business into Nelson County, we should make sure that our local ordinances make them completely financially responsible for any damage to public health or to the environment caused by their operations here.

In the section of the Form 10-K report entitled "Management's Discussion and Analysis of Financial Condition and Results of Operations," on page 52, under "Environmental Matters," the report states: "Dominion and Virginia Power are subject to costs resulting from a number of federal, state and local laws and regulations designed to protect human health and the environment. These laws and regulations affect future planning and existing operations. They can result in increased capital, operating and other costs as a result of compliance, remediation, containment and monitoring obligations...."

Dominion says they are subject to federal, state, and LOCAL laws. It is up to us to make sure we have local laws on the books before they force their way into Nelson County. Their report gives us list of four concerns that we need to have in our ordinances: compliance, remediation, containment and monitoring. These are things they would be obligated to do, and that we should feel obligated to include in our local zoning ordinances.

7. Sharon Ponton, Lovington - Free Nelson Organizer

Ms. Ponton noted that the Board was the advocate for the health, safety, and welfare for citizens. She noted that she understood that the County does not have the funds or staff to do studies etc.; however there were resources in the county that could help to do research if asked, in order to determine the impact of the pipeline on the community. She note for example there were transportation concerns such as who would address or pay for wear and tear on the County's roads during the construction of the pipeline. She then asked the Board to participate in the FERC process and accept help from the community in doing research etc. She asked that the Board not view the anti-pipeline groups as adversaries, as they did not want to be adversarial; but rather there were a lot of questions to be answered that still had not been answered by Dominion; such as where the testing water would come from. She added that the groups were willing to help and all the Board needed to do was ask.

B. VDOT Report

Mr. Don Austin of VDOT in attendance reported the following:

Mr. Austin reported that shoulder widening had been bid out and would start in spring time. He added that they would be using safety funding to pave a 4 ft. shoulder from the Albemarle County line back to Route 6 which would help with the washouts there.

Mr. Austin reported that there were two historical markers to be replaced, one at Colleen and one at the Nelson Wayside. He noted that VDOT maintained the structures; however did not replace them. He added that the Board would have to contact the sponsors of the markers unless they wanted to proceed with funding their replacement at a cost of \$1600 each. He advised the Board to let the County Administrator know their preference and it would be communicated to him.

Mr. Austin noted that they would be working on a bridge replacement on Route 722, Keys Church Road, and this bridge would be closed for about three weeks in January starting January 12th. He noted there would be a short detour around this area through Findlay Gap Rd.

Mr. Austin reported that on Green Lane, the end of maintenance was extended to the proper location.

Mr. Austin reported that they were working on the preliminaries for Lodebar Estates under the Rural Rustic program, which should be scheduled for early summer paving.

Mr. Austin reported that Aerial Road, Route 645 was suggested to be paved by a citizen. He noted that part of this road was paved and the other part was not. He noted that the latest traffic count was 60 for the whole road which was lower than the others programmed for the Rural Rustic program. Mr. Austin added that the unpaved part of the road had been graded the previous week and Mr. Hale noted he would go take a look at it.

The following district VDOT issues were discussed:

Mr. Saunders – South District:

1. Mr. Saunders noted that the Laurel Road and Browning's Cove intersection was a Y and that it was not supposed to be one. He added that it was created and needed to be blocked off somehow because it was now a 3-way intersection and everyone had the right of way.

Mr. Hale agreed and noted that the sight distance was better if one used the part that was supposed to be blocked off. It was agreed that only one side should be used regardless of which side it was.

2. Mr. Saunders requested that Mr. Austin provide him with the written report on the Wingina speed reduction study.

3. Mr. Saunders requested to receive something in writing that VDOT had checked to see if the trees on the Findlay Mountain Road and Route 56 east intersection property were on private property or in the VDOT right of way.

4. Mr. Saunders noted that on Route 626 from Norwood Rd. to Greenfield Drive, quite a few potholes had been reported to him. Mr. Austin confirmed that these were on Norwood Rd.

5. Mr. Saunders noted having received a complaint and suggestion to eliminate the passing lane in front of the VDOT shop in Shipman. Mr. Austin noted that this had been an ongoing complaint; however the speed zones and sight distances had changed over the past couple of years. Mr. Saunders requested that Mr. Austin respond to him on this concern in writing.

6. Mr. Saunders asked if VDOT could look at the large potholes at the entry of the Gladstone collection site. Mr. Austin noted they could possibly look at it whenever they repaved the nearby shoulder of the road.

Mr. Bruguere-West District

Mr. Bruguere noted that in Piney River, where the new paving was done across from Campbell's Store, when VDOT put the aprons in, a 5-6 inch drop off in the pavement was left and he had gotten a complaint about it. He supposed that all it needed was gravel pulled up to it and Mr. Austin noted he would have someone look at it.

Mr. Harvey – North District

Mr. Harvey noted that the shoulders along Route 151 were washed badly. He gave the examples of where Wind Ridge Landscaping was and the turn lanes at Rockfish River Elementary School. Mr. Austin noted that a lot of places needed the shoulders cut and he would look at it.

Mr. Harvey then noted that VDOT had never cut along the guardrails and Mr. Austin noted that they had equipment failures.

Mr. Harvey then noted he would like to have the Culpeper VDOT contact email; noting that he thought the contact name was Joel Vnuzio. Mr. Austin noted that he would find out and let him know. Mr. Harvey then noted that his plan was to do something with clearing at the Afton Overlook in spring

Mr. Hale and Ms. Brennan had no VDOT issues.

IV. New Business/ Unfinished Business (As May Be Presented)
A. EMS Revenue Recovery Program Status Report

Ms. McCann noted that at the last Board meeting, Ms. Brennan had requested a status report on the program and the following report was provided:

PAID EMS FINANCIAL INFORMATION

July 1, 2013 –June 30, 2014	FY2013-2014
Cash Collections	\$499,050.00
YTD Expenditures	\$699,810.43
Net Program Shortfall YTD	-\$200,760.43
Average Monthly Shortfall	-\$16,730.04

July 1, 2014 –October 31, 2014	FY2014-2015
Cash Collections	\$132,222.84
YTD Expenditures	\$220,804.47
Net Program Shortfall YTD	-\$88,581.63
Average Monthly Shortfall	-\$22,145.41

She noted that the above charts compared cash collections from ambulance billing to actual expenses for FY2013-2014 and also for FY2014-2015 to date. In FY2013-2014, collections provided for 71.3% of expenses. Year to date, collection revenue has provided for 59.9% of expenses. For the current year, collections were budgeted at \$450,000. To date, collections for the full fiscal year project to be about \$400,000 which was a \$50,000 budgetary shortfall.

Ms. McCann then noted that the Affordable Care Act by its requirement for all persons to obtain health insurance has brought about changes in the application of contractual allowances to the ambulance service billing. As a result of this change, EMS Management Consultants would be retroactively billing patients for some charges that remain on account.

In conclusion she noted that as of October 31, 2014, the accounts receivable was \$297,501 which represented about 45% of net charges. As an effort to lower the receivables and increase revenues, EMS Management Consultants has recommended that the county consider a collections program and they would be providing several proposals for consideration. She added that the Treasurer’s Office could be utilized for this as well.

Mr. Hale inquired as to when the new billing company began providing service and noted that he thought this change would result in a more efficient system. Ms. McCann noted that

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they had started in December of 2013 and that their system was more efficient; however one issue was relative to the fact that their legal staff took a different perspective on how Nelson County residents were treated. She explained that they could not bill patients who were without insurance which has now changed because of the Affordable Care Act. She added that the previous billing company, Fidelis had not used the same legal interpretation and had been billing those without insurance. Mr. Carter noted that the percentage of collections written off for those without insurance was approximately 90%.

Ms. Brennan asked if all insurance companies paid for ambulance transport and Ms. McCann noted that she was not sure; however she thought they would at least pay for a portion of it.

Mr. Carter then spoke to the expense side of the program and noted that when the coverage was increased to 24/7, the costs of the program increased. He noted that the County currently did not collect the copayment from insurance; however, the collection issues were the uninsured and people who did not provide insurance information. He added that the billing company was doing a better job of getting this; however if they were not able to, then people did not pay.

Ms. McCann noted that when Fidelis realized the County was switching billing companies, they ramped up collections so these numbers were somewhat inflated. Mr. Carter added that the projected collections were 45% to 60% and the County was probably within that range. He noted that the only way to increase receipts was to be more aggressive with collections.

Mr. Harvey noted that Hospitals were now allowed to give out insurance information whereas before they were not. Mr. Carter agreed this was better now; however it was an ongoing concern that needed to be addressed. He added that the billing company was doing a good job of getting insurance information.

Mr. Harvey noted that some volunteers may not be as good at doing the paperwork and Mr. Carter advised that Ms. Miller was still reviewing call sheets and getting information when she could. He reiterated that the problem areas were still the uninsured and those with insurance who did not provide their information.

Mr. Harvey noted that the revenue recovery program was not meant to be a revenue neutral program and ambulance service was one that the County had to provide.

Mr. Bruguiere noted that the County could not afford to subsidize the program by \$200,000 and everyone was supposed to have insurance now and he thought the County needed to proceed with more aggressive collections.

In response to brief discussion regarding those who did not have the ability to pay the bill, Ms. McCann advised the Board that there was a hardship waiver program that used federal guidelines as a means to determine hardship and fee waivers.

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Ms. Brennan then suggested that Staff come up with a plan of options on how to beef up collections and bring it back for the Board's consideration.

Mr. Hale then questioned the ambulance coverage by Medicare and Medicaid and it was noted that they did provide coverage; however it was not at 100%. Ms. McCann explained that they were required to write off the amount above the Medicare and Medicaid allowable charges. Mr. Carter added that the balance of these bills had to be adjusted off per the Office of Inspector General (OIG) rules and regulations. Staff then added that Medicaid and Medicare revenue was the most consistent as well as insurance if that information is provided and secondary insurance was billed as applicable.

B. FY15 Allocation of Local Reduction in State Aid to Localities (R2014-86)

Mr. Carter noted that the draft resolution proposes the plan to address the reduction in State Aid to Localities for the County. He added that the options were to repay the funds or take a reduction prior to the disbursement of these funds to the County. He noted that staff proposed to take a reduction and the figures presented were reported to the County by the State Department of Planning and Budget. He noted that the County would have to send their choice to the State if it were not provided, the State would just make the reductions. Mr. Carter clarified that these reductions would be for the current Fiscal Year and would be taken off of state disbursements to the County for the rest of the year. He advised that the Board had opted to do the same last fiscal year.

Ms. Brennan expressed her concern that the State has decided where to reduce funding and Ms. McCann advised that the Board could make a corresponding reduction on the expenditure side. Mr. Harvey noted that CSA funding took the largest hit and the County would have to pay for this regardless and Ms. McCann agreed and noted the likelihood of having to request additional funds by the end of the fiscal year.

Mr. Hale then moved to approve resolution R2014-86, Approval of Allocation of the Reduction in State Aid to Localities for Nelson County and Mr. Bruguiere seconded the motion.

Ms. Brennan then noted she would be voting for it under protest and Mr. Hale noted that the State had less money so it was passing down less money. Ms. Brennan supposed that there was nothing really that could be done about it other than writing the State a letter and Mr. Carter noted that the Regional Legislative Program spoke to this issue.

There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion and the following resolution was adopted:

**RESOLUTION R2014-86
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF ALLOCATION OF THE REDUCTION
IN STATE AID FOR NELSON COUNTY**

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WHEREAS, the County of Nelson is required to elect an allocation of the reduction in state aid to localities pursuant to HB5010 which amends Chapter 2, 2014 Acts of Assembly, Special Session I, to include Item 471.30; and

WHEREAS, the Nelson County Board of Supervisors has allocated the reductions within the Fiscal Year 2014-2015 general fund budget in accordance with the 2014-15 Fiscal Year Aid to Localities Reduction report prepared by the State Department of Planning and Budget;

NOW THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors hereby authorizes county staff to make submission to the Department of Planning and Budget electing to allocate state revenue reductions pursuant to the Fiscal Year 2014-2015 calculated reduction as prepared by the Department of Planning and Budget and as denoted below:

Registrar/Electoral Board	\$ 1,106
Constitutional Offices	\$ 9,571
Rolling Stock Taxes	\$ 0
Recordation Taxes	\$ 5,791
Comprehensive Services (CSA)	\$12,914
VJCCCA Alternative Treatment	<u>\$ 315</u>
	\$29,697

C. Authorization to Proceed with Easement Acquisition, Blue Ridge Tunnel Project (**R2014-87**)

Mr. Carter noted that the primary consideration was would the Board support a local match of \$13,800 to match DCR grant funds to acquire the needed easement. He noted that the County could not use the value of the tunnel for this as it would require a reappraisal of the tunnel which could be risky.

He further noted that the tunnel committee had suggested asking the City of Waynesboro to contribute to the local match; which he had done and they were considering it. He added that the City had asked if the County's Board had discussed this and he advised that two committee members had and he would follow up with full Board. Mr. Carter noted that he had advised Waynesboro that he would ask the Board if they would accept \$13,800 from Waynesboro for this.

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Mr. Carter then explained that easement negotiations were ongoing and he noted that the first drawing provided was the easement sketch and he noted that ROLC wanted to move the parking area. He noted that he would get information from them the next day that may allow closure on the easement. Mr. Carter noted that there were two DCR grants; one expiring on 12/31/14 and one on 9/30/15. He then advised that he tried separating the easement areas; however this fell short of using the full grant amount. He then reported that he had written DCR staff a letter to report progress and request an extension.

Mr. Carter noted that the County needed the Board to consent to secure the easement from ROLC and agree to cover the \$13,800 local match. He noted that \$10,000 of this would be the donation from the Tunnel Foundation; therefore the real outlay would from the County would be \$3,800. He added that staff had checked the meeting minutes and the \$10,000 donation from the Tunnel Foundation had not been designated for a specific purpose.

Mr. Hale then noted that the Foundation felt that it was essential that the access to east portal be secured; which required funds for the purchase of the property and it was the only reason Tyler was willing to go forward on the east. He added that it showed a public private partnership for that acquisition.

Mr. Carter noted that the ROLC Board would not agree to a donation on the easement and staff has been working on this since 2007.

Mr. Hale then noted that the west trail had been designed for the best location and now ROLC has asked to move the trail from the parking area and he was afraid that if they would not accept the trail design as is, then it will be a problem. He added that the easement would be in Augusta County not Nelson and involved \$1.5 Million in grant funding that had not yet been secured for Phase III and there was no knowledge that these funds would be granted. He then noted that money could then spent for an easement to nowhere. It was noted that CSX owned a strip of land between the Nelson County trail and the ROLC owned part.

Mr. Carter noted that if the trail were moved, it would have to be redesigned and more environmental and archeological review would have to be done; which were good reasons not to change it. He noted that the application for Phase III had been submitted to VDOT and it had good potential to happen. He added that acquiring the ROLC easement would enhance this probability.

Mr. Hale noted that there was a lot of money in the funding program; which was ongoing and he thought the County would be successful unless the program went away. He then questioned what would be done if ROLC said no to the easement proposal. Mr. Carter advised that staff would continue to work on it and a revised easement was coming the following day. He noted that he had asked if they could include language to provide for shared parking etc. and they said they would see. He then noted that the County would not move forward with it unless it was in the County's best interest and that he was not going to do something to harm the County.

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Ms. Brennan noted being acquainted with ROLC family member Fred Scott; who had assured her that ROLC wanted to work with the County on this and that there were just technical issues to work out. Mr. Carter noted that he would facilitate a meeting with ROLC, Augusta County, and Waynesboro to discuss the project and he was hopeful that the County would get an extension of time from the FHWA through DCR since the County was showing progress in acquiring the easement; however currently the deadline was 12/31.

Mr. Hale then noted that the County could do their suggested trail change as the west side was not a handicapped accessible trail.

Mr. Carter then explained the easement funding noting that the appraised value of the easement was \$69,000 and 20% had to be local match with the grant paying for the balance. He then reiterated that he has asked Waynesboro for the \$13,800 local match.

Mr. Harvey noted that it was all worthless if not completed and Mr. Hale noted he thought they had an excellent chance of getting the funds from Waynesboro; however the County should be prepared to go forward with it and be willing to cover the full match. He acknowledged that it was true that County staff had devoted enormous amounts of time on this and should not lose out on the grant funds.

Members and staff then discussed that these monies could not be used on the east side since more than the appraised value was paid.

Mr. Carter noted that if the County could make this work, then it would have the opportunity to go back to DCR for future grant money. He noted that if ROLC was not willing to accept what was designed now with the understanding that the County would then it could not go forward. Mr. Hale noted that the trail as designed wandered like it did because it followed a nice path all the way around. He added that an alternated design could be devised that would work; however it could not be done between now and the end of the year. Mr. Carter noted that he had advised ROLC that it was not in the County's best interest to change the trail alignment right now.

Mr. Hale then supposed if that if they weren't agreeable then the County would be years away from building that side of the trail. He added that the problem to worry about was if the funding for Phase III did not materialize, then the County could have an easement of no value and he suggested including a clause in the easement that said that if funding for Phase III construction did not come through, then the County would be reimbursed and the easement would be rescinded.

Mr. Harvey noted he was not sure that would work and Ms. Brennan noted she would like to be positive about the Phase III funding first.

Mr. Carter noted that he had just signed the contract addendum for Phase II; which would be initiated sometime in spring.

Mr. Harvey then stated that he thought the tunnel committee should take care of these details and he had no problem setting aside funds for the match.

Mr. Carter noted the top part where the parking area was as the concern for them now and he added that ROLC had committees and a Board of Directors that were involved. Mr. Harvey noted he thought that the Board of Directors changed every year and Ms. Brennan noted she was happy for the tunnel committee to decide. It was suggested that the Board needed to vote on providing the local match or not.

Mr. Hale then moved that staff, in consultation with the committee, proceed with the acquisition of the easement from the ROLC for the trail as designed by Woolpert and if funding for the local match did not come forward from other sources then the Board commits to provision of the local match of \$13,800.

Mr. Harvey seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion and resolved to proceed with the ROLC easement acquisition as stated in the motion.

Mr. Saunders then noted that he knew Fred Scott of ROLC very well. Mr. Carter reported that he had been advised that some of the ROLC members were willing to give the County the easement but some were not.

V. Reports, Appointments, Directives, and Correspondence

A. Reports

1. County Administrator's Report

1. Courthouse Project Phase II: The project committee met on 12-4 with Architectural Partners (Mr. Jim Vernon) to review a revised project scope based on a project budget of \$3.62 to \$4.375 million (based upon \$332,287.50 that will be available in FY18 from retirement of current solid waste project debt and financing periods of 15 and 20 years; the lower budget range at 15 years, the higher range at 20 years). The outcome of the meeting was direction to AP to use a total project budget of \$6.0 million for the committee's ensuing review and not to meet with the full BOS on 12-9, as the committee concurred that the previous reduced project budget range was insufficient to result in significant project accomplishment.

2. Broadband: County staff submitted the Local Innovation Grant application to VA-DHCD on 11-15 (\$200,000 state grant with \$100,000 local match). An award decision is pending.

3. BR Tunnel and BR Railway Trail Projects: **A) BRRT** – Final retainage is pending payment to Keith Barber Construction due to additional informational requirements to be submitted to VDOT to provide for project close out. **B) BRT** – Construction of Phase 1 is in progress. The grant addendum for Phase 2's completion in the amount of \$405,994 was received on 12-5 and will be executed and returned to the Department (per previous BOS approval). It is anticipated that Phase 2's bid solicitation will be issued by 4-15-15. An application for Phase 3 funding (\$1.5 million) was submitted to VDOT on 10-31.

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Negotiations with ROLC for purchase of the easement for the western trail and parking area is in process and will be the subject of discussion with the BOS on 12-9 (status and local match).

3 A) Mr. Carter noted that the County needed Keith Barber to comply with the Buy America provisions and VDOT was waiting for him to provide this documentation.

4. Radio Project: Cutover to the new radio system is scheduled for 12-10, providing for project completion.

5. Property Acquisition: Acquisition of the O.L. Williams property (\$120,000 purchase amount) in the Calohill Business Park was completed on 12-1.

6. Lovington Health Care Center: A meeting with Region Ten was completed on 12-10 with concurrence that Region Ten would provide a feasibility plan (pending) for the County's consideration. No additional progress has been made on this subject.

7. Roseland/Ferguson's Store PER: The draft PER was received from Draper Aden Associates on 11-14. Staff's review of the PER with concurrence from VA-DEQ and NCSA staffs is an extension of the Piney River water system is not financially or operationally practical due, primarily, to insufficient water demand and the expense to flush significant water from an expanded water system due to insufficient water demand. DAA has also received comment from County staff and will edit the PER to address ease of review comments, which will not change the report's findings.

Mr. Carter noted that the PER showed that the County would spend \$36,000 to \$46,000 flushing water out of the system which was not feasible. He noted that DEQ was to provide the County reimbursement for their portion of the PER costs, which was approximately 3/4 of costs. Ms. McCann advised that the Board had committed to \$2,200 and DEQ was paying the balance of approximately \$7,500 for the PER.

8. Solid Waste: Staff has responded to inspections on 11-4 by VA-DEQ of the County's solid waste transfer station and closed landfill. There were no reported violations but two areas of concern were denoted in the Department's inspection report to the County. One was correction of minor settling of a groundwater monitoring well, which has been completed. The second was a reported structural concern with the concrete pad on which the solid waste transport trailer(s) sit during daily operations at the transfer station, presenting a significant concern. The pad was inspected by Nolen Frisa (structural engineering consultant) and determined not to be failing (albeit with comment), which was reported to DEQ staff who responded that cracks in the pad, due to 21 years of operation, need to be addressed, which is in process.

Additionally, the November 2014 Groundwater Monitoring Report to VA-DEQ of the closed landfill resulted in no constituents exceeding state/federal requirements. In previous semi-annual reports, Cobalt, which is naturally occurring, exceeded regulatory requirements. Subsequent to the 11-14 report, staff conferred with VA-DEQ staff on the possibility of

close out of the monitoring program. DEQ staff responded that a three year period without constituent exceedances is required to petition for program closeout (which was understood) but that the Department would be amenable to consider reducing the extent of the County's monitoring well network to assist with reducing program expenses while the monitoring program continues. Work on reducing the monitoring well network is in process.

Mr. Carter noted that the concrete pad at the transfer station was not structurally unsafe, rather the main concern was leachate runoff.

9. Personnel: a) Staff met on 12-4 with Ms. J. Britt, Registrar to discuss the proposed position description and FLSA exempt status. The meeting resulted in agreement that the position is exempt per the FLSA and that no job description is necessary due to statutory provisions. b) Advertisement for a vacancy in the ACO department (Part-Time ACO Officer) is in process. c) Interviews were conducted the week of 12-1 with applicants for the Part-Time Finance & HR position (a decision is pending).

Mr. Carter noted that the ACO vacancy was for the position previously held by Kelly Giles.

10. Staff Reports: Provided in the 12-9 meeting Agenda.

11 Other: Per inquiry/input from the BOS.

2. Board Reports

Mr. Saunders:

Mr. Saunders reported that he attended the following meetings: Courthouse Phase II, south District Town Hall Meeting, Friends of Nelson, Stewart Computer Services, and Nelson Cablevision.

Mr. Saunders then reported that at the Town Hall meeting, he had asked for better attendance at Board meetings and had gotten it that day.

Mr. Saunders then noted that Reverend Rose's wife had passed away and he wished to offer his condolences.

Mr. Bruguiera:

Mr. Bruguiera reported that he met with Friends of Nelson and was asked by Nelson Cablevision to go to walk through there.

Mr. Bruguiera then reported attending the Planning Commission meeting where the Blue Have 151 SUP was denied and then the Commissioners were told that the action they took was not a recommendation to the Board and the matter was technically still with the Planning Commission. He noted that the Planning Commission procedures would change such that they would make a motion afterwards to recommend denial to the Board. Mr.

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Carter confirmed that this was a rare occurrence and Mr. Payne had advised that in voting down the approval, no action was taken.

Mr. Saunders noted that the intent of the Planning Commission was to deny the approval and Mr. Hale added that they just did not think that a second motion needed to be made. It was then noted that if this was the case and the matter was still in the Planning Commission's hands, then there should not be another vote other than to recommend denial.

Mr. Hale and Mr. Carter both reiterated that this should not happen again; if the vote to approve something is voted down, then a motion to deny needed to be made.

Supervisors and staff then discussed whether or not the application would be withdrawn and Mr. Carter noted it had not been as of yet. He noted having seen an email from their engineer noting their intent to withdraw; however, he did not have the authority to do this.

It was noted that in the past, the Planning Commission would have both an approval and denial resolution for each item to consider.

Mr. Bruguiere then reported that Blue Haven 151 had advertised an event coming up at the Bed & Breakfast, which was a by right use.

Mr. Hale:

Mr. Hale then reported that he attended the TJPDC meeting and they had adopted a new procedure in which each locality would report on what was happening in their county. He noted that Louisa County had suffered from an earthquake and had a \$70 million Elementary School and High School building project. He noted that they were able to do this with some FEMA money and had an earthquake rider on their insurance policy.

Mr. Hale reported that Fluvanna and Louisa counties reported that they were drawing water from the James River to feed the Zion's Crossroads area.

Mr. Hale reported that in Greene County, the NIIHS was building an enormous structure for more testing and improvements were being made to the intersection of Route 33 and Route 29.

Mr. Hale reported that Albemarle County had reported that they were looking to solve their solid waste issue and saw Nelson County as a model. Mr. Carter added that they could not use the Rivanna Service Authority per DEQ. Mr. Carter then related that the County Administrator had asked if their citizens could use our collection sites and he had said no unless the Board disagreed. He added that their Board was divided on whether or not they wanted a regional landfill.

Mr. Carter then reported that the SUP to Rezone the Region 2000 land for future landfill expansion was denied by the Campbell County Board of Supervisors. He noted that they had

December 9, 2014

a while to go with the current capacity and the good thing was that the value of the borrow soils from the land exceeded the cost of the price paid for the land.

Mr. Hale then reported that the City of Charlottesville was enhancing bicycle transportation on West Main Street.

Mr. Harvey:

Mr. Harvey reported attending the Service Authority meeting and not much was going on and things were going well. Mr. McSwain, a NCSA Board member in attendance reported that the Schuyler water treatment plant was to be renovated inside and that Blue Ridge Barrel House had changed their method of treating waste and would now do pre-treatment on site. He also noted that NCSA staff was redoing their purchasing manuals.

Ms. Brennan:

Ms. Brennan reported attending the following meetings:

Community Criminal Justice Board (CCJB) Meeting –Ms. Brennan reported that they had a new planner and had a presentation by the Judge who noted that they were revising education for Judges, Magistrates etc. on how to handle domestic violence cases.

Department of Social Services Board (DSS): Ms. Brennan reported that things were fine and there was no dramatic increase in services. He noted that staff was training school counselors on what information was needed when they had a Child Protective Services (CPS) call. She added that the new Director was doing a good job.

Mr. Saunders noted that Debbie Powell of the Methodist church contacted DSS to get names of families for Christmas help and they were not helpful. Ms. Brennan and Mr. Harvey both noted that this may be a policy issue and she would contact her about this.

Jefferson Area Board for Aging (JABA) - Ms. Brennan reported that they were having good survey results and had a report on the increasing numbers of elderly in the community that would begin to squeeze services. She noted that Nelson would have the highest increase in the region; partly because of Wintergreen and partly because people were staying here and getting older while the young people were leaving.

Region Ten: Ms. Brennan noted that she and staff met with Region Ten on the Lovingson Health Care Center building and she noted that she would be meeting with a couple of other prospects.

Mr. Carter then advised the Board that he forgot to report that Animal Control was working with Almost Home to provide shelters for dogs to people who were identified as not having appropriate shelter for their animals. He added that instead of ticketing people for this, they were helping them to get igloo dog houses.

December 9, 2014

Ms. Brennan then noted that she had a candidate for the Library Advisory committee who would be submitting their application.

C. Correspondence

1. USDA, Forest Service Land Acquisition

Ms. Brennan noted the correspondence and Mr. Hale stated that the Campbell tract being acquired by the Forest Service was spectacular and it made sense to add it to the George Washington National Forest. It was noted that \$750,000 had been paid for the property.

2. Nelson County High School FFA Rings

Ms. Brennan noted the FFA Letter and read aloud the chapter's achievements. She added that the request was for the funding and presentation of rings including coaches at an amount of \$1,826.99. She noted that the Farm Business Management Team and the Agronomy Team both placed second at the National Convention and Supervisors noted what an accomplishment it was.

Mr. Bruguere then moved to approve the request for rings for FFA and Mr. Saunders seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

3. Steve Martin, Blue Ridge Railway Trail Caboose Acquisition

Mr. Carter inquired as to whether or not the Board was amenable to accepting the caboose on the property permanently and once it was deeded over, assuming the responsibility for it long term.

Mr. Bruguere noted that his concern was that this could turn out like the moving of the depot building in Amherst and that he would hate to accept it and not finish it etc. Mr. Carter confirmed that it did need to be refurbished and he could relate to Mr. Martin that this had to be done in a timely manner or else removed. He added that he had spoken to the Amherst County Administrator who said they would be helpful with this in the future.

Mr. Harvey noted that this was the original caboose that was there and he thought it would be worth getting back.

Mr. Carter then related that Clifton Forge had refurbished several train related things and he could put Mr. Martin in touch with them to be able to work on getting it refurbished. He then asked if the Board was amenable to having it on County property long term and he added that the Virginia Blue Ridge Railway Trail Foundation would refurbish it.

Mr. Hale then moved that the Board of Supervisors is amenable to the caboose being on Nelson County property in Piney River and to proceed with its acquisition and restoration.

Mr. Bruguiera seconded the motion and Supervisors briefly discussed the location of the caboose. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

D. Directives

Mr. Harvey, Mr. Bruguiera, and Mr. Saunders had no directives.

Mr. Hale directed the following:

1. Mr. Hale directed staff to request from the Planning District Commission, a large scale map of the county showing the watersheds, streams, and highways with an overlay of the Atlantic Coast Pipeline route. He noted there would be no expense to the County for this and he thought it would be helpful to the County to see exactly where the pipeline was going. He added he wanted some sense of the topography and crossings etc. and it was for County use.
2. Mr. Hale directed staff to request an explanation from Dominion on how they arrived at the projected tax revenue figures provided to the County. He noted that the figures seemed difficult to believe and they had not provided any explanation of the method by which the figures were generated. He added that he understood that the SCC values this; however he would like an explanation.

Ms. Brennan directed the following:

1. Ms. Brennan directed staff to have the entryway lights turn off at night.

Mr. Saunders added that he had comments from citizens that not all of the school parking lot lights needed to be on at night. The Board briefly discussed this as probably being a safety issue for the schools.

2. Ms. Brennan directed staff to look at having an energy performance study done for the County.

Introduced: Funding Request from Shrader Law Office

Mr. Carter noted that the subject could be carried over until January, however he had received a summary from Shrader Law Office on their work to conduct delinquent tax sales for the County, which included a request for \$20,000 to continue next year. He noted that Mr. Shrader noted that these funds were used to cover costs incurred for property whose sale did not recover their costs. He noted that Mr. Shrader indicated that his last request was in 2013 for \$15,000 and Mr. Carter noted that the original set-aside was \$25,000.

Mr. Carter then noted the reported funds from the tax sales; which was a significant surplus of funds.

Mr. Hale then moved to comply with the Shrader Law Office request for an additional \$20,000 for the costs associated with the collection of delinquent real estate taxes in Nelson

December 9, 2014

County. Mr. Saunders seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

VI. Adjournment – No Evening Session Will Be Held

At 4:34 PM, Ms. Brennan called for all in favor of adjourning, with Supervisors voting unanimously to adjourn by voice vote.

DRAFT

RESOLUTION R2015-03
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2014-2015 BUDGET
NELSON COUNTY, VA
January 13, 2015

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2014-2015 Budget be hereby amended as follows:

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 997.00	3-100-001899-0025	4-100-091030-5690

II. Transfer of Funds (General Fund)

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$ 20,000.00	4-100-999000-9905	4-100-011010-3151

Adopted: January 13, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

EXPLANATION OF BUDGET AMENDMENT

- I.** The **General Fund Appropriation** reflects appropriation of the Lochen silent auction donation (**\$996.98**) allocated to Nelson County for the Crozet Tunnel Foundation. These funds will be remitted to the Foundation.

- II.** The **Transfer of Funds** includes a transfer from General Fund Contingency for delinquent tax collection expenses (**\$20,000**). This was previously approved at the Board's December 9th meeting. After these requests, \$1,451,277 remains in the General Fund Contingency of which \$1,148,601 is recurring revenue.

RESOLUTION R2015-04
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF COMMISSIONER OF REVENUE REFUNDS

RESOLVED, by the Nelson County Board of Supervisors that the following refunds, as certified by the Nelson County Commissioner of Revenue and County Attorney pursuant to §58.1-3981 of the Code of Virginia, be and hereby are approved for payment.

<u>Amount</u>	<u>Category</u>	<u>Payee</u>
\$663.84	2014 Disabled Veteran Refund	Mr. Samuel C. Woodson 2936 James River Rd. Wingina, VA 24599

Approved: January 13, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

COUNTY OF NELSON
JEAN W. PAYNE
COMMISSIONER OF REVENUE
P. O. Box 246
Lovington, VA 22949

Telephone: 434-263-7070
Fax: 434-263-7074
email: jpayne@nelsoncounty.org

January 5, 2015

Ms. Connie Brennan, Chairman
Nelson County Board of Supervisors
P O Box 336
Lovington, Va. 22949

Dear Connie,

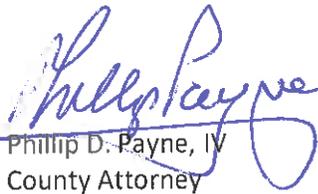
This letter shall serve as a written request that a refund of \$663.84 be issued to Mr. Samuel C. Woodson 2936 James River Rd, Wingina, Va. Mr. Woodson is a disabled veteran and has completed the application for the exemption. This refund is for the taxes that have already been paid for 2014.

Sincerely,



Jean W. Payne
Commissioner of the Revenue

The undersigned has reviewed the request of the Commissioner and consents to the refund requested above.



Phillip D. Payne, IV
County Attorney



FERC Presentation Dec. 15, 2014

REF: Atlantic Coast Natural Gas Pipeline proposed by Dominion/Duke Energy

DOCKET NUMBER: PF 15-6

Route of Proposed Atlantic Coast Pipeline in Virginia



At Risk: Nelson's Rural Character & Heritage



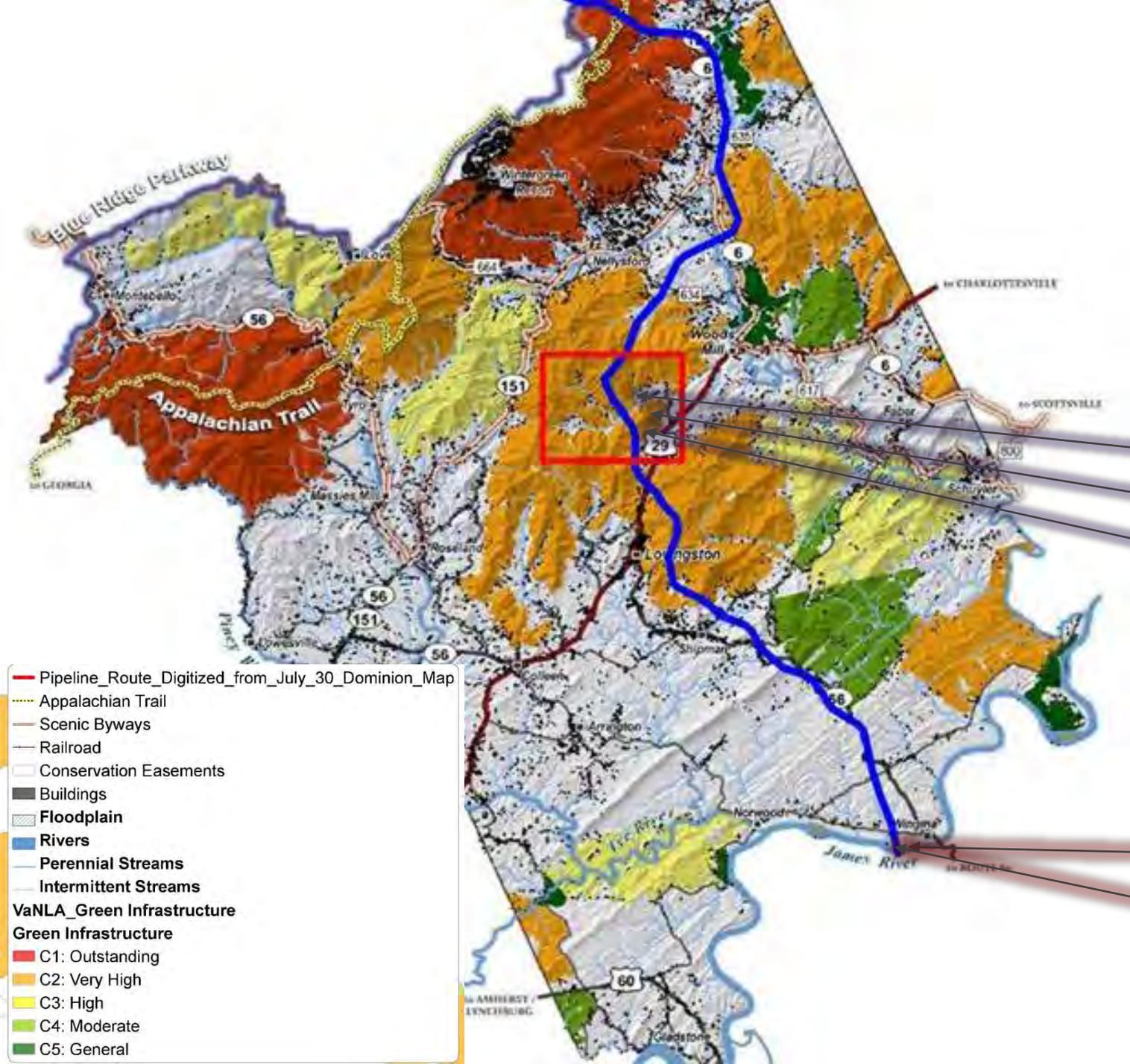
- Proud, longstanding and protected rural heritage dating to late 1600's
- Pipeline Route Threatens Agricultural and Tourism Enterprises
 - Pipeline Disrupts Low Impact Tourism-Based Economy (resort, inns, wineries, breweries) reliant on **unspoiled view sheds**
 - Pipeline Threatens Native American Archaeological Sites, African-American Slave Cemeteries
 - Pipeline Route Introduces Industrial Usage in Agricultural Zones

At Risk: Nelson's Economy

- **Agricultural and tourist-based economy relies on Nelson "brand" being maintained**
 - Brand dependent on reputation of Nelson's unscarred mountain vistas, non-fragmented forests, fertile fields and clear mountain streams
- **Pipeline crosses and blights the fastest growing tourist-related business area in the County**
- **Pipeline construction havoc will clog County's main traffic arteries, most of which are narrow two-lane roads, and discourage tourism**
- **Once brand tarnished, almost impossible to restore with presence of invasive infrastructure**



ACP ROUTE-- NELSON COUNTY



- Thirty-five miles, 531 acres for ROWs
- Devalues 225 private properties
- Harms small locally owned businesses
- Does not take advantage of existing Rights of Way (ROW)
- Traverses unique physiography—
 - Steep mountainous slopes
 - Unstable soils
 - Susceptible to significant rainfall events due to orographic lifting phenomenon
- Puts Rockfish River watershed at risk
- Blights major tourist and view shed-dependent business areas
- Disturbs American Indian artifact sites
- Desecrates slave, American Indian burial areas

At Risk: Private Property

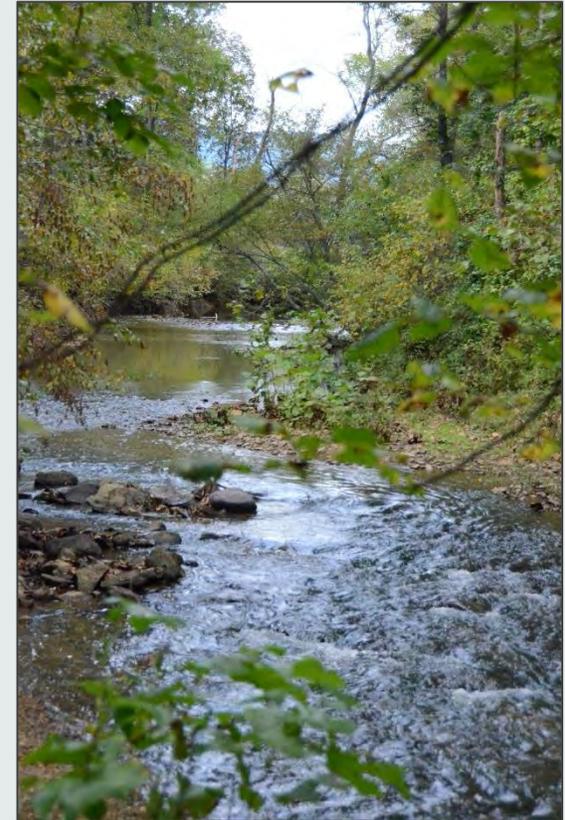
- **77% of impacted landowners have voiced disapproval by denying survey**
 - Will only relinquish property through eminent domain action
 - Will not be made “whole” in eminent domain process—law precludes
- **225 private properties will be devalued**
 - Many landowners retired, elderly and/or on small parcels
 - Low income minority community especially hard hit
 - Will go through multiple small business properties
- **Three lawsuits have been filed over Virginia survey law related to utility projects**



Pipeline route would cut a swath 125' wide through the forest next to this 11' wide county road.

At Risk: Watersheds

- Region 2000 study done in 2009 showed County's watersheds already stressed and unable to meet future demand
- Most of Nelson residents along proposed pipeline route on private wells
- ACP threatens Rockfish, James, and Chesapeake Bay watersheds
 - Severe impairment of North Fork of the Rockfish River corridor for almost 3 miles
 - ACP crosses earthquake-prone fault running along James River
- ACP construction will violate local flood plain ordinances—FEMA has delegated responsibility for floodplain management to local governments
- If local water bodies sourced for hydrostatic testing of the pipeline, water drawn out and discharged would severely stress local water supplies



At Risk: Watersheds

Dominion has been cited for multiple violations of soil and water conservation regulations protecting streams and rivers during the construction of a smaller pipeline in West Virginia.



The Rockfish River in Nelson County flows into the James River, the source of drinking water for cities to the east, including Richmond. Pipeline construction would threaten those communities as well as Nelson's.

Nelson's numerous breweries depend on clean water for their products.

At Risk: Properties Along Pipeline Route If Mountainous Soil Is Disturbed



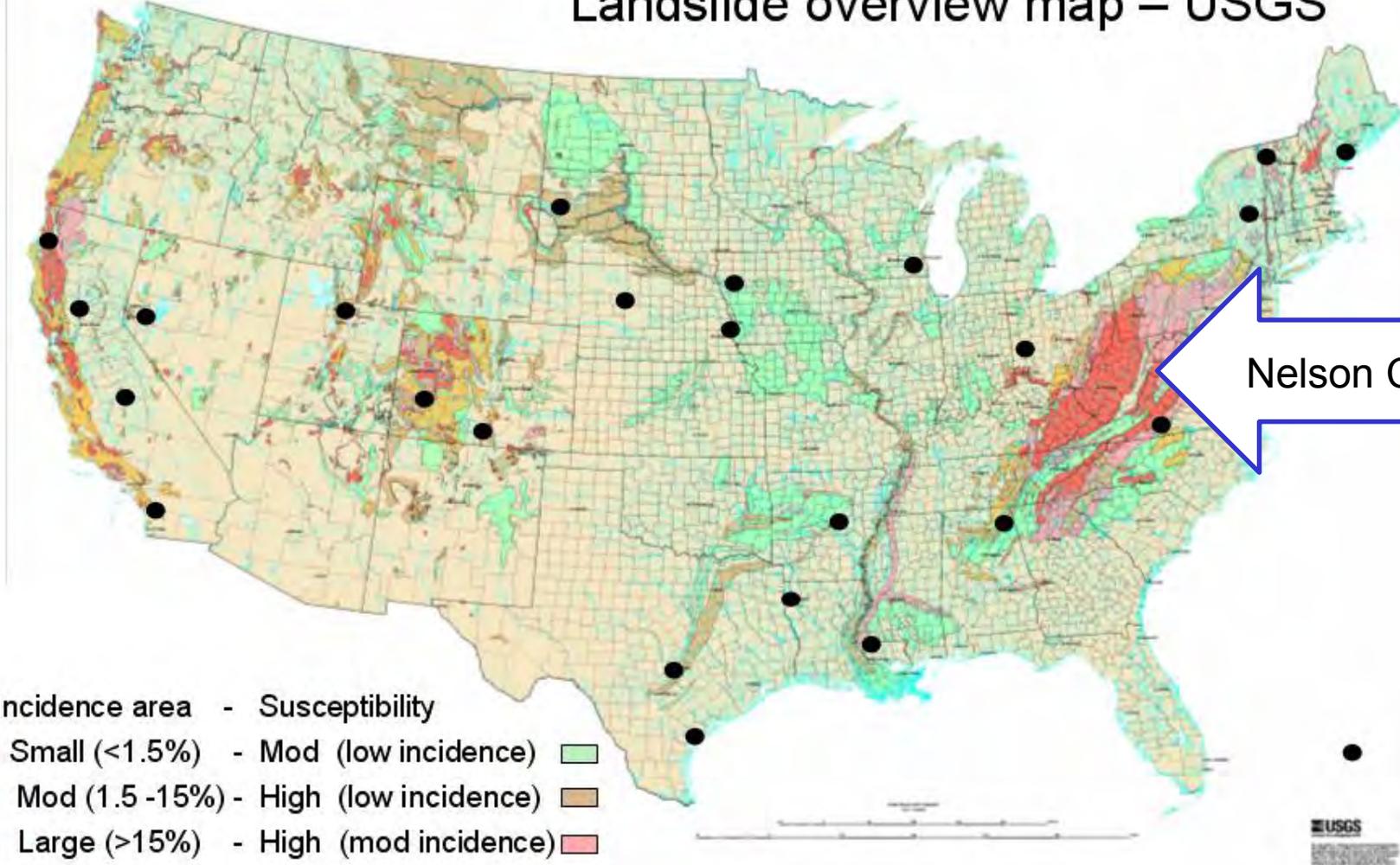
Landslides From Heavy Rainfall
in 1969 from Hurricane Camille





U.S. Landslide Susceptibility

Landslide overview map – USGS



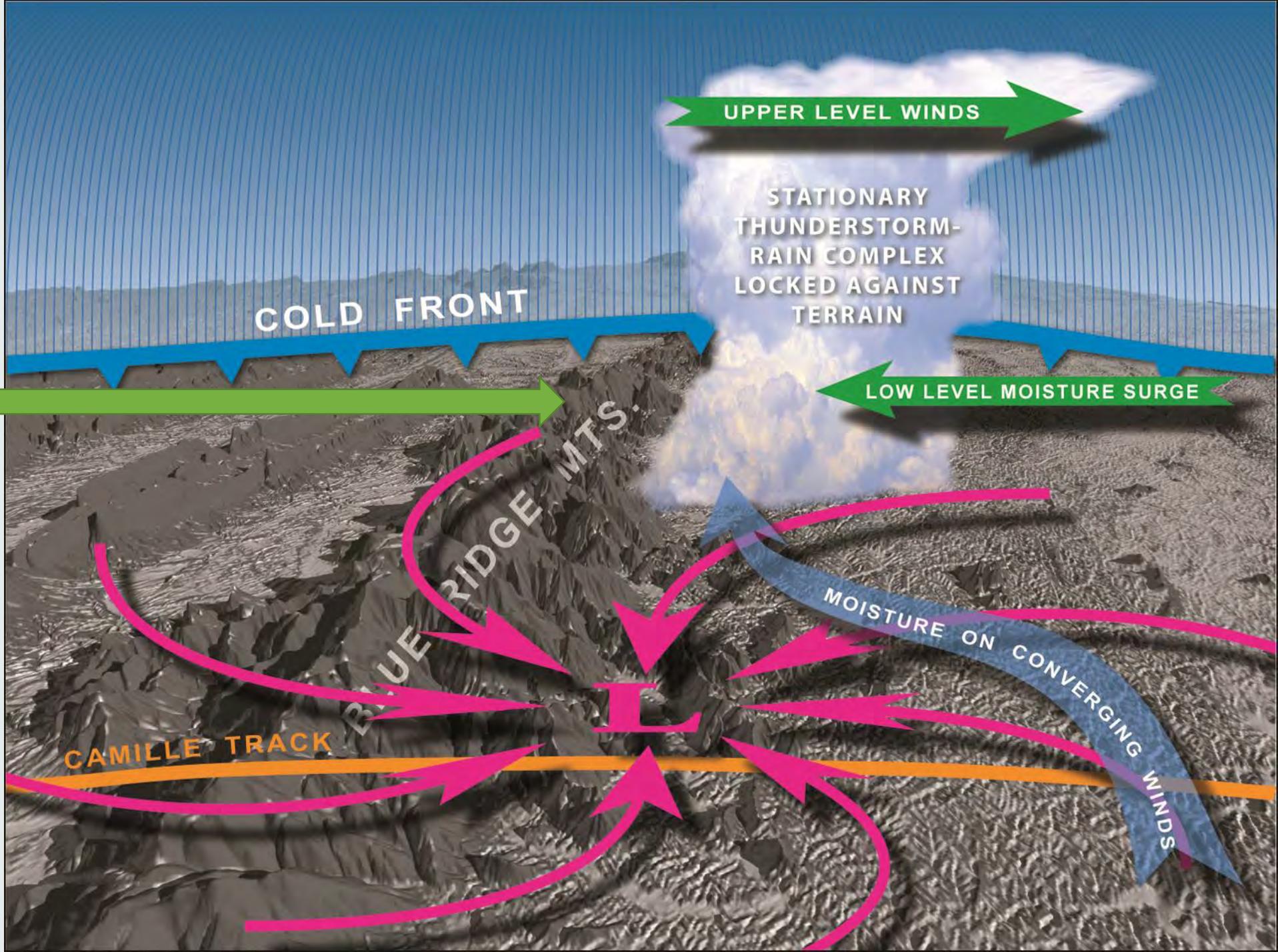
Nelson County = High Incidence

Incidence area	Susceptibility
Small (<1.5%)	Mod (low incidence)
Mod (1.5 -15%)	High (low incidence)
Large (>15%)	High (mod incidence)

U.S. Geological Service Map

Why Nelson is Vulnerable

- Mountainous and hilly terrain
- Unstable soils
- Subject to tropical storms
- Orographic lifting phenomenon causes tropical moisture to stall on the east side of the mountains
- Hurricane Camille dropped 25-30 inches of rain in a 24-hour period in 1969
 - Severe mudslides and flooding



Hurricane Camille's Debris Flows Mapped To Nelson County's Rugged Terrain.

The pipeline route comes across ridges above Davis Creek and then drops down steep slopes to cross it.

Hurricane Camille caused hundreds of landslides in 1969.



126 people died in county, mostly from being crushed by landslides.

53 died in Davis Creek area.

June 27, 1995 in Madison County, VA

- About 30 inches of rain in 16 hrs from persistent thunderstorms
- Only one death, partly due to much better forecasts and dissemination, partly due to time of day

It can
happen
again



At Risk: Historical and Cultural Heritage

- **Wingina-Norwood Historic District**

- James River facilitated 18th century settlement and commerce
- Nationally significant homes and plantations, four on National Register of Historic Places

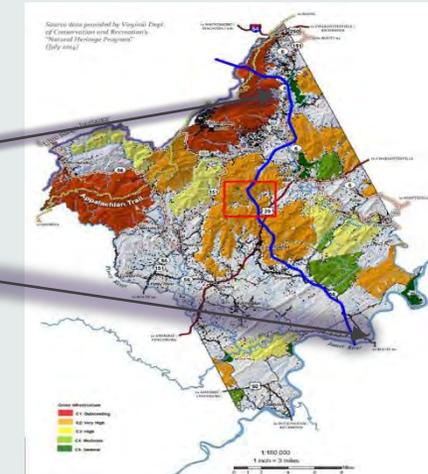


Slaves Unload Batteaux on James River

- **Greenwood-Afton Rural Historic District.**

- Encompasses 839 contributing buildings, large farms, historic villages, and crossroads communities.
- Ten properties are separately listed on the National Register of Historic Places.

Historic Districts Impacted by Pipeline

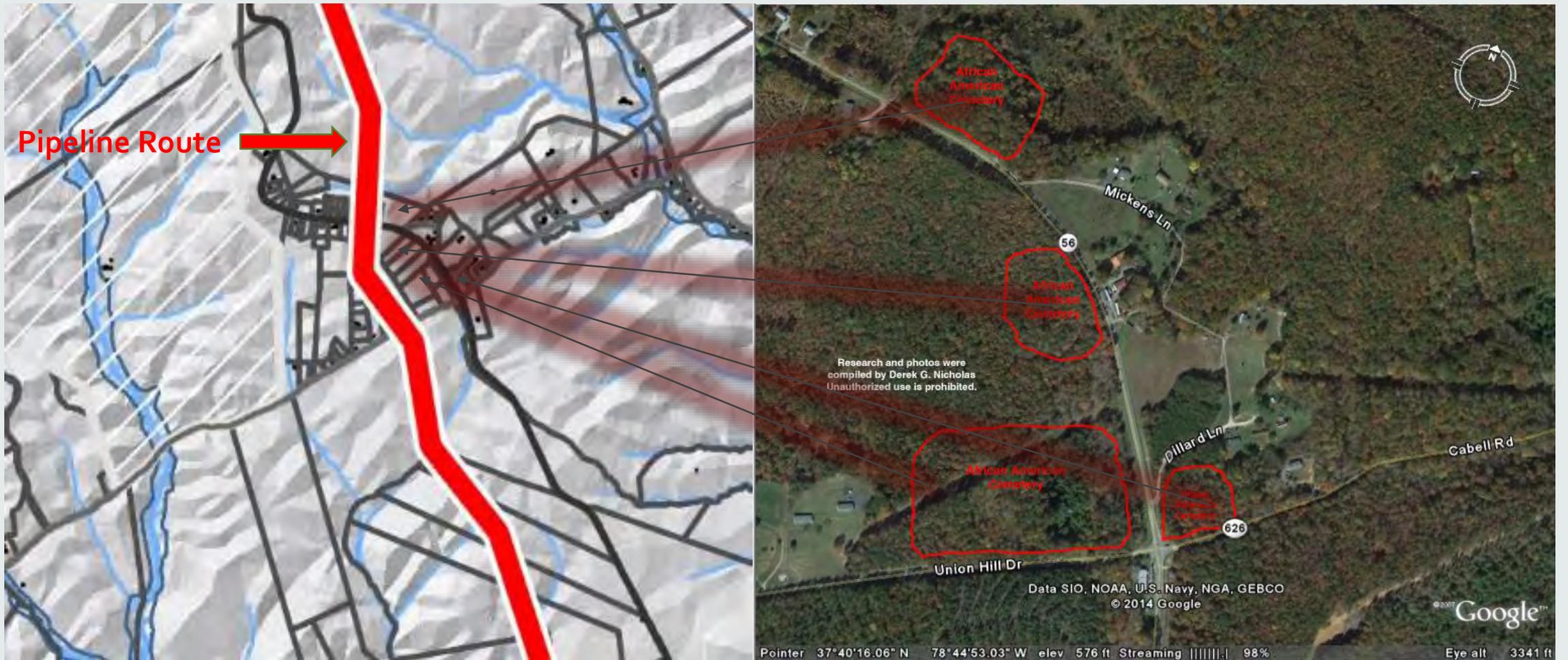


At Risk: Historical and Cultural Heritage

- **Historical African – American Communities**
 - 60+ family names in county can be traced to descendants of slaves who obtained land from plantations
 - Slave cemeteries, African-American burial grounds and churches impacted
 - Historic St. Hebron Church, dating to 1848, with cemetery and slave grave sites along its perimeter is impacted by pipeline
 - Six of ten sites in Union Hill area on pipeline route can be traced to 1887 deed between two former slaves

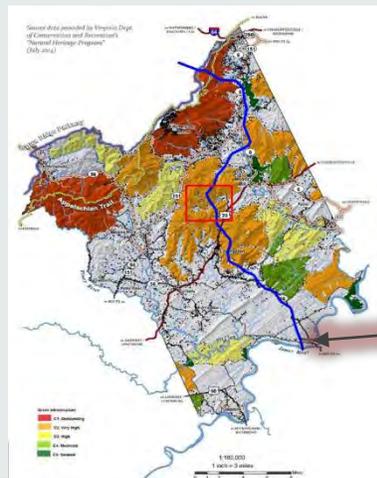


Pipeline Route Impacts 3-4 African-American Cemeteries in Wingina-Norwood Historic Area



At Risk: Historical and Cultural Heritage

- **Prehistoric Native American Settlements**
 - Center of Monacan Indian Civilization
 - Archaeological sites of settlements and burial grounds
 - Date from at least 10,000 years ago
 - 62 sites per square mile in Norwood-Wingina area
 - Only 10 percent thus far excavated
 - Virginia Tribal Leadership very concerned about impact of pipeline



Historic Area Affected by Pipeline



Monacan Artifacts Found in Nelson

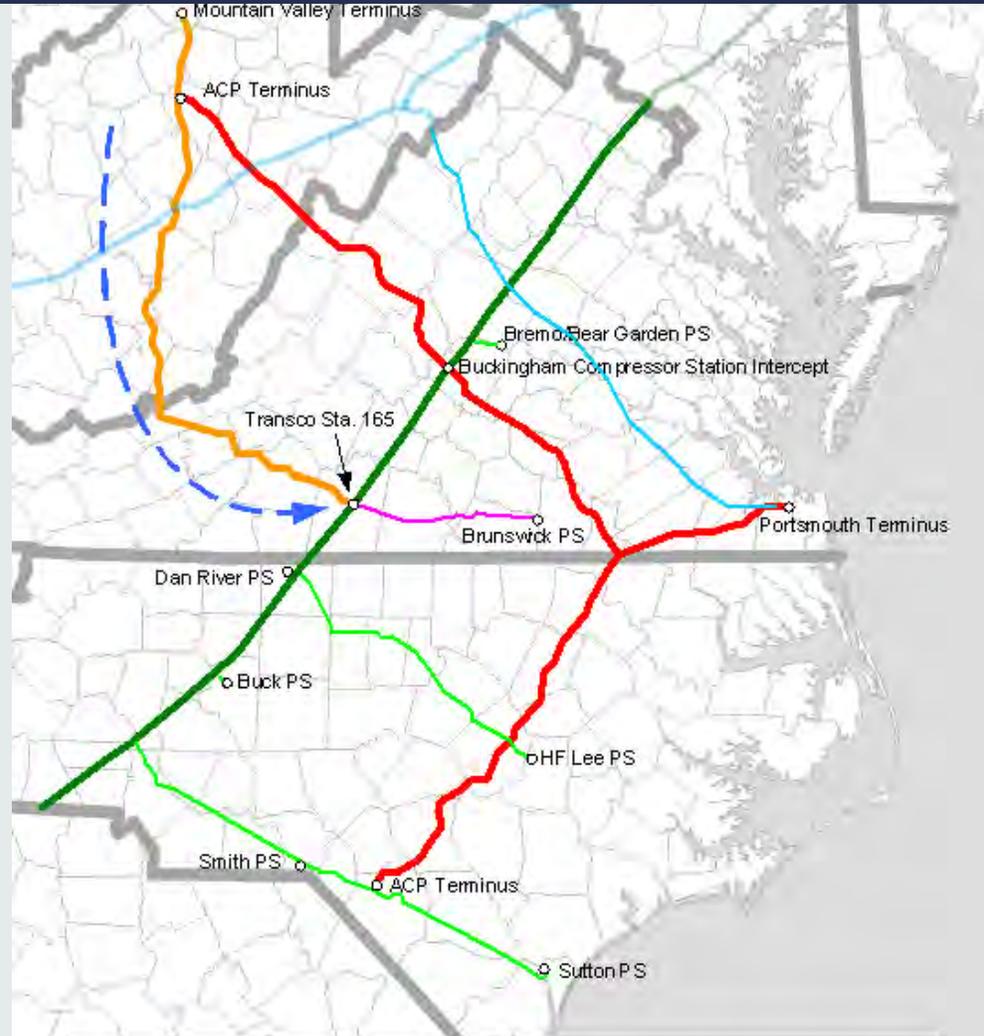


1612 John Smith Map Notes What Is Now Wingina

Alternative Routes: Pipelines

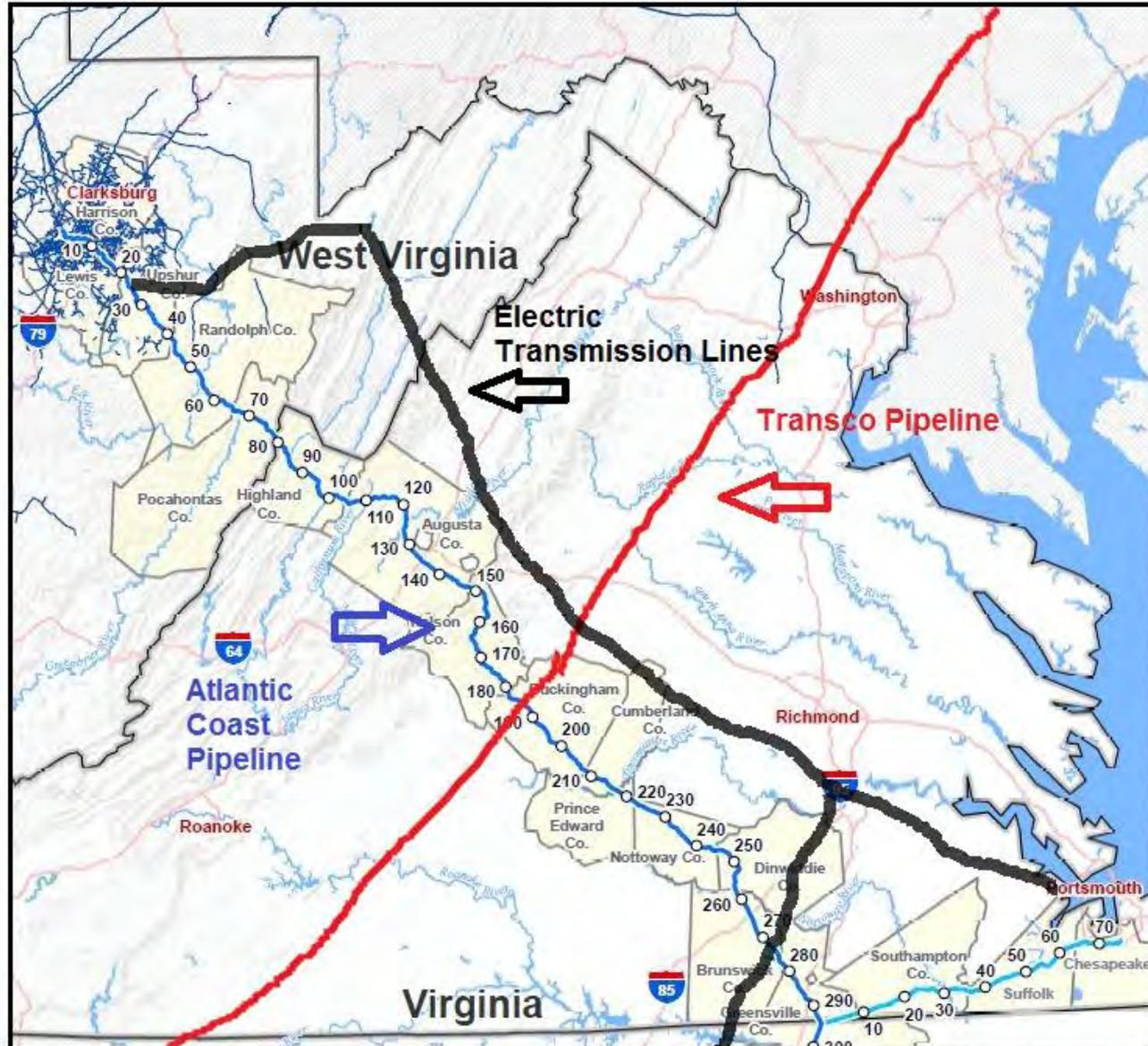
Possible Co-location Routes for Atlantic Coast Pipeline That Would Minimize Number of Property Owners With Whom Dominion Would Need to Negotiate.

Co-location would avoid project redundancy and “overbuilding” as per FERC criteria.

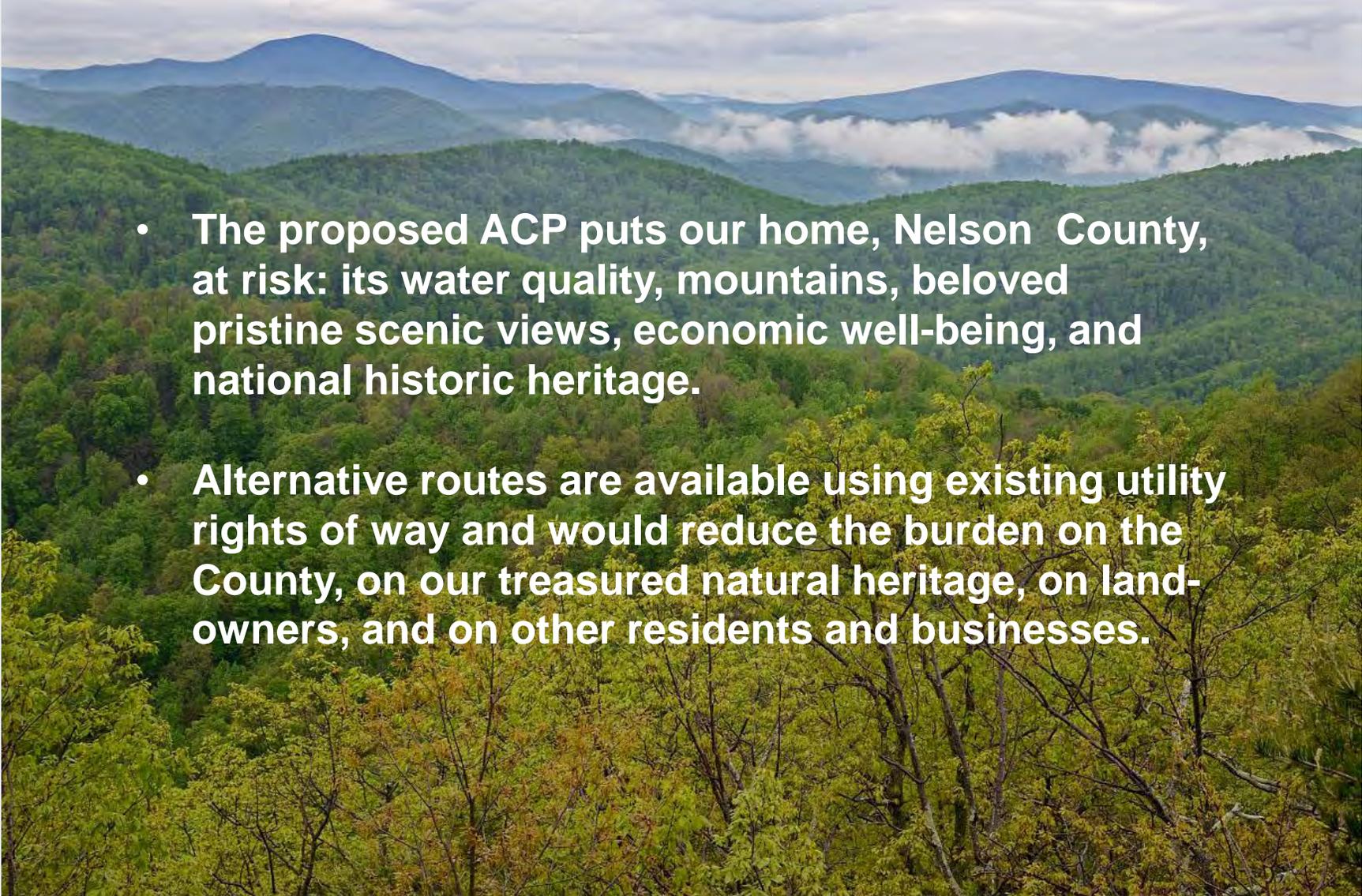


- Atlantic Coast Pipeline (Proposed Route)
- Williams Transco Pipeline
- - - Piedmont Gas Spur
- Williams Southside Expansion Project
- Mountain Valley Pipeline Project (Proposed Route)
- - - Williams Appalachian Connector Project (Proposed)

Alternative Routes – Electric Transmission Lines



Nelson County AT RISK Summary

- 
- **The proposed ACP puts our home, Nelson County, at risk: its water quality, mountains, beloved pristine scenic views, economic well-being, and national historic heritage.**
 - **Alternative routes are available using existing utility rights of way and would reduce the burden on the County, on our treasured natural heritage, on land-owners, and on other residents and businesses.**

Solarize Nelson County Initiative Presentation

Presenter: Tim Leroux, Director of Operations - LEAP (Local Energy Alliance Program) Non-Profit Organization

Tim Leroux, MBA, Director of Operations LEAP - Local Energy Alliance Program

As the Director of Operations, Tim Leroux leads all internal operations and serves as the primary deputy to the Executive Director. Although new to the Energy Efficiency industry, he has vast experience leading diverse organizations and solving complex problems. He assists the Executive Director with strategic planning and has primary responsibility for initiatives relating

Tim has a Bachelor's degree from Xavier University, an MBA from Embry-Riddle, and is a two-tour veteran of the Iraq war. Most recently, he was a professor and departmental chair at the University of Virginia where he taught courses in leadership and military history.



SOLARIZE NELSON COUNTY

Solarize NELSON is one of a series of community-based campaigns in Virginia that makes solar smart and affordable for homeowners and businesses. The nonprofit LEAP, in partnership with local stakeholders, provides a one-stop shop for education, installation, and financing solar projects in Nelson County.

How does Solarize NELSON lower installation prices?

As members of a community rally behind solar, installers are able to lower their prices. This is a result of bulk purchasing, offset marketing expenses, reduced travel expenses, and the guarantee that solar installation crews will be kept busy. LEAP will also help homeowners access a 30% federal tax credit, affordable financing, and navigate the Solar Renewable Energy Credit (SREC) market.

When the tax credit is combined with special Solarize pricing and 15 year financing, homeowners can break even from day one just off their utility bill savings.

How are Solarize NELSON installers selected?

Installers are selected through a competitive procurement process. LEAP (and partnered stakeholders, as applicable) selects contractors based on competitive pricing, quality of equipment/ systems/warranties, and overall experience and qualifications working in the local region.

Do Solarize NELSON participants get to select their installers?

Chosen installers are required to provide the same suite of services including price and equipment. LEAP will assign solar installers on a rolling basis. Property owners are free to request an estimate from more than one approved installer if they have an issue with the installer to whom they were assigned.

What is the Solarize NELSON timeframe?

Solarize NELSON is anticipated to run in the Spring of 2015.

What to expect when joining Solarize NELSON

When joining Solarize NELSON, residents will receive a free solar site assessment performed by a participating Solarize NELSON solar installer. After the solar site assessment, the installer will provide an estimate based on available installation space, the home's energy needs, and budget. Solar installers also handle all of the technical details – including permitting and utility interconnection. After the conclusion of the local Solarize event, the discount will expire and installers will revert back to original market pricing.

Community In Kind Support

Be a part of a high profile, sustainable movement in NELSON! LEAP is recruiting municipal sponsors and community partners for hyper-local events and the Solarize NELSON campaign. Contact Tim Leroux, LEAP's Director of Operations, for more information: info@leap-va.org.



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LEAP is your one-stop-shop for who to call, what to do, and how to pay for when you're looking to increase the energy performance of your building.

Homeowners in central and northern Virginia struggling with high energy bills or uncomfortable homes and business owners seeking to cut energy costs come to LEAP to take advantage of our trusted, pre-certified contractor network; third-party guidance and quality assurance; and special rebates and loans to make home energy upgrades affordable.

Headquartered in Charlottesville, Virginia, LEAP is a nonprofit energy services organization with a mission to lead the effort in local communities to implement energy efficient technologies in buildings to promote cost savings for families and businesses, job creation, energy self-reliance, local economic development, and the mitigation of climate change. LEAP's alliance model is a community-based, public-private partnership.

Our programs serve as a tool to help local governments meet their carbon emission reduction targets, they improve the affordability and durability of our businesses and neighborhoods, and can stimulate the local economy through job creation and retention. Energy efficiency improvements benefit the local economy by enabling residents to keep their spending "local," instead of sending hard-earned money to utility companies.

To that end, LEAP:

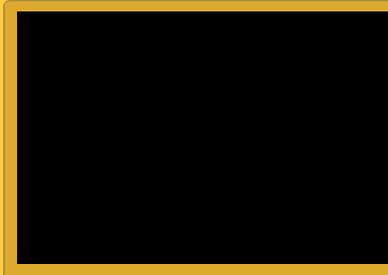
- Administers credible programs, such as the Department of Energy's Home Performance with ENERGY STAR and Home Energy Score and Dominion Virginia Power's Home Energy Check-Ups
- Gives workshops on energy efficiency and renewables
- Provides low cost in-home energy evaluations
- Pre-qualifies a network of contractors for our ENERGY STAR program
- Performs third party quality assurance inspections of energy improvements to ensure they meet our published program guidelines

"When I was asked to serve on the LEAP Board, I agreed but I wasn't sure to expect. I knew that they were advocates for energy efficient homes, but I wasn't converted. **I decided to go through the process to understand the value of LEAP to the community. After experiencing first-hand the whole process, I felt like a six week old kitten. My eyes were opened!** I discovered LEAP can save homeowners and the business community several thousand dollars over a short period of time; provide work for our local contractors and jobs for our citizens; and help to conserve energy both to businesses and homes." *Duane Snow, Albemarle County Board of Supervisors, LEAP Governance Board*

What's our story? [Learn more about the history of LEAP.](#)

Get the details with our recent [annual reports.](#)

success stories



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LEAP Enters Voluntary Carbon Market
[click here to read more](#)

LEAP's Winter Survival Guide
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history of leap

Our story begins in the fall of 2009, when the City of Charlottesville and County of Albemarle jointly applied for and won a competitive grant to fund a community-based energy efficiency organization. After the formation of our Governance Board, LEAP became an officially recognized 501c3 nonprofit in 2010. The Local Energy Alliance Program began its highly successful path of home energy efficiency upgrades by launching its Home Performance with ENERGY STAR program in July 2010, followed by a program for commercial property owners in 2011.



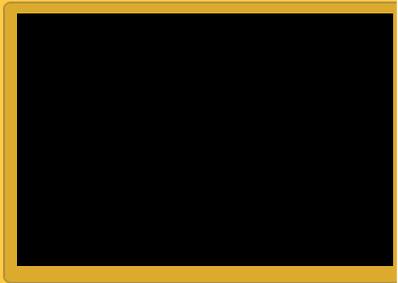
In 2012, LEAP expanded its service territory into northern Virginia. Although our main office is located in Charlottesville, we also serve Albemarle, Fluvanna, Greene, Louisa, Nelson and the counties and cities in Northern Virginia Regional Planning District, including Arlington, Loudon, Prince William, and Fairfax Counties.

Since its inception, LEAP has established itself as a trusted leader in Virginia for home and business energy efficiency thanks to the relationships we have developed with our customers, contractors, key stakeholder groups and the community.

"LEAP turned out to be a very wise choice when the Virginia Department of Mines, Minerals and Energy invested a small amount of funds two years ago to help what it hoped would become a model regional energy alliance. LEAP leveraged that small investment into a large grant, then another and another while simultaneously developing and broadening an effective local program to create jobs and help its residents and businesses save money on energy and live more comfortably. LEAP now has become an important model and mentor to assist other regional energy alliances in Virginia."

Al Christopher, Director, Division of Energy, Virginia Department of Mines, Minerals and Energy

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LEAP Enters Voluntary Carbon Market

[click here to read more](#)

Dec. 4 Seminar: "How to Stay Cozy and Save on Your Energy Bills this Winter"

[click here to read more](#)

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Home Energy Check-Up	Solarize	Project Management	Home Performance with ENERGY STAR	Home Sellers Package	Save a Ton	

Solarize

Soak Up the Sun. Soak Up the Savings.

Solar power for homes and businesses will be easier and more affordable than ever through LEAP's various Solarize programs. These grassroots, community-based outreach initiatives are co-sponsored with local partners and serve as a one-stop-shop for community members to learn more about solar power options for their homes and facilitate the installation and financing of their own project. Through bulk purchasing and free solar site assessments, Solarize puts solar within reach.

Solarize Benefits:

- Free Solar Site Assessments
- Lower than ever solar panel pricing and affordable financing
- Qualified local solar installers and high performance systems

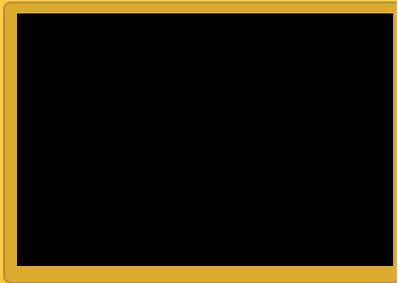
[Solarize Charlottesville](#) (more than 1,100 people applied to Solarize Charlottesville in the summer of 2014)

[Solarize NOVA-Leesburg](#) (more than 350 people applied to Solarize NOVA in the fall of 2015)

We've got more [solar resources](#) in our Energy Education Center.

Read the [Energy Efficiency Markets story](#) about our unique Solarize approach.

success stories



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LEAP Enters Voluntary Carbon Market

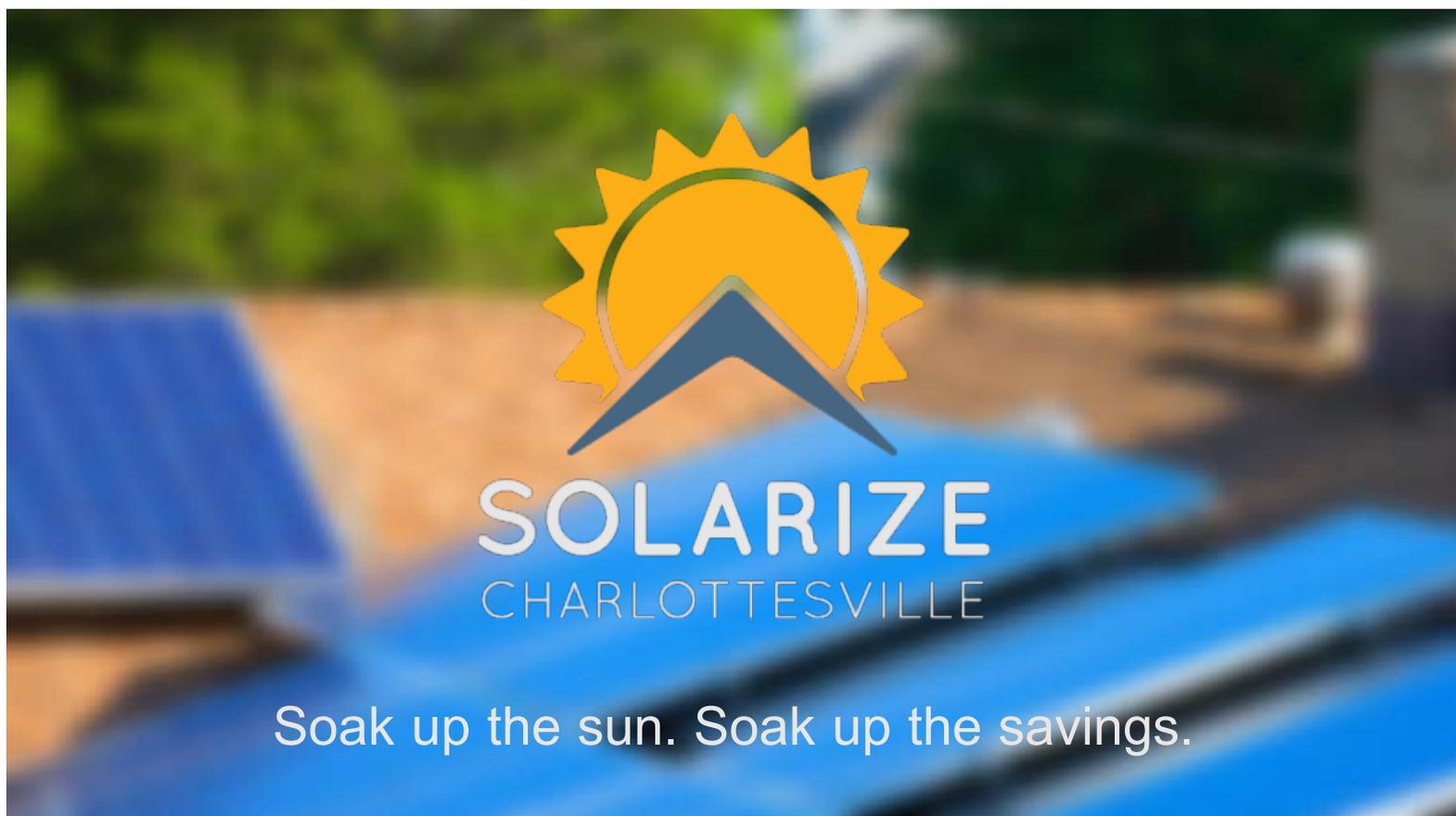
[click here to read more](#)

Dec. 4 Seminar: "How to Stay Cozy and Save on Your Energy Bills this Winter"

[click here to read more](#)

sponsors





Solarize Charlottesville

Solar power for homes will be easier and more affordable than ever July through September 2014 thanks to Solarize Charlottesville, a grassroots, community-based outreach initiative sponsored by the Local Energy Alliance Program (LEAP) in partnership with the City of Charlottesville, Albemarle County, and the UVA Community Credit Union. Solarize Charlottesville is a one-stop-shop for community members to learn more about solar power options for their homes and facilitate the installation and financing of their own project. Through bulk purchasing and free solar site assessments, Solarize Charlottesville puts solar within reach.

Benefits of Program:

- Free Solar Site Assessments
- Lower than ever solar panel pricing and affordable financing
- Qualified local solar installers and high performance systems



Click the Sun for a Free Solar Assessment

Follow Us On



Upcoming Events

There are no upcoming events at this time.

Where to Find Us

Local Energy Alliance Program

608 Ridge Street Charlottesville, VA 22902

Phone: [434-227-4989](tel:434-227-4989)

Email: info@solarizecville.org

Web: leap-va.org

Solar Capacity to be Installed

012

kW



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Sitedesign by [Christopher Fore](#)



The Simple 5 Step Process

Solarize Charlottesville is a grassroots community-based outreach event to make going solar easier and more affordable.



1. Get a free assessment to determine if your home is a good candidate for solar

Sign up through our [get started page](#). A Solarize Charlottesville team member will perform an initial satellite assessment and then contact you with basic results on your roof's solar potential. If your roof looks like a good fit, you will then be handed off to a participating Solarize Charlottesville installer to schedule the free solar site assessment where your installer will provide you with a proposal tailored for you, your budget, and your home's energy needs. To better understand your home's energy use, you will also be given the opportunity to schedule a free home energy efficiency consultation performed by a LEAP Energy Coach (Dominion customers only). After each of the

home visits, you will be fully equipped with the knowledge to reduce and produce!

2. Leverage the Solarize discount and local financing

Take advantage of the power of bulk purchasing and the 30% federal tax credit to purchase your solar system.



Through a partnership with the UVA Community Credit Union, all Solarize Charlottesville participants will be eligible to apply for the PowerSaver Loan Program. PowerSaver Loans offer below market interest rates with no closing costs and terms up to \$25,000 over 20 years. City of Charlottesville residents are also eligible for an interest rate reduction program that can bring interest rates down to 0% for a limited time only.



3. Install Panels

Through a comprehensive and competitive bidding process, we selected two local and qualified solar installers. Your contractor will make a site visit to gather all the information necessary, obtain all necessary permits, order materials and equipment, and schedule your installation. Installation usually takes a few days.

4. Generate electricity for use or sell back to utility

Once your system is up and running, you use electricity as it is generated and sell back any surplus electricity to the utility. Through “net energy metering,” you get a one-to-one, kilowatt hour-for-kilowatt hour credit on your bill for every unit of electricity produced and put back on the electric grid.





5. Start saving on utility bills (the value of your solar increases as electric rates go up!)

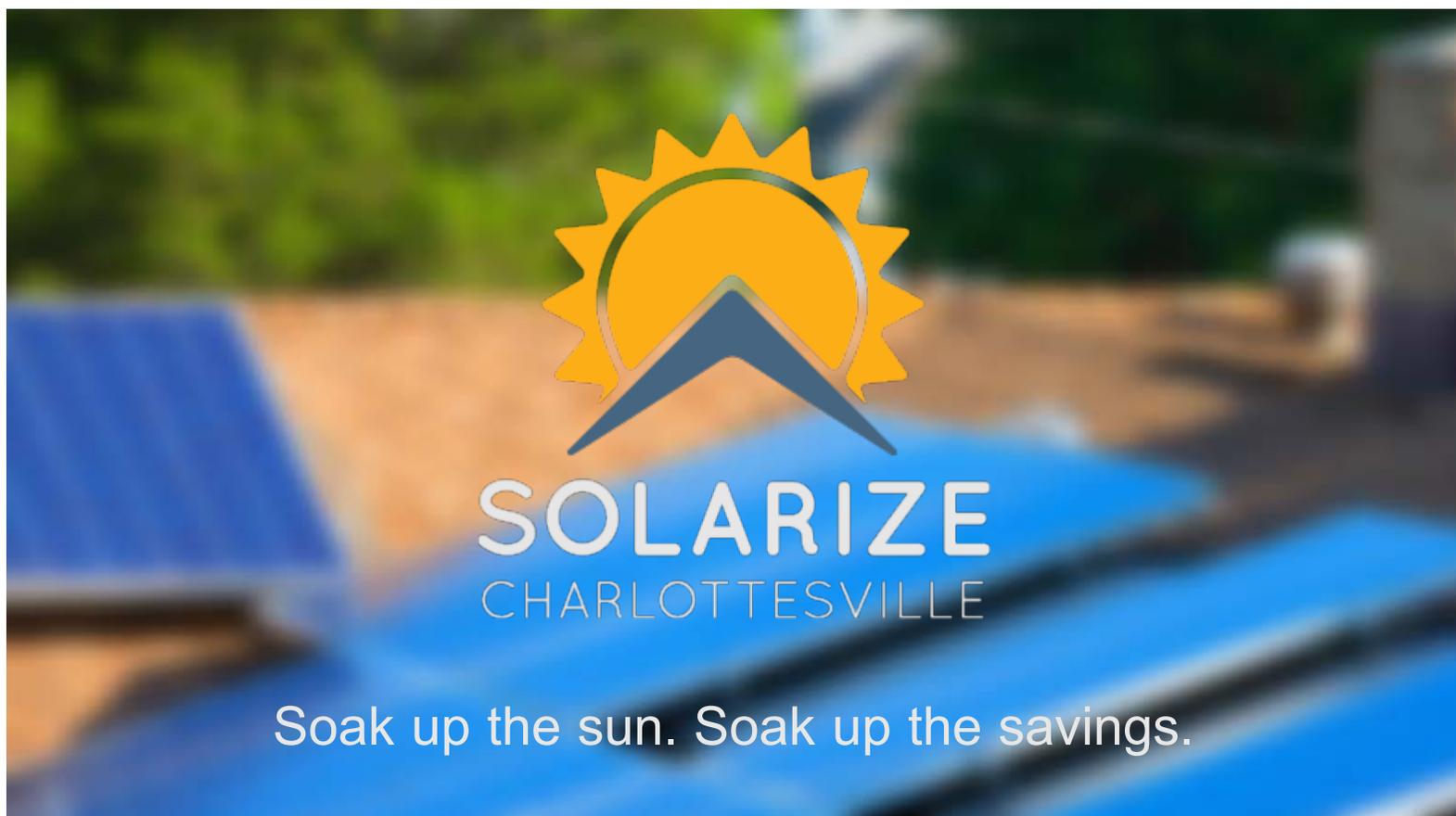
Buying a solar PV system is an investment in the future. Although buying a solar PV system may require an upfront payment, it can deliver significant energy cost savings for years to come. A number of factors determine what a system will cost and how much you can save over time, including the future price of electricity and how long your system operates. By combining utility net metering credits for the power you generate, federal tax incentives and low-interest financing, you could realize long-term cost savings over the life of your solar PV system. The more electricity prices climb, the faster you'll see savings.

LEAP would like to thank Solarize Blacksburg, Community Housing Partners, and VA-Sun for sharing the content on this page and for their invaluable assistance in helping us to design this program.

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How Much Will It Cost?

Through the power of our community, we've made going solar more affordable than ever. With that said, solar installations come with upfront costs and we've designed this page to help demonstrate the economics of going solar with Solarize Charlottesville.

It is important to think of your solar panels as an investment — and what a great investment it is!

Going solar through Solarize Charlottesville provides an exceptionally low risk investment with anticipated annual returns of at least 5%. In other words, over a 20-year period, solar residents can expect to at least double their return on investment.

Solar investments will also continue to increase in value as electricity rates continue to rise. The Energy Information Administration projects a 2% annual rise in residential electricity rates for the Mid-Atlantic, which makes now the time to lock in low rates with solar.

In addition to Solarize discounts, Solarize Charlottesville will help participants access a 30% federal tax credit, affordable financing as low as 2.99% APR* through UVA Community Credit Union (City of Charlottesville homeowners may even qualify for 0% APR* loans), and navigate the Solar Renewable Energy Credit (SREC) market.

All of this combined may make it possible for participants to finance their installations with monthly payments similar (or even less) than regular utility payments.

Below is a table demonstrating the Solarize Charlottesville pricing structure with common system sizes and sample financing breakdowns. It is important to note that individual system performance will vary and, depending on your home's energy use, may only offset a percentage of your home's electricity use.

SYSTEM SIZE BY KILOWATT (KW)	3KW	4KW	6KW	10KW
Solarize Rate per Watt	\$3.30	\$3.15	\$3.10	\$3.10
Total Cost Before Federal Tax Credit	\$9,900	\$12,600	\$18,600	\$31,000
Total Cost After Federal Tax Credit (30%)	\$6,930	\$8,820	\$13,020	\$21,700
Monthly Loan Payment (Financing cost before tax credit over 15 yrs.)	\$80	\$102	\$150	\$250
Monthly Loan Payment (Financing cost after tax credit over 15 yrs.)	\$56	\$71	\$105	\$175
Estimated Monthly Savings (Electricity + SRECs)	\$54	\$72	\$108	\$180
Estimated Net Monthly Cost (Financing cost before tax credit over 15 yrs.)	\$26	\$30	\$42	\$70
Estimated Net Monthly Cost (Financing cost after tax credit over 15 yrs.)	\$2	\$0 (\$1 Savings)	\$0 (\$3 Savings)	\$0 (\$5 Savings)

*The chart above assumes an average electricity rate of \$0.11/kWh, an SREC value of \$45, and a 15-year loan at 5.99%. The financial analysis represents estimates and actual results may vary.

PowerSaver Loans

Solarize Charlottesville is proud to partner with the UVA Community Credit Union. The UVA Community Credit Union is one of the first national, regional and local lenders selected by the U.S. Department of Housing and Urban Development (HUD) to participate in the PowerSaver Loan Program, a multi-year pilot program offering low-cost financing for energy efficiency and renewable energy home improvements.

Interest Rate Reduction Program (City of Charlottesville only)

Rates as low as 0% on PowerSaver loans — available on a first-come, first served basis to City of Charlottesville residents through LEAP's Interest Rate Reduction program. Email us at info@solarize.org or give us a call at [434-227-4989](tel:434-227-4989) to find out more.

For more information on PowerSaver Loans please call [434-964-2001](tel:434-964-2001) or visit the [UVA Community Credit Union website](#).

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**RESOLUTION R2015-05
NELSON COUNTY BOARD OF SUPERVISORS
ENDORSEMENT OF SOLARIZE NELSON INITIATIVE**

WHEREAS, Nelson County, Virginia has significant potential for solar energy; and

WHEREAS, the cost of residential solar has dropped by more than 60% since the beginning of 2011; and

WHEREAS, “Solarize” campaigns reduce prices for consumers further through the power of community bulk purchasing and have been conducted with great success around the country since 2011; and

WHEREAS, local citizens, in conjunction with the nonprofit Local Energy Alliance Program (LEAP) desire to run a “Solarize Nelson” campaign utilizing local installers and American made photovoltaic solar systems; and

WHEREAS, solar installations create jobs, increase country revenue, and are environmentally sound;

NOW, THEREFORE BE IT RESOLVED that the Nelson County Board of Supervisors does hereby proclaim its support for such efforts that assists its homeowners and urges the citizens of the county to consider whether or not solar is right for them.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

4219 CAMPBELL AVENUE
LYNCHBURG, VIRGINIA 24501
VDOT.Virginia.gov

CHARLES A. KILPATRICK, P.E.
COMMISSIONER

January 7, 2015

Stephen A. Carter
Nelson County Administrator
P.O. Box 136
Lovingston, Virginia 22949

RE: Abandonment and Addition Request for Route 655 (Roseland Road)
Associated with VDOT Project 0151-062-112, C-501
UPC #16039, Nelson County

Dear Mr. Carter;

As part of the Route 151 Tye River Bridge replacement project completed in the Year 2006, the intersection of Route 655 (Roseland Road) was relocated 0.03 miles to the north. In order to update our official roadway records to reflect these changes, we will need to abandon the eliminated (old) roadway segment of Route 655, and add back its new alignment and intersection with Route 151.

To process this route change, we respectfully request the County Board of Supervisors action by resolution on the roadway abandonment and addition described in the attached VDOT Form AM-4.3. I have also provided a draft resolution as a guide along with a sketch detailing the roadway changes being requested.

Because these changes were part of a VDOT highway improvement project, public involvement for the alignment change for Route 655 was addressed during project development. Therefore, a public hearing for the requested abandonment and addition is not required.

From our recent conversation, I understand this request will be presented to the Board during their meeting on January 13, 2015. Either the VDOT Residency Administrator, Don Austin, or I can attend should there be any questions regarding this request.

Thank you for your assistance.

Sincerely,


Jeffery B. Kessler, P.E.
Area Land Use Engineer
(434) 856-8293
JefferyB.Kessler@VDOT.Virginia.gov

ATTACHMENTS

CC: Donald L. Austin, Sr.

WE KEEP VIRGINIA MOVING

The Board of Supervisors of Nelson County, in regular meeting on the 13th day January, 2015, adopted the following:

WHEREAS, the Virginia Department of Transportation has constructed Roseland Road (Route 655) on a new alignment under the completed project 0151-062-112, C-501, B-607, and

WHEREAS, the project sketch dated January 5, 2015 and VDOT Form(s) AM-4.3, attached and incorporated herein as part of this resolution, defines adjustments required in the Secondary System of State highways as a result of construction, and

WHEREAS, certain segment identified is ready to be accepted into the Secondary System of State Highways, and

WHEREAS, the new road serves the same citizens as served by the portion of old road identified in the Form AM-4.3 and project sketch to be abandoned, which no longer serves a public need, and

NOW THEREFORE, BE IT RESOLVED, this board hereby requests the Virginia Department of Transportation to take the necessary action to abandon segment D-D1 identified on the incorporated Form AM-4.3 and attached project sketch dated January 5, 2015 as a part of the Secondary System of State Highways, pursuant to §33.2-912, Code of Virginia, and

BE IT FURTHER RESOLVED, this board requests the Virginia Department of Transportation to add the segment E-D1 identified on the incorporated Form AM-4.3 to the Secondary System of State highways, pursuant to §33.2-705 of the Code of Virginia, for which sections this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills, and drainage, and

BE IT FINALLY RESOLVED that a certified copy of this resolution and incorporated forms be forwarded to the Virginia Department of Transportation's Area Land Use Engineer.

Recorded Vote

A Copy Teste:

Moved By: _____

Seconded By: _____

(Name), (title)

Yeas: _____

Nays: _____

In the County of Nelson

By resolution of the governing body adopted January 13, 2015

The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee

Signed (County Official): _____

Report of Changes in the Secondary System of State Highways

Project/Subdivision 0151-062-112, C-501, B-607

Type Change to the Secondary System of State Highways: Abandonment

The following facilities of the Secondary System of State Highways are hereby ordered abandoned, pursuant to the statutory authority cited:

Reason for Change: Abandonment, VDOT Project Related

Pursuant to Code of Virginia Statute: §33.2-912

Street Name and/or Route Number

◆ , State Route Number 655

Old Route Number: 0

● From: Rte. 151 - 0.60 Mi. South of Intersection with Rte. 723 (Node D)

To: Rte. 655 - 0.39 Mi. West of Intersection with Rte. 723 (Node D1), a distance of:
0.10 miles.

Report of Changes in the Secondary System of State Highways

Project/Subdivision 0151-062-112, C-501, B-607

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: VDOT Project

Pursuant to Code of Virginia Statute: §33.2-705

Street Name and/or Route Number

◆ Roseland Road, State Route Number 655

Old Route Number: 0

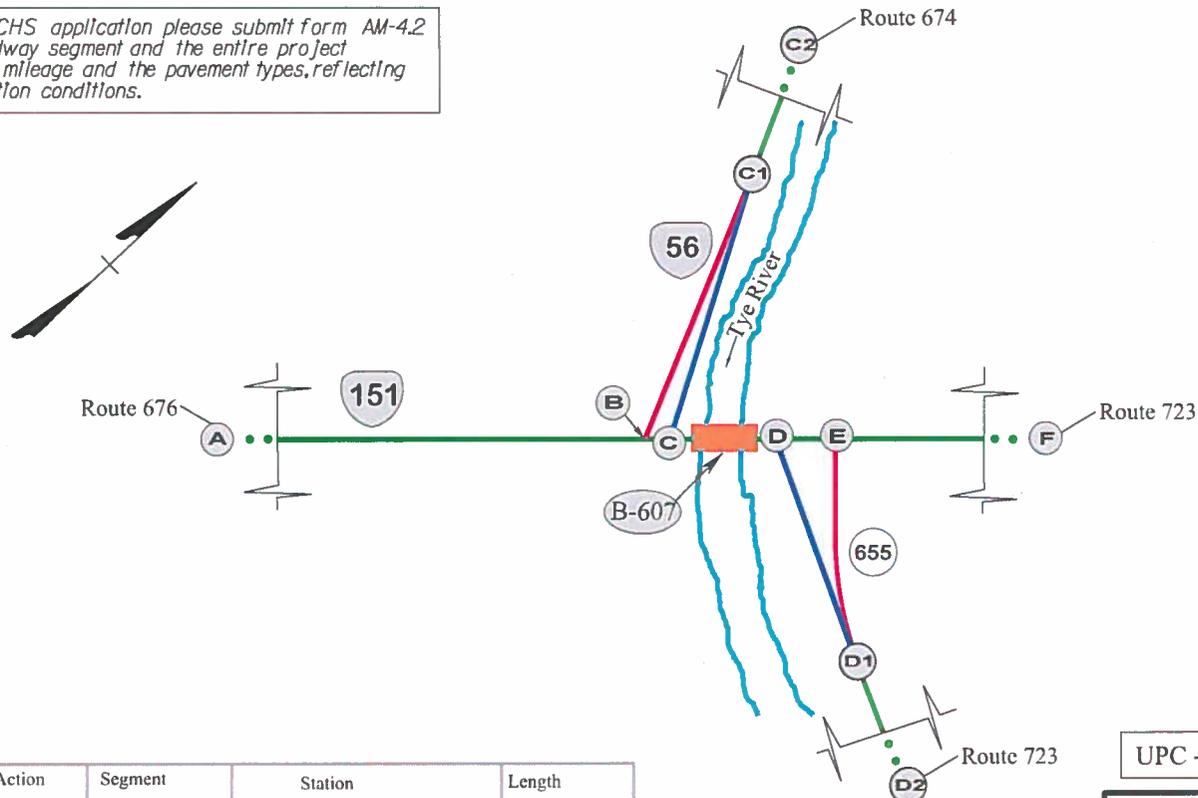
● From: Rte. 151 - 0.57 Mi. South of Intersection with Rte. 723 (Node E)

To: Rte. 655 - 0.39 Mi. West of Intersection with Rte. 723 (Node D1), a distance of:
0.09 miles.

Recordation Reference: N/A

Right of Way width (feet) = 70ft & Var

Using the DACHS application please submit form AM-4.2 for each roadway segment and the entire project including the mileage and the pavement types, reflecting post-construction conditions.



Route	Action	Segment	Station	Length
151	Data Correction	A-B-C	Fr: Rte. 676 To: 107+25 To: 107+65	0.95 Mi. 0.01 Mi.
151	Data Correction	C-D-E-F	Fr: 107+65 To: 110+07 To: 111+50 To: Rte. 723	0.05 Mi. 0.03 Mi. 0.57 Mi.
56	Addition	B-C1	Fr: 107+25 To: 208+00	0.15 Mi.
56	Abandonment	C-C1	Fr: 107+65 To: 208+00	0.15 Mi.
56	Data Correction	C1-C2	Fr: 208+00 To: Rte. 674	0.86 Mi.
655	Abandonment	D-D1	Fr: 110+07 To: 305+00	0.10 Mi.
655	Addition	E-D1	Fr: 111+50 To: 305+00	0.09 Mi.
655	Data Correction	D1-D2	Fr: 305+00 To: Rte. 723	0.39 Mi.

UPC - 16039

Lynchburg District
Dillwyn Residency



Virginia Department of Transportation
VDOT
MAINTENANCE DIVISION
January 5, 2015

Legend
NELSON COUNTY
Changes in the Primary and Secondary Systems due to relocation and construction on

Route 151, Project: 0151-062-112, C-501, B-607

- █ Section of Primary Road location to be added.
- █ Section of Primary Road location to be abandoned.
- █ Segment(s) of Secondary Road location to be abandoned.
- █ Segment(s) of new location to be added to the Secondary System.
- █ Connection to be added to the Secondary System.
- █ Data Correction - Adjustment to correct ITRIS records also applies to Route Re-Numbering, an Administrative change.

RESOLUTION R2015-06
NELSON COUNTY BOARD OF SUPERVISORS
VDOT REQUEST FOR ABANDONMENT AND ADDITION
OF REALIGNED SEGMENT ON ROUTE 655 ROSELAND ROAD

WHEREAS, the Virginia Department of Transportation has constructed Roseland Road (Route 655) on a new alignment under the completed project 0151-062-112, C-501, B-607, and

WHEREAS, the project sketch dated January 5, 2015 and VDOT Form(s) AM-4.3, attached and incorporated herein as part of this resolution, defines adjustments required in the Secondary System of State highways as a result of construction, and

WHEREAS, certain segment identified is ready to be accepted into the Secondary System of State Highways, and

WHEREAS, the new road serves the same citizens as served by the portion of old road identified in the Form AM-4.3 and project sketch to be abandoned, which no longer serves a public need, and

NOW THEREFORE, BE IT RESOLVED, this board hereby requests the Virginia Department of Transportation to take the necessary action to abandon segment D-D1 identified on the incorporated Form AM-4.3 and attached project sketch dated January 5, 2015 as a part of the Secondary System of State Highways, pursuant to §33.2-912, Code of Virginia, and

BE IT FURTHER RESOLVED, this board requests the Virginia Department of Transportation to add the segment E-D1 identified on the incorporated Form AM-4.3 to the Secondary System of State highways, pursuant to §33.2-705 of the Code of Virginia, for which sections this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills, and drainage, and

BE IT FINALLY RESOLVED that a certified copy of this resolution and incorporated forms be forwarded to the Virginia Department of Transportation's Area Land Use Engineer.

Adopted: January 13, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

Recorded Vote

A Copy Teste:

Moved By: _____

Seconded By: _____

(Name), (title)

Yeas: _____

Nays: _____

§ 33.2-912. (Effective October 1, 2014) Alternative procedure for abandonment of old highway or crossing to extent of alteration.

The Commissioner of Highways may declare any highway in the secondary state highway system or any highway in the secondary state highway system containing a highway-rail grade crossing abandoned when (i) it has been or is altered and a new highway that serves the same users as the old highway is constructed as a replacement and approved by the Commissioner of Highways or (ii) the Chief Engineer of the Department recommends that it is appropriate in connection with the completion of a construction or maintenance project. The old highway or the public crossing may be abandoned to the extent of such alteration, but no further, by the entry by the Commissioner of Highways of such abandonment upon the records of the Department.

(Code 1950, § 33-76.12; 1950, p. 734; 1952, c. 127; 1970, c. 322, § [33.1-155](#); 2011, cc. [36](#), [152](#); 2014, c. [805](#).)

§ 33.2-705. (Effective October 1, 2014) Continuance of powers of county authorities; alternative procedure.

The local authorities shall continue to have the powers vested in them on June 20, 1932, for the establishment of new highways in their respective counties, which shall, upon such establishment, become parts of the secondary state highway system within such counties. They shall likewise have the power to alter or change the location of any highway now in the secondary state highway system within such counties or that may hereafter become a part of the secondary state highway system within such counties. The Commissioner of Highways shall be made a party to any proceeding before the local authorities for the establishment of any such highway or for the alteration or change of the location of any such highway. When any such board or commission appointed by the governing body of a county to view a proposed highway or to alter or change the location of an existing highway shall award damages for the right-of-way for the same, in either case to be paid in money, it may be paid by the governing body of the county out of the general county levy funds. No expenditure by the Commonwealth shall be required upon any new highway so established or any old road the location of which is altered or changed by the local authorities, except as may be approved by the Commissioner of Highways. If the property sought to be taken is for the easement or right-of-way, the plat shall reasonably indicate thereon any appurtenant right-of-way or easement for ingress and egress to and from the principal easement or right-of-way being taken.

As an alternative to the method of establishing or relocating a highway provided in the preceding paragraph, the Commissioner of Highways, by and with the approval of the Board and the governing body of a county, shall have power and authority to make such changes in routes in, and additions to, the secondary state highway system as the public safety or convenience may require.

The service of any process or notice in any such proceedings upon the district administrator of the Department having the supervision of maintenance and construction of highways in any such county shall be termed sufficient service on the Commissioner of Highways.

(Code 1950, § 33-141; 1950, p. 726; 1970, c. 322, § [33.1-229](#); 1980, c. 441; 1984, c. 198; 2013, cc. [585](#), [646](#); 2014, c. [805](#).)



Nelson County Electoral Board

PO Box 292, Lovingson, Virginia 22949 434-263-4068
 David McBee, Chairman; Don Bailey, Vice-Chairman; Lynne Simpson, Secretary

New Voting Equipment Justification

§ 24.2-626. *Governing bodies shall acquire electronic voting or counting systems.*

The governing body of each county and city shall provide for the use of electronic voting or counting systems, of a kind approved by the State Board, at every precinct and for all elections held in the county, the city, or any part of the county or city.

Each county and city governing body shall purchase, lease, lease purchase, or otherwise acquire such systems and may provide for the payment therefor in the manner it deems proper. Systems of different kinds may be adopted for use and be used in different precincts of the same county or city, or within a precinct or precincts in a county or city, subject to the approval of the State Board.

On and after July 1, 2007, no county or city shall acquire any direct recording electronic machine (DRE) for use in elections in the county....

During the Logic and Accuracy testing for the November 2013 General Elections, we had 3 of our AccuVote optical scan machines fail. This was a complete surprise to our machine technician and Electoral Board. There was no indication the last time the machines were used that anything could go wrong. The AccuVote machines are 14 years old with older technology. We have no spares so that if anything should malfunction on Election Day, we are back to hand counting ballots. Vendors are having a hard time finding parts to repair these machines. Other localities using these machines are experiencing problems with the memory cards, the readers and rollers. During the election, we experienced increased issues with these machines rejecting the ballots and voters having to re-feed their ballots a couple of times before the machine would accept and count it. This creates a confidence issue among the voters as to whether their ballot is actually being read and counted accurately.

During this same Logic and Accuracy testing, we had 1 of the WINvote touch screen machines fail. Other localities using these same machines are experiencing problems with screens freezing and powering up. The DRE touch screen machines were purchased in 2005 and have 9 year old laptop technology.

During the Logic and Accuracy testing for the November 2014 General Elections, we had 2 of our AccuVote optical scan machines fail. During this same Logic and Accuracy testing, we had 1 of the WINvote touch screen machines fail. The Electoral Board had purchased two used AccuVote machines from the City of Bristol weeks before this testing and placed those in service. We were able to get the AccuVote machines repaired and returned just prior to the election. On Election Day, AccuVote machines that had passed the Logic and Accuracy testing in September failed in the Lovingson and Roseland precinct. We replaced them as soon as possible with the recently repaired machines.

Nelson's existing machines are at the end of their life cycle and need to be replaced. The main concern is reliability. The fear is that a machine will fail during an election and we can do nothing about it. Phasing in the voting machines over time will increase programming, testing and training cost for each election. We currently support three different voting machines using the AccuVote optical scans, the WINvote touch screen machines and the Dell laptops for the Electronic Pollbooks. The Registrar, Electoral Board and our Machine Technician believe that now is the time to replace these machines so that we may make a complete phase-in prior to our machine technician retiring and the busy local election coming up in November 2015.

Attached are quotes for new equipment to show the approximate cost of replacing the voting machines. There are several vendor options available that have been certified on the Federal and State levels. Once the Board of Supervisors decides to move forward on obtaining new equipment, we will have the vendors come to Nelson for a day of demonstration of the new products.

In light of Governor McAuliffe's announcement that is including \$28 million in his budget to provide new voting machines, we have consulted with the Department of Elections and they recommend that we move forward with our procurement process as there will be a reimbursement piece in the proposed legislation.

Thank you for your consideration,

Jacqueline C. Britt
General Registrar



Nelson County Proposal

Purchasing OVO & OVI

Dec 11, 2014

Financial Analysis

10 -OVO Digital Scanner which includes ballot box, carrying case, first year firmware, formatted USB, and 1 year warranty

\$57,100.00

2- OVO Digital Scanner(spares) which includes carrying case, formatted USB, first year firmware, and 1 year warranty.

\$10,820.00

12- OVI-VC (ADA- 15inch) which includes, carrying case, first year firmware, formatted USB, and 1 year warranty

\$47,880.00

Additional Financial Information

COST PER ELECTION

OVO & OVI Coding Fee – \$1,200.00min

Ballot Printing(no color) - .25 cents per ballot

AFTER FIRST YEAR ANNUAL FEES

OVO Firmware(yearly) - \$75.00 per scanner

OVI Firmware(yearly) – \$45.00 per scanner

OVO extended warranty - \$200.00 per scanner

OVI extended warranty - \$150.00 per scanner



Nelson County, VA
Purchase Proposal Quote
Submitted by Election Systems & Software

Purchase Solution Includes:

<u>Quantity</u>	<u>Item Description</u>	<u>Price</u>
Hardware		
	Model DS200 Precinct Scanner:	
11	Model DS200 (Includes Scanner, Plastic Ballot Box with Steel Door and e-Bin, Back-Up Battery, Reverse Wound Paper Roll, 4GB Jump Drive, and One (1) Year Warranty)	\$63,250.00
	ExpressVote:	
11	ExpressVote Unit Including Soft-Sided Case, Detachable ADA Keypad, 4GB Flash Drive, Back-Up Battery, Headphones, and One (1) Year Warranty	\$38,500.00
11	DS200 Paper Guide	\$0.00
Sub-Total Hardware		\$101,750.00
Services		
4	Project Management	\$6,300.00
1	Election Day On-Site Support (One Event includes a person on-site the day before, day of, and day after election)	\$4,125.00
2	Equipment Operations Training One (1) Day Course (Limited to 20 Participants per Class)	\$3,150.00
1	Poll Worker Train-the-Trainer Two (2) Day Course (Limited to 10 Participants per Class)	\$1,575.00
X	1 Year Hardware and Software Warranty	Included
Sub-Total Services		\$15,150.00
Other		
X	Shipping and Handling	\$1,815.00
Total Purchase Price Before Additional Discounts and Trade-In Allowances		\$118,715.00
X	Customer Loyalty Discount and Trade-In Allowance	(\$6,379.10)
Net Purchase Price		\$112,335.90

Footnotes:

1. This quote is an estimate and is subject to final review and approval by both ES&S and the Customer.
2. Rates valid for 60 days and thereafter may change.
3. Any applicable (City & State) sales taxes have not been included in pricing and are the responsibility of the customer.
4. The quantity of service days reflects a reasonable estimate for implementation and selected ongoing election services. Quantities may change depending on specific Customer needs.

Proposed Price

Make/Model	Unit Price	Accessories/Optional Equipment	Unit Price
<p>ImageCast[®] Precinct Scanner, Tabulator and Ballot Marking Device (ICP-BMD) includes the following:</p> <p>1.1 Optical imaging scanners for creating a duplex scanned image of each side of the ballot. Ballots can be fed in all four (4) orientations.</p> <p>1.2 Two (2) Compact Flash memory cards.</p> <p>1.3 An integrated interactive electronic display in the form of an ultra-high contrast graphical LCD screen, with white background, 5.7" diagonal viewing area, and a built-in touch screen.</p> <p>1.4 An internal thermal printer and one (1) paper roll for generating reports.</p> <p>1.5 Two (2) administrative security key (iButton) used with an integrated receptacle (physically attached to the top of the unit and electrically connected to the motherboard).</p> <p>1.6 A motorized paper feed mechanism for detecting and moving the ballot within the scanner.</p> <p>1.7 An internal battery which is rated to provide a minimum of two (2) hours of normal</p>	<p>\$4,500</p>	<p>ATI Rev 1.10 (Audio Tactile Interface) & cable</p> <p>ICP CoroPlast Ballot Box</p> <p>ICP Plastic Ballot Box</p> <p>ICP Thermal Paper Roll (5 pack)</p> <p>ICP-BMD HP Printer</p> <p>ATI (Audio Tactile Interface) 10 ft. Cable</p> <p>ICP Coin Battery</p> <p>ICP Backup Battery</p> <p>ICP Privacy Folder</p> <p>ICP Cleaning Sheet</p> <p>ICP power supply and cord</p> <p>8G Flash Memory Cards</p> <p>4G Flash Memory Cards</p>	<p>\$350</p> <p>\$750</p> <p>\$1,200</p> <p>\$25</p> <p>\$250</p> <p>\$10</p> <p>\$5</p> <p>\$165</p> <p>\$12</p> <p>\$20</p> <p>\$25</p> <p>\$80</p> <p>\$60</p>

<p>use in the absence of AC power.</p> <p>1.8 One (1) HP printer for use as a ballot marking device.</p> <p>1.9 ATI is included with the ImageCast Precinct BMD. The ATI connects to the ImageCast Precinct BMD via the port located on the right side of the unit. Following the voting process using the ATI controller, the external inkjet printer produces a marked paper ballot which serves as the official ballot record.</p>			
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Make/Model	Unit Price	Accessories/Optional Equipment	Unit Price
<p>ImageCast[®] Evolution (ICE) Scanner and Tabulator hardware, includes the following:</p> <p>2.1 Optical imaging scanners for creating a duplex scanned image of each side of the ballot. Ballots can be fed in all four (4) orientations.</p> <p>2.2 Two (2) Compact Flash memory cards.</p> <p>2.3 An integrated 19" diagonal full color LCD with built-in touch screen.</p> <p>2.4 An internal thermal printer and one (1) paper roll for generating reports.</p> <p>2.5 Two (2) administrative security key (iButton) used with an integrated receptacle</p>	<p>\$7,200</p>	<p>ATI Rev 1.10 (Audio Tactile Interface) & cable</p> <p>ICE CoroPlast Ballot Box</p> <p>ICE Plastic Ballot Box</p> <p>ICE Thermal Paper Roll (5 pack)</p> <p>ICE Cleaning Sheet</p> <p>ICE print cartridge</p> <p>ICE power cord</p> <p>ICE Power Supply (10 units)</p> <p>Lithium Battery, ICE</p>	<p>\$350</p> <p>\$750</p> <p>\$1,200</p> <p>\$25</p> <p>\$20</p> <p>\$49</p> <p>\$25</p> <p>\$75</p> <p>\$330</p>

<p>(physically attached to the top of the unit and electrically connected to the motherboard).</p> <p>2.6 A motorized paper feed mechanism for detecting and moving the ballot within the scanner.</p> <p>2.7 An internal battery which is rated to provide a minimum of two (2) hours of normal use in the absence of AC power.</p> <p>2.8 An integrated inkjet printer for producing marked paper ballot during the accessible voter sessions. The ICE is equipped with an integrated voting feature for voters needing additional assistance. It uses a single ballot path which does not require the voter to have to go to an additional unit to cast the vote.</p> <p>2.9 ATI is included with the ImageCast Evolution (ICE). The ATI connects to the ImageCast Evolution (ICE) via the port located on the right side of the unit. Following the voting process using the ATI controller, the external inkjet printer produces a marked paper ballot which serves as the official ballot record.</p>		<p>8G Flash Memory Cards</p>	<p>\$80</p>
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Transportation, Delivery, Set-up & Installation Fees:		
Description:	Unit Of Measure	Unit Price
Shipping – ICP-BMD per unit	Per Unit	\$50
Shipping – ICE per unit	Per Unit	\$50
Shipping – ICC per unit	Per Unit	\$125
Shipping – accessories and consumables	Shipping costs not included in unit price and will be invoiced based on actuals	

Make/Model	Unit Price	Accessories/Optional Equipment	Unit Price
ImageCast® Central (ICC) Desktop Scanner The ImageCast® Central Scanners includes the following components: 3.1 Canon DR-X10C Scanner. 3.2 ImageCast® Central Software including third party Kofax VRS 4.5 Software. 3.3 OptiPlex 9010 or equivalent all-in-One with pre-loaded software and 19" monitor 3.4 One (1) iButton Programmer	\$40,000	I-Button Security Key and Black Ring Mount NETGEAR ProSafe JGS524 - switch - 24 ports, or comparable Network Switch: 8 Port Cisco Small Business SG 100D-08,or comparable Cat5E 350 MHz Snagless Patch Cable - 10 ft - blue	\$18 \$300 \$90 \$8

Manufacturer			
Make/Model	Unit Price	Accessories/Optional Equipment	Unit Price
Democracy Suite Election Event Designer (EED) Software License (<i>Initial Fee</i>) per County scaled by number of Registered Voters: 0-100,000 100,000 - 250,000 250,000 +	\$35,000 \$50,000 \$100,000	iButton Programmer Compact Flash Card Reader/Writer	\$75 \$50
Democracy Suite EMS Server, including the following: 4.1 Dell PowerEdge Server or equivalent 4.2 19" Monitor, keyboard, mouse 4.3 Windows Server 2008 R2 Standard Edition	\$6,600	EMS Hardware Accessories Monitor: (Dell 23" monitor) APC UPS 1500 VA or equivalent APC SurgeArrest surge suppressor 24 port network switch Network Switch: 8 Port Cisco Small Business SG 100D-08 10ft Cat5E 350 MHz Patch Cable Reports Printer - Mono Laser Printer	\$180 \$575 \$30 \$225 \$75 \$8 \$175
Democracy Suite EMS workstation (laptop or desktop), including the following: 5.1 Dell INSPIRON 660 or equivalent 5.2 19" Monitor, keyboard, mouse 5.3 Windows 7 Pro, 64-bit	\$1,450		
Microsoft SQL Server 2008 License per server (if required)	\$2,500		

Description: Other Accessories	Unit Price
EZ-Vote voting booth	\$99
Select Deluxe Voting Booth - VB-101	\$165
Deluxe Voting Booth - VB-201	\$189
Boolee ADA Voting Station - VB-B300	\$170
Fine Point Black Permanent Markers – 12 pack	\$15
Compact Flash and iButton Labels (100 sheets)	\$100
Pull Quick Seals (pack of 100)	\$11
Tamper Evident Security Label Seals (roll of 100)	\$45
Spring Lock Seals (pack of 100) SE-40	\$19
Full Duplex 11" Voting System Ballot	\$0.34
Full Duplex 14" Voting System Ballot	\$0.36
Pre-marked Test Deck Ballots, up to 14" Single sided	\$1.20

Extended Warranty and Maintenance Services:		
Description:	Unit Of Measure	Unit Price
Firmware License:		
<ul style="list-style-type: none"> • ICP-BMD Firmware License Fee (<i>Initial Fee</i>) • ICE Firmware License Fee (<i>Initial Fee</i>) • ICC Firmware License Fee (<i>Initial Fee</i>) • ICP-BMD per unit Firmware License Fee (<i>Annual Fee – beginning year 2</i>) • ICE per unit Firmware License Fee (<i>Annual Fee – beginning year 2</i>) • ICC per unit Firmware License Fee (<i>Annual Fee – beginning year 2</i>) 	Per Year Per Year Per Year Per Year Per Year Per Year	Included Included Included \$228 \$228 \$2,581

Warranty: <ul style="list-style-type: none"> • ICE Warranty Fee (<i>Initial Fee</i>) • ICC Warranty Fee (<i>Initial Fee</i>) • ICP-BMD Warranty Fee (<i>Initial Fee</i>) • ICP-BMD per unit Warranty Fee (<i>Annual Fee – beginning year 2</i>) • ICE per unit Warranty Fee (<i>Annual Fee – beginning year 2</i>) • ICC per unit Warranty Fee (<i>Annual Fee – beginning year 2</i>) 	Per Year Per Year Per Year Per Year Per Year Per Year	Included Included Included \$135 \$235 \$3,400
Democracy Suite Election Event Designed (EED) Software License (<i>Annual Statewide Fee – beginning Year 2</i>) per County scaled by number of Registered Voters:		
0-100,000	Per Year	\$7,000
100,000 - 250,000	Per Year	\$10,000
250,000 +	Per Year	\$20,000

Other Services:		
Description:	Unit Of Measure	Unit Price
Senior Manager or Senior Specialist	Per Day	\$2,500
Election Day Technician (Rover)	Per Day	\$2,000
Three Day Election Support	Per Day	\$4,500
On-site Non-election Day Support (Repairs, Service, etc)	Per Day	\$2,000
Service Technician (Acceptance testing)	Per Day	\$2,000
Preventative Maintenance	Per Day	\$2,000
Remote Phone Support Per Election	Per Day	\$250
Programing Base Cost		\$1,500
Additional Cost:		

0-30 Precinct	Per Precinct	\$50
31- 50 Precinct	Per Precinct	\$48
51- 100 Precinct	Per Precinct	\$45
101-200 Precinct	Per Precinct	\$42
200 +	Per Precinct	\$40
Additional Support During Election Week	Per Day	\$2,500
Custom Documentation Per Hour	Per Hour	\$225
Audio Programming	Per Day	\$2,500

Training		
Description:	Unit Of Measure	Unit Price
Training	Per Day	\$2,500

Leasing Option:		
<ul style="list-style-type: none"> • Minimum six year lease • Lease option excludes services, training, shipping, consumables and Democracy Suite Election Event Designed (EED) • Ownership of leased equipment is retained by Dominion and there is a buyout option at the end of the lease period 		
Description:	Lease Price Per Year	Total Lease Price for 6 Years
ImageCast® Precinct Scanner, Tabulator and Ballot Marking Device (ICP-BMD) <ul style="list-style-type: none"> • Optical Imaging Scanner • Audio Tactile Interface • HP Printer • 6 Years Warranty • 6 Years Firmware 	\$1,060	\$6,360

ImageCast® Evolution (ICE) Scanner and Tabulator hardware <ul style="list-style-type: none"> • Optical Imaging Scanner • Audio Tactile Interface • HP Printer • 6 Years Warranty • 6 Years Firmware 	\$1,633	\$9,796
ImageCast® Central (ICC) Desktop Scanner <ul style="list-style-type: none"> • Canon DR-X10C Scanner • 6 Years Warranty • 6 Years Firmware 	\$11,652	\$69,913
Plastic Ballot Box for ICP–BMD or ICE	\$216	\$1,296
CoroPlast Ballot Box for ICP–BMD or ICE	\$135	\$810

From: Bhavnagri, Asif (GOV) <Asif.Bhavnagri@GOVERNOR.VIRGINIA.GOV>
Sent: Monday, December 15, 2014 12:38 PM
To: GOVERNORSUPDATE@LISTSERV.COV.VIRGINIA.GOV
Subject: ***SUSPECT*** Governor McAuliffe Announces \$28 Million in Funding for New Voting Machines across Virginia



Commonwealth of Virginia
Office of Governor Terry McAuliffe

FOR IMMEDIATE RELEASE

Date: December 15, 2014

Office of the Governor

Contact: Rachel Thomas

Email: rachel.thomas@governor.virginia.gov

**Governor McAuliffe Announces \$28 Million in Funding
for New Voting Machines across Virginia**

*~ All precincts will be equipped with uniform, state-of-the-art voting machines for
November 2015 elections ~*

VIRGINIA BEACH - Today Governor Terry McAuliffe announced that he is including \$28 million in his budget to provide new voting machines to precincts across Virginia so all polling places will have uniform, state-of-the-art equipment for the 2015 November elections. On Election Day 2014, 49 Virginia localities reported voting equipment issues, and currently Virginia precincts are using a wide variety of machines that are often outdated and lack paper trails.

Governor McAuliffe will also include in his budget \$30,000 per fiscal year to update the Department of Elections' website to ensure reliable reporting for future elections.

"Participating in our democracy is one of the most important rights we have as citizens of this Commonwealth and country," **said Governor McAuliffe**. "However, we cannot expect Virginians to come to the polls on Election Day if we cannot ensure that their votes will be counted correctly and in a timely manner. The

problems Virginia encountered on Election Day this year were unacceptable, which is why I have taken unprecedented steps to replace all legacy voting equipment in the Commonwealth with state-of-the art machines that have paper trails and will update our Department of Elections website.”

Commissioner of the Virginia Department of Elections Edgardo Cortes added, “This investment will increase transparency and accountability in our election processes. It will also reduce inefficiencies by allowing the Department of Elections to provide uniform training to all election officials, volunteers, and monitors since all localities will have the same voting technology.”

Congressman Scott Rigell, who joined Governor McAuliffe for the announcement stated, "I applaud Governor McAuliffe for his leadership in protecting Virginians' trust in our election processes. Many of our friends and neighbors in Virginia experienced significant challenges when voting this past November and no American voter should ever feel disenfranchised at the polls. These important investments will ensure a more effective, transparent, and streamlined voting process in the Commonwealth."

The Governor is proposing a one-time investment of \$28 million in Virginia Public Building Authority bonds to replace all legacy voting machines in Virginia with digital-scan voting machines that have paper trails. Included in that \$28 million is \$1.7 million to update Virginia's electronic pollbooks. Currently, localities are responsible for purchasing their own voting machines, however, the state will fully cover the cost of purchasing these new voting machines for 2,166 precincts across Virginia. The investment will also reimburse 401 precincts that have already purchased the approved type of machine.

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Asif Bhavnagri

Office of Governor Terence R. McAuliffe
Press Special Assistant
804.971.8513
asif.bhavnagri@governor.virginia.gov



Department of Elections

Operating Budget Summary

	General Fund	Nongeneral Fund	Personnel Costs
2011 Appropriation	\$ 9,488,616	\$ 4,716,250	\$ 2,319,612
2012 Appropriation	\$ 8,387,754	\$ 4,091,250	\$ 2,319,612
2013 Appropriation	\$ 8,518,343	\$ 4,593,260	\$ 2,435,071
2014 Appropriation	\$ 8,176,476	\$ 4,344,570	\$ 2,269,853
2015 Base Budget	\$ 8,636,870	\$ 4,357,399	\$ 2,809,555
2015 Addenda	\$ 30,000	\$ 1,162,000	\$ 0
2015 Total	\$ 8,666,870	\$ 5,519,399	\$ 2,809,555
2016 Base Budget	\$ 8,518,924	\$ 4,402,809	\$ 2,809,555
2016 Addenda	\$ 1,858,412	\$ 2,913,751	\$ 30,000
2016 Total	\$ 10,377,336	\$ 7,316,560	\$ 2,839,555

Authorized Positions Summary

	General Fund	Nongeneral Fund	Total Positions
2011 Appropriation	30.00	7.00	37.00
2012 Appropriation	30.00	7.00	37.00
2013 Appropriation	30.00	7.00	37.00
2014 Appropriation	30.00	7.00	37.00
2015 Base Budget	30.00	7.00	37.00
2015 Addenda	0.00	0.00	0.00
2015 Total	30.00	7.00	37.00
2016 Base Budget	30.00	7.00	37.00
2016 Addenda	0.00	0.00	0.00
2016 Total	30.00	7.00	37.00

Recommended Operating Budget Addenda

- Adjust allocation for voter identification outreach**
 Transfers general fund support provided for voter equipment to voter identification outreach. This amendment also corrects budget bill language to allocate general fund support for voter outreach. This action nets to zero.
- Correct fund detail for nongeneral fund expenditures**
 Transfers nongeneral fund appropriation to the correct fund detail based on the agency's actual expenditures. This action is technical in nature and nets to zero.

- Fund costs associated with the National Voter Registration Act**

Provides general fund support in the second year for maintenance mailing costs. The department uses the National Change of Address data to identify registered voters who have changed their address.

	FY 2015	FY 2016
General Fund	\$ 0	\$ 213,423

- Improve website capability for reporting election results**
 Enhances the department's website to address the volume of election results being reported the night of the elections.

	FY 2015	FY 2016
General Fund	\$ 30,000	\$ 30,000

- Increase federal Help America Vote Act appropriation**

Increases the Help America Vote Act appropriation to support the increase in operating costs as a result of transferring the maintenance of the Virginia Election and Registration Information System from its current vendor to the Department of Elections.

	FY 2015	FY 2016
Nongeneral Fund	\$ 1,162,000	\$ 2,913,751

- Move Chapter 2 savings from Central Appropriations to agency budgets**

Moves FY 2016 savings included in Item 471 of Chapter 2, 2014 Acts of Assembly, Special Session I, from Central Appropriations to applicable agency budgets. These amounts are not a part of the additional savings assumed in Chapter 3, 2014 Acts of Assembly, Special Session I (HB 5010).

	FY 2015	FY 2016
General Fund	\$ 0	\$ (25,344)

- Replace voting equipment**

Requires all localities to replace direct-recording electronic voting machines and any other non-qualifying voting equipment with equipment approved by the State Board of Elections no later than August 1, 2015. A separate amendment finances the replacement of voting equipment statewide through bonds of the Virginia Public Building Authority. This amendment provides general fund support for the Department of Elections to reimburse certain localities for one-third of the cost of qualifying voting equipment purchased prior to January 1, 2015.

	FY 2015	FY 2016
General Fund	\$ 0	\$ 1,640,333

Candy McGarry

From: Jacqueline Britt
Sent: Wednesday, January 07, 2015 5:27 PM
To: Candy McGarry
Cc: Steve Carter
Subject: FW: [GRLIST] Leadership Conference Call

FYI

Jacqueline C. Britt, VREO, CERA
General Registrar
County of Nelson
PO Box 292
Lovingson, VA 22949
Phone: 434-263-4068
Fax: 434-263-8601

From: Wooten, Lisa P. [mailto:WootenLP@CI.WAYNESBORO.VA.US]
Sent: Wednesday, January 07, 2015 4:45 PM
To: GRLIST@LISTLVA.LIB.VA.US
Subject: [GRLIST] Leadership Conference Call

Matters of interest discussed among the Commissioner of Elections and Staff, VEBA and VRAV Leadership, special guest, Secretary of Administration, Nancy Rodrigues:

- **GOVERNOR'S BUDGET AMENDMENT-NEW VOTING EQUIPMENT:** Today's call centered around the Governor's proposed budget amendment to replace all legacy voting equipment. This will require General Assembly approval. Nancy Rodrigues, Secretary of Administration wanted to speak to the matter since she has been in contact with many Legislators discussing this issue; in doing so many are in favor of the amendment. Please speak to your legislators about this proposal.
- **GOVERNOR'S SPEECH TO GENERAL ASSEMBLY MONEY COMMITTEES:** I am including below the Governor's speak to the General Assembly money committees about the voting equipment:

VOTING MACHINES

Too often, democracy is an afterthought as the state budget is cobbled together. The results of that neglect can be seen in the outdated voting equipment being used in cities, counties and towns all across Virginia this fall. If you are using a coffeemaker that is more than 10 years old, and it breaks down, that might be inconvenient, but there's always a Dunkin Donuts. If the voting machine you use on Election Day breaks down, you may be deprived of your right to choose your leaders. That's far more serious, and there is no remedy.

I was struck – as many of you were – by the problems with voting machines that our colleague Congressman Scott Rigell raised just this fall. On Election Day, 49 Virginia localities reported voting equipment issues. It is time to act.

My budget includes \$28 million in bond proceeds to replace outdated ballot scanners and electronic voting machines. All of these new machines will comply with state requirements that they provide a verifiable paper trail. And they will be in place and ready to use for Election Day 2015. Many of you will be voting on these machines, and I suspect you'll be voting for yourselves. I hope this will be an enjoyable experience.

I don't want to punish those localities that have scrimped and sacrificed to fix this problem on their own. So my budget also includes \$1.6 million to reimburse those jurisdictions representing 401 precincts out of 2,567 statewide that have recently purchased new voting machines to meet state requirements. We will fully reimburse these localities over a three-year period as their previously purchased equipment is utilized.

VEBA Legislative Day-(VRAV participates) will be Tuesday, January 20, 2015.

VEBA Annual Meeting-The Homestead Resort, Hot Springs, VA- March 6-8, 2015.

Happy New Year, everyone. Thank you for what you do to ensure the integrity of Virginia's Electoral process.

To unsubscribe from the GRLIST list, click the following link:

<http://list/va.lib.va.us/scripts/wa-LIBVA.exe?TICKET=NzM1NjM1IGpicml0dEBORUxTT05DT1VOVFkuT1JHIEdSTEITVFQTwNvk%2Flai&c=SIGNOFF>

Candy McGarry

From: Jacqueline Britt
Sent: Tuesday, January 06, 2015 12:46 PM
To: Candy McGarry
Cc: Steve Carter
Subject: RE: Voting Equipment

I have forwarded this to the Department of Elections to see if they have any clarity they can share with us.

Jacqueline C. Britt, VREO, CERA
General Registrar
County of Nelson
PO Box 292
Lovingson, VA 22949
Phone: 434-263-4068
Fax: 434-263-8601

From: Candy McGarry
Sent: Tuesday, January 06, 2015 12:40 PM
To: Jacqueline Britt
Cc: Steve Carter
Subject: RE: Voting Equipment

Thank you! I found the attached information yesterday in the Governor's budget; do you think the highlighted language impacts our ability to be reimbursed if we proceed?

From: Jacqueline Britt
Sent: Tuesday, January 06, 2015 12:29 PM
To: Candy McGarry
Subject: FW: Voting Equipment

Candy,

Below is the guidance that I received from the Department of Elections' Voting Equipment Coordinator.

Jacqueline C. Britt, VREO, CERA
General Registrar
County of Nelson
PO Box 292
Lovingson, VA 22949
Phone: 434-263-4068
Fax: 434-263-8601

From: Fox, Gary (ELECT) [<mailto:Gary.Fox@elections.virginia.gov>]
Sent: Wednesday, December 17, 2014 2:51 PM
To: Jacqueline Britt
Subject: RE: Voting Equipment

Jackie,

Right now I would advise that you proceed with your procurement. There is a reimbursement piece for those who move forward.

*** Please note my new email address is gary.fox@elections.virginia.gov

Remember - Virginia law now requires photo identification when voting in person.

Regards,

Gary W. Fox, VREO
Election Administration Supervisor
Commonwealth of Virginia
Department of Elections
1100 Bank Street
Richmond, VA 23219
(Email) gary.fox@elections.virginia.gov
(Office) 804-864-8919
(Cell) 804-461-0857
(Fax) 804-786-0760

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From: Jacqueline Britt [<mailto:jbritt@nelsoncounty.org>]
Sent: Wednesday, December 17, 2014 2:49 PM
To: Fox, Gary (ELECT)
Subject: Voting Equipment

Hi Gary,

We are looking to replace our WINvote and AccuVote machines in our 9 regular precincts and our CAP. I was in the process of submitting a request for funding new voting equipment to Nelson County's Board of Supervisors. We have received quotes from ES&S, ESO and Atlantic Election Services. In light of the Governor's proposal yesterday, how should we proceed?

Thanks for any guidance you can give us.

Jackie

Jacqueline C. Britt, VREO, CERA

General Registrar

County of Nelson

PO Box 292

Lovington, VA 22949

Phone: 434-263-4068

Fax: 434-263-8601

NELSON COUNTY COURTHOUSE PHASE 2

Project Design & Budget Options Summary – December 18, 2014

A. Original Design with TCT costs unrevised

Design:

- Original design
- Separated entrances to Courtroom
- New Public entrance to Courtroom
- Work on all three levels
- New MEP throughout
- Tunnel extended with new inmate elevator
- Included new shell spaces in basement

Construction Cost: \$ 8,370,471 (*CM fee excluded*)

Total Project Cost *: **\$ 10,002,712**

B. Original Design with TCT costs revised

Design:

Original design/ scope with:

- Revised HVAC/ Plumbing costs: -\$ 492,980
- Delete new roof access -\$ 5,520
- County to remove existing seats -\$ 5,250
- Reduce allowance for historic windows -\$ 16,000
- Reduce allowance for wainscot repair -\$ 19,250
- Delete dry erase markers -\$ 5,000
- Reduce allowance for jury rail cap -\$ 5,000
- Reduce allowance for new bench -\$ 100,000
- Delete X-ray, CCTV -\$ 70,760
- Reduce allowance for landscape -\$ 15,000

Total reduction of direct costs: -\$ 734,760

Construction Cost: \$ 7,124,373

Total Project Cost *: **\$ 8,513,625**

C. November 20, 2014 Design

Design:

- 11/20/14 Plan
- Scope limited to minimum required for Circuit Court and Clerk
- No north addition
- No work on other floor levels
- No extension of inmate tunnel. Inmate elevator shaft only.
- Minimal finish improvements elsewhere
- Public entry to Courtroom remains as is
- Too many compromises

Construction Cost: \$ 3,661,088

Total Project Cost *: **\$ 4,375,000**

D. Design to meet \$6 million total project budget

Design:

- Direct Cost Reductions same as "B" above
- Main Floor Plan back to original design
- No shell space at basement level
- No work on east side of main hall
- No second floor for north addition (*unless options D-2 or D-3 below are chosen*)
- Information Services in BOS Room
- No second floor revisions or renovations (*unless option D-1 below is chosen*)
- No single metering work (*unless option D-2 below is chosen*)

Options:

D-1. No second floor for north addition/ no single metering/ existing spaces like new
(*all new finishes and MEP systems*)

D-2. Second floor for north addition/ single metering/ existing spaces as they are

D-3. Second floor for north addition/ no single metering/ minimum improvements for
existing spaces

Construction Cost: \$ 5,020,920

Total Project Cost *: **\$ 6,000,000**

E. Design option for total project budget between \$6 million and \$9.5 million

Design:

- Main Floor Plan back to original design with separate entrances to Courtroom
- Second Floor Plan back to original design with second floor on the north addition
- No basement shell spaces
- Tunnel extended for use with new Inmate elevator
- Direct cost reductions same as “B” above
- Treasurer’s area and space to north to remain as is.
- Single metering included
- No Phase 1 mechanical remedial work needed

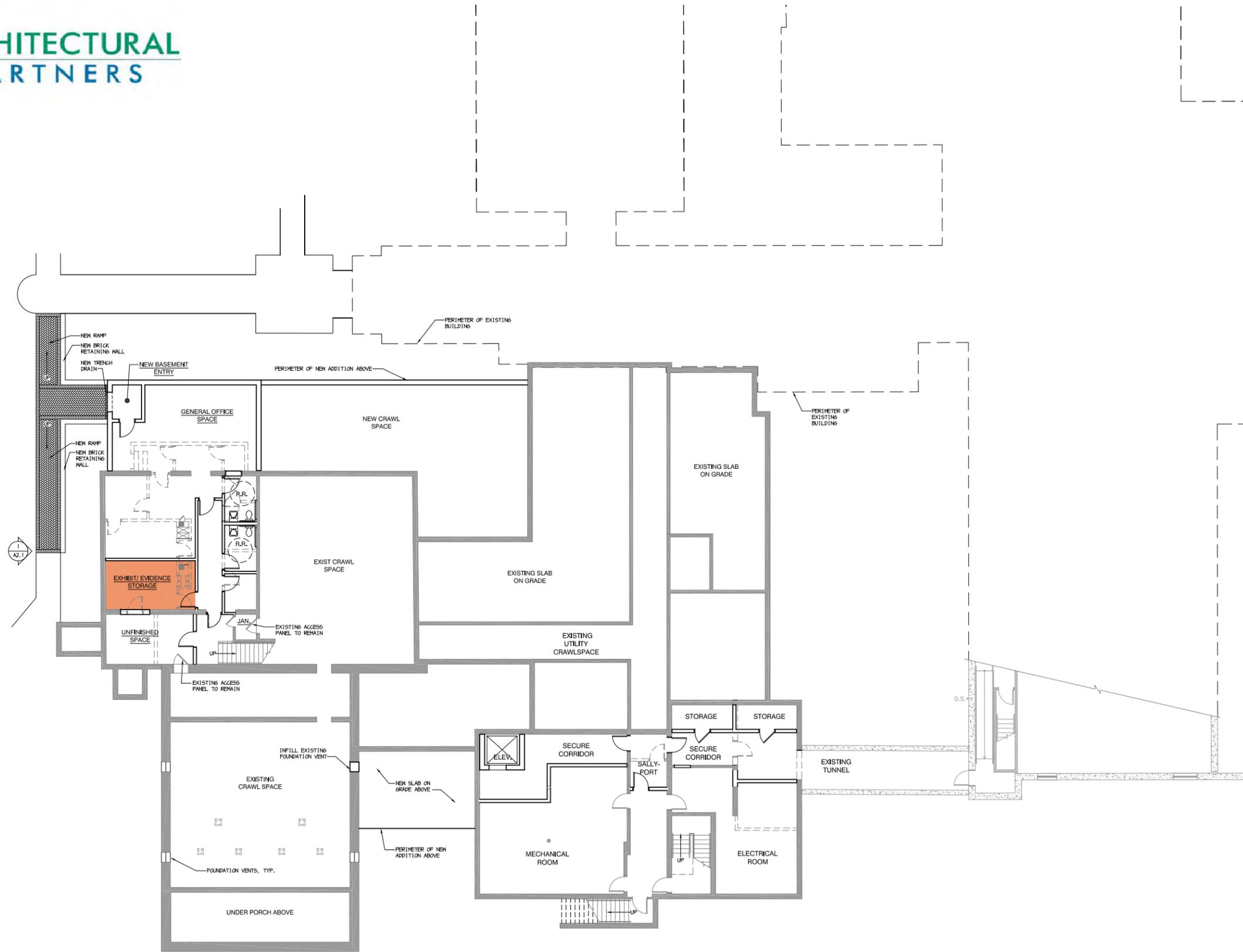
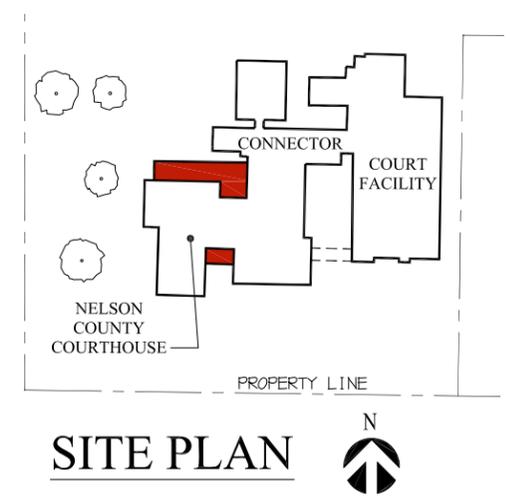
Construction Cost: \$ 6,039,768

Total Project Cost *: **\$ 7,217,523**

* Total Project Cost includes 5% for Construction Contingency, 9.5% for A&E fees, and 5% for FF&E
(0.195 of Construction Cost)

Summary (in order of descending project cost)

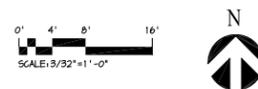
Option A:	\$ 10,002,712
Option B:	\$ 8,513,635
Option E:	\$ 7,217,523
Option D:	\$ 6,000,000
Option C:	\$ 4,325,000

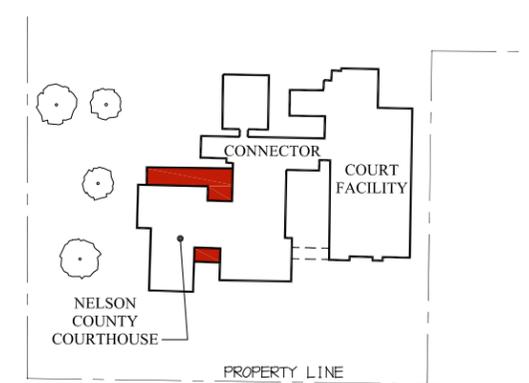
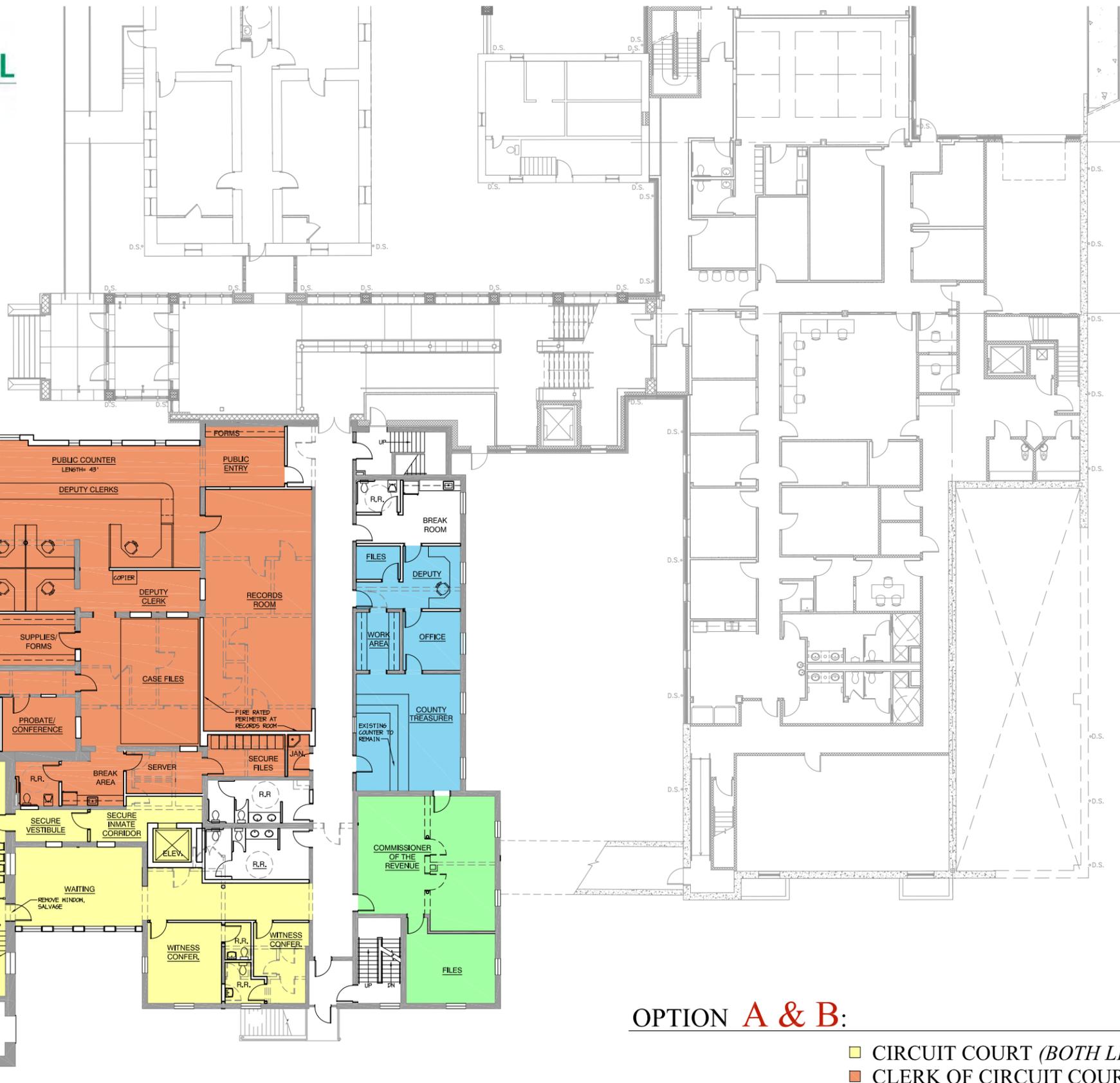


BASEMENT FLOOR

OPTION A & B:

■ CLERK OF CIRCUIT COURT



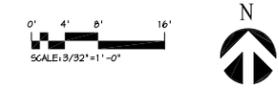


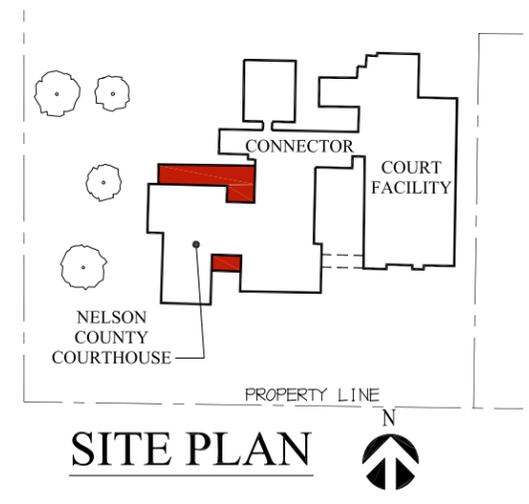
SITE PLAN 

OPTION A & B:

- CIRCUIT COURT (BOTH LEVELS)
- CLERK OF CIRCUIT COURT
- TREASURER
- COMMISSIONER OF REVENUE

MAIN FLOOR

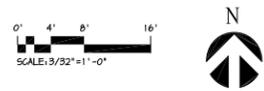


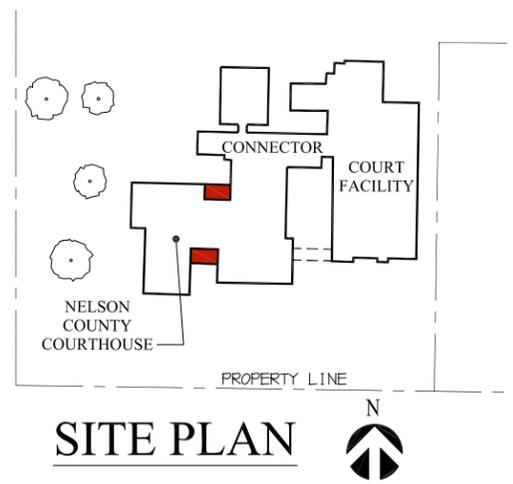
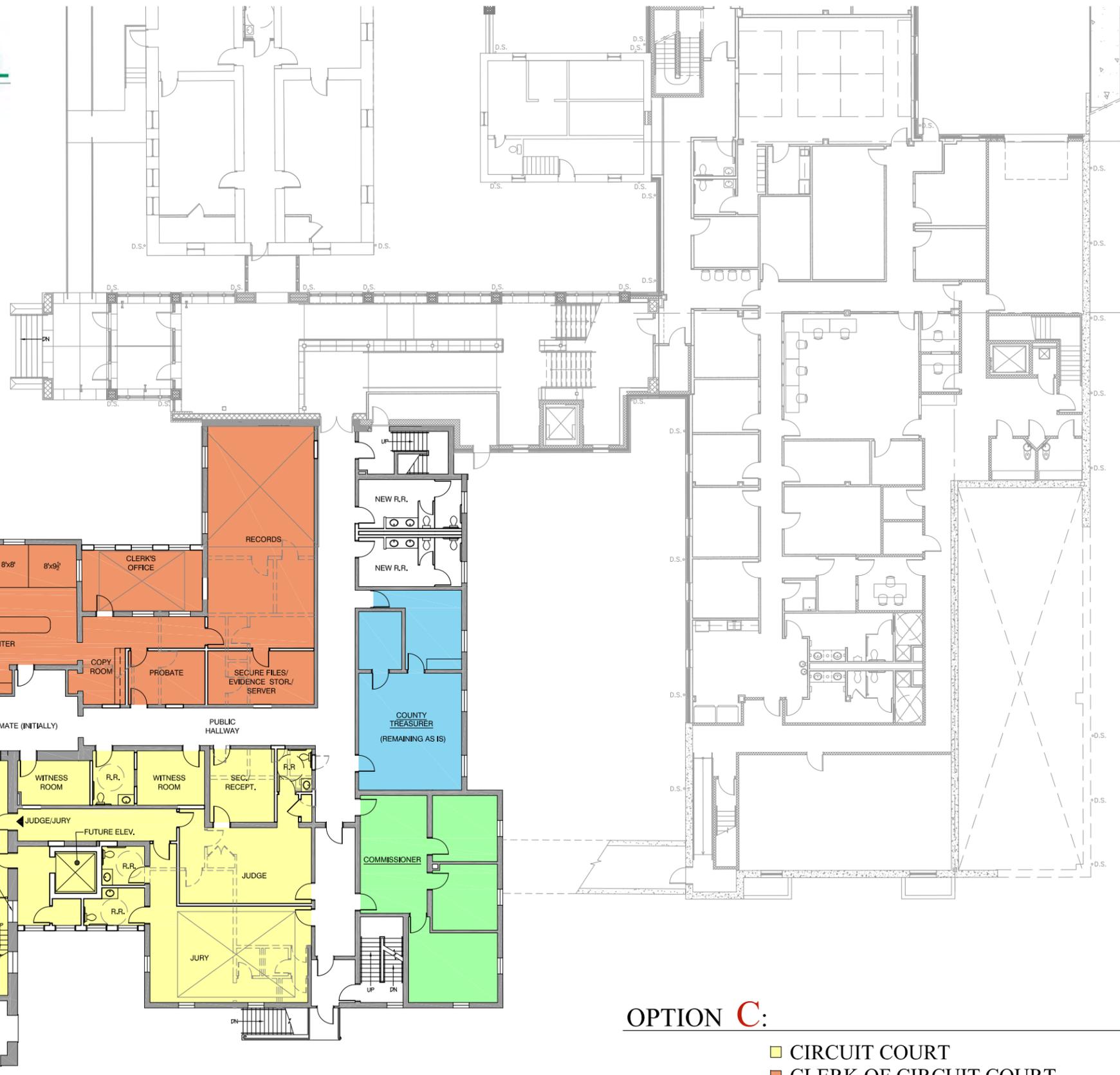


OPTION **A & B**:

- CIRCUIT COURT
- COUNTY ADMINISTRATION
- INFORMATION SERVICES
- SCHOOL ADMINISTRATION

SECOND FLOOR



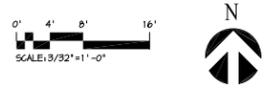


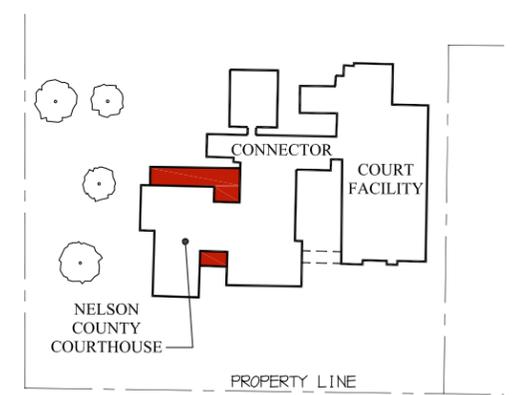
SITE PLAN

MAIN FLOOR

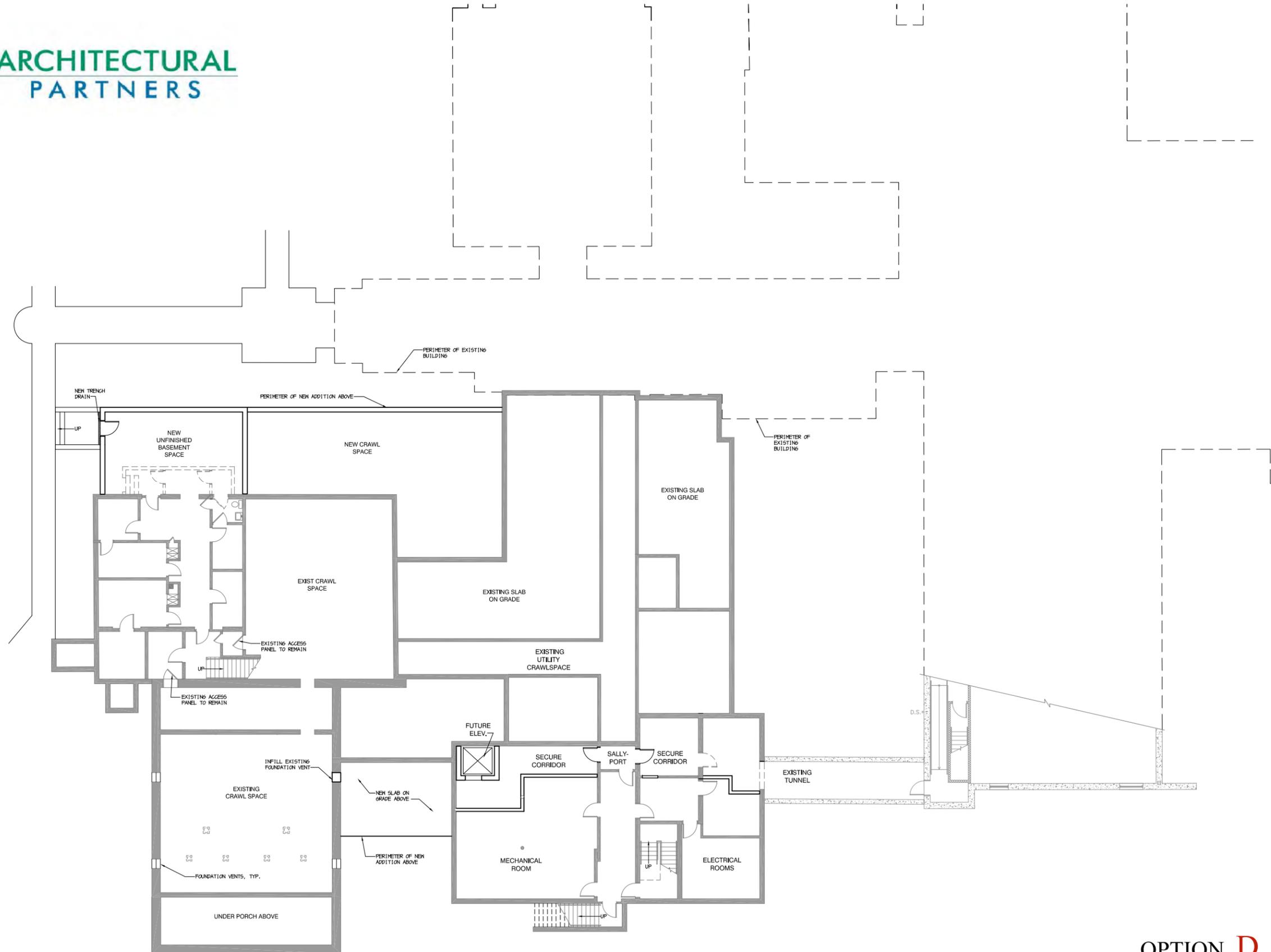
OPTION C:

- CIRCUIT COURT
- CLERK OF CIRCUIT COURT
- TREASURER
- COMMISSIONER OF REVENUE



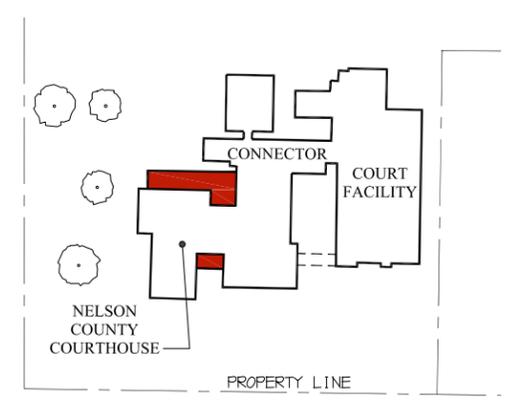
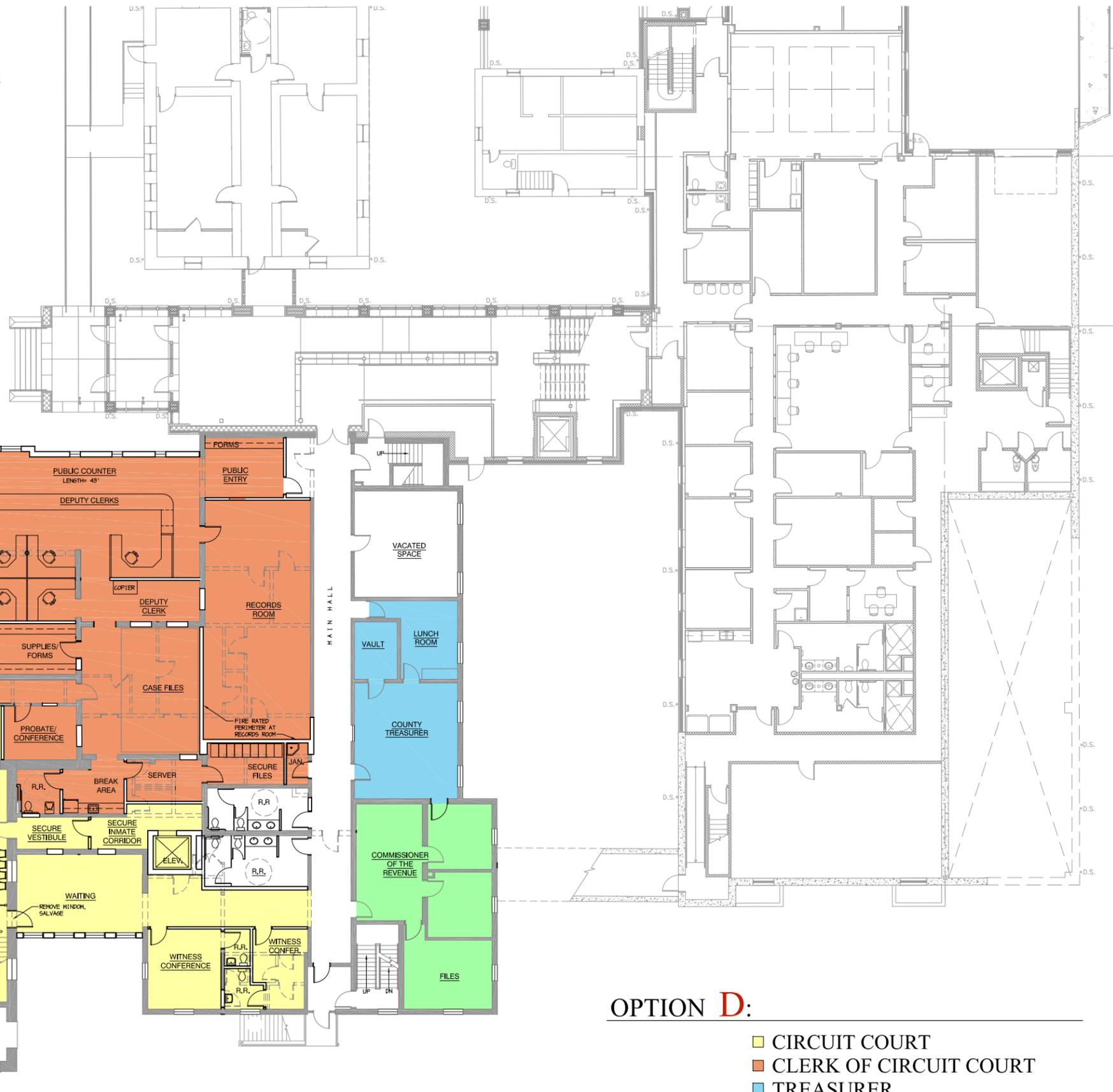


SITE PLAN 



BASEMENT FLOOR

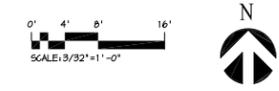
OPTION D

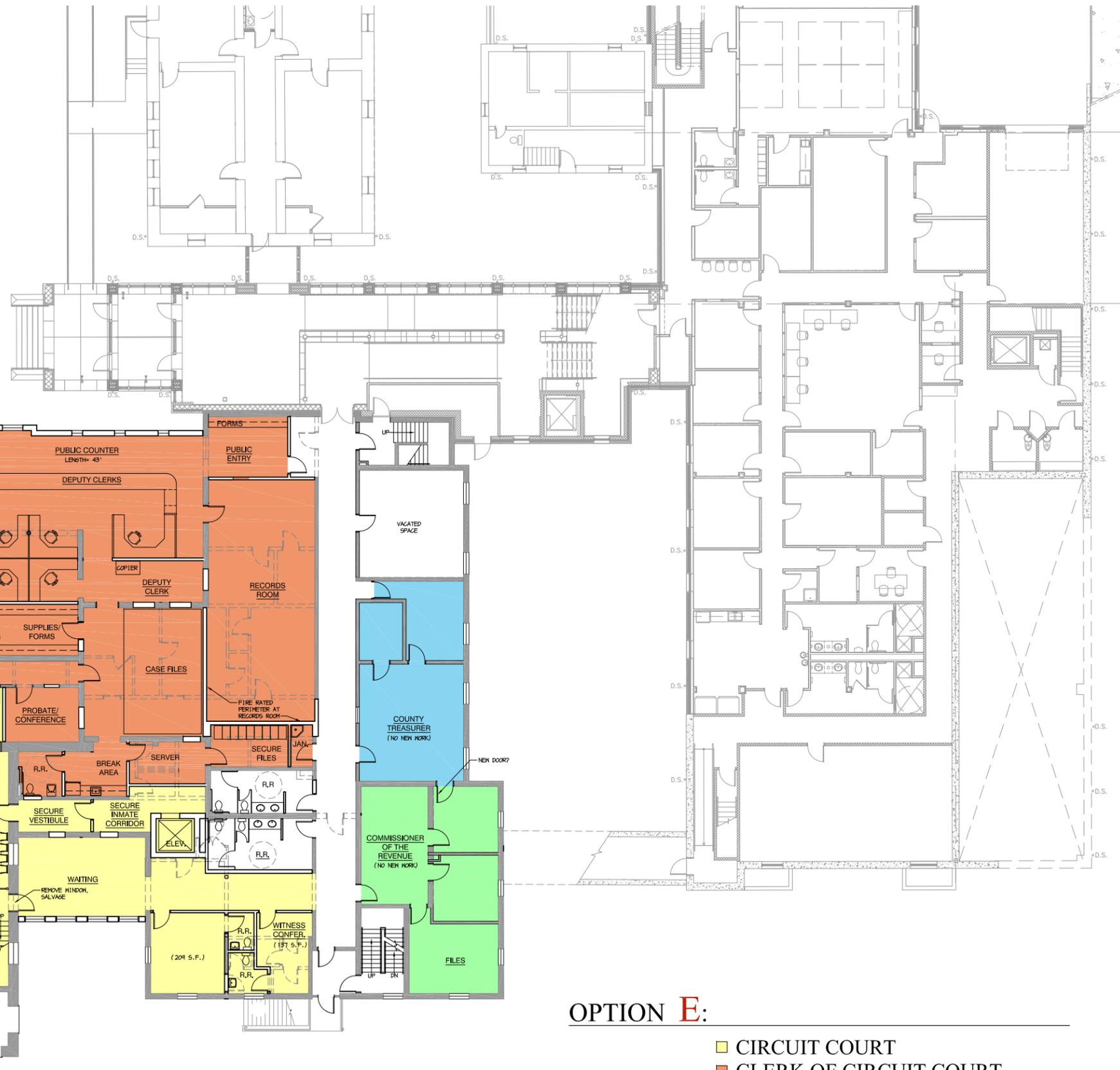


SITE PLAN

- OPTION D:**
- CIRCUIT COURT
 - CLERK OF CIRCUIT COURT
 - TREASURER
 - COMMISSIONER OF REVENUE

MAIN FLOOR



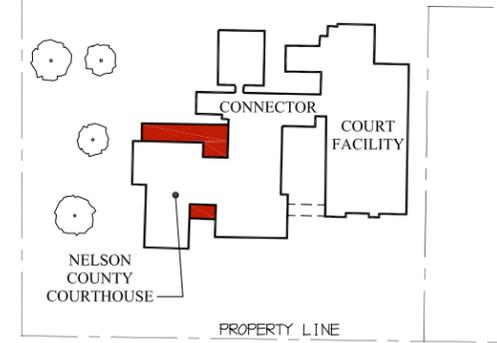


SITE PLAN 

OPTION E:

- CIRCUIT COURT
- CLERK OF CIRCUIT COURT
- COMMISSIONER OF REVENUE
- TREASURER

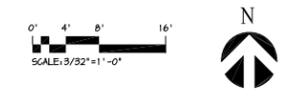
MAIN FLOOR



SITE PLAN 

- OPTION E:**
- CIRCUIT COURT
 - COUNTY ADMINISTRATION
 - INFORMATION SERVICES
 - SCHOOL ADMINISTRATION

SECOND FLOOR



Nelson County

VPFP Series 2015A Sample Schedule Summary (Spring 2015)

Estimated Rates as of 12/12/2014*

VPFP Project Fund	Equity Contribution	Bridge Funding FY16-FY20	Term (yrs)	Estimated True Interest Cost	Estimated All-In True Interest Cost	Average Annual Debt Service	Additional Annual Cash Excess (Requirement) from Debt Decline-FY20
9,500,000	-	1,829,246	15	2.31%	2.42%	758,977	(116,250)
9,500,000	-	1,312,144	20	2.60%	2.68%	616,455	26,272
7,500,000	2,000,000	1,196,769	15	2.31%	2.42%	599,030	43,697
7,500,000	2,000,000	883,036	20	2.60%	2.68%	486,672	156,055
8,500,000	-	1,498,227	15	2.31%	2.42%	680,226	(37,499)
8,500,000	-	1,101,308	20	2.60%	2.68%	552,951	89,776
6,500,000	2,000,000	941,472	15	2.31%	2.42%	519,020	123,707
6,500,000	2,000,000	665,898	20	2.60%	2.68%	421,729	220,998
7,500,000	-	1,196,769	15	2.31%	2.42%	599,030	43,697
7,500,000	-	883,036	20	2.60%	2.68%	486,672	156,055
5,500,000	2,000,000	685,749	15	2.31%	2.42%	440,146	202,581
5,500,000	2,000,000	498,148	20	2.60%	2.68%	357,792	284,935
6,500,000	-	941,472	15	2.31%	2.42%	519,020	123,707
6,500,000	-	665,898	20	2.60%	2.68%	421,729	220,998
4,500,000	2,000,000	470,060	15	2.31%	2.42%	360,120	282,607
4,500,000	2,000,000	386,708	20	2.60%	2.68%	292,739	349,988
6,000,000	-	814,349	15	2.31%	2.42%	479,308	163,419
6,000,000	-	569,376	20	2.60%	2.68%	389,382	253,345
4,000,000	2,000,000	389,226	15	2.31%	2.42%	319,400	323,327
4,000,000	2,000,000	342,529	20	2.60%	2.68%	259,559	383,168

Current Debt Service	Available
332,287.00	FY18
70,467.95	FY19
239,971.88	FY20
<hr/>	
642,727	

2015 Board/Commission Appointments

<u>Board or Commission</u>	<u>Terms Expiring 2015</u>	<u>Incumbent</u>
NC Social Services Board		
1 year term appointed at BOS Annual Organizational Meeting	1/1/2015	Connie Brennan
Piedmont Workforce Network Board		
1 year term annually appointed BOS member PWN Business Representative - 3 Year Term No Term Limits	1/30/2015	Larry D. Saunders
Planning Commission		
4 Year term appointed by District BOS Member Annual Appointment in January	1/1/2015	Larry D. Saunders
T.J. Community Criminal Justice Board		
Appointed at BOS Annual Org. Meeting Citizen Rep. - 3 Year Term - 2 Term Limit	1/1/2015	Connie Brennan-BOS
T.J. Planning District Commission		
1 year term appointed at BOS Annual Organizational Meeting	1/1/2015	Tim Padalino -Planning Director
	1/1/2015	Allen M. Hale - BOS
Jefferson Area Disability Services Board		
3 year term - Gov't Rep. Appointed at BOS Org. Meeting	1/1/2015	Kelly Hughes
Board of Zoning Appeals		
Appointed by Circuit Ct. Judge 5 year term	3/30/2015	Ronald L. Moyer - Alternate
Ag & Forestal Dist. Advisory		
4 Year Term - 3 Term Limit	Producers	
	5/13/2015	Lee Albright (T3)
	5/13/2015	Andy Wright (T3)
	5/13/2015	Billy Newman (T1)
	5/13/2015	Susan McSwain (T3)
		Other Landowners
	5/13/2015	Dr. Andre Derdeyn (T3)
	5/13/2015	Chapin Wilson (T1)
	5/13/2015	Bruce A. Vlk (T2)
		Staff Member
	5/13/2015	Commissioner of Rev.
	5/13/2015	Connie Brennan
N.C. Economic Dev. Authority		
4 year term	6/30/2015	Mark B. Robinette
	6/30/2015	John Bruguiera
N.C. Library Advisory Committee		
4 year term appointed by District	6/30/2015	Jane Strauss - Central District
Region Ten Community Services Board		
3 Year term; 3 term limit	6/30/2015	Michael W. Kelley (T3) ineligible
NC Social Services Board		
4 year term with 2 term limit	6/30/2015	Joe Williamson - South (T1)

2015 Board/Commission Appointments

<u>Board or Commission</u>	<u>Terms Expiring 2015</u>	<u>Incumbent</u>
JABA Board of Directors		
<i>2 year term</i>	7/15/2015	Connie Brennan
JAUNT		
<i>3 year term</i>	9/30/2015	Mercedes Sotura
Board of Zoning Appeals		
<i>Appointed by Circuit Ct. Judge</i>		
<i>5 year term</i>	11/10/2015	Kim T. Cash
JABA Council on Aging		
<i>2 year Terms</i>	12/31/2015	David Holub
	12/31/2015	Pamela Baldwin
Board of Supervisors		
<i>4 Year Term</i>	12/31/2015	Thomas H. Bruguere - West
	12/31/2015	Larry A. Saunders - South
T.J. Planning District Commission Corporation		
<i>1 year term no term limit - Appointed By TJPDC Corporation</i>		
	12/10/2015	George Krieger
T.J. Water Resources Protection Foundation		
<i>4 year term</i>	12/31/2015	Andy Wright (T2)

