AGENDA
NELSON COUNTY BOARD OF SUPERVISORS
June 10, 2014
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. Consent Agenda

A. Resolution – **R2014-34** FY13-14 Budget Amendment
B. Resolution – **R2014-35** Minutes for Approval
C. Resolution – **R2014-36** COR Refunds
D. Resolution – **R2014-37** JAUNT Annual Meeting Proxy
E. Resolution – **R2014-38** Endorsement of BBRC Rail Preservation Funding Application
F. Resolution – **R2014-39** Approval of Amendments to the CVCJC Charter Agreement
G. Resolution – **R2014-40** Election of VRS Contribution Rates
H. Resolution – **R2014-41** Nelson Rescue Insurance Deductible Reimbursement

III. Public Comments and Presentations

A. Public Comments
B. VDOT Report

IV. New Business/ Unfinished Business

A. Adoption of FY15 Budget **(R2014-42)**
B. Appropriation of FY15 Budget **(R2014-43)**
C. Authorization for Public Hearing -Planning Commission Referred Comprehensive Plan Updates **(R2014-44)**
D. Closed Session pursuant to Virginia Code § 2.2-3711(A) (1): discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body.

V. Reports, Appointments, Directives, and Correspondence

A. Reports
   1. County Administrator's Report
   2. Board Reports
B. Appointments
C. Correspondence
D. Directives

VI. Adjournment (No Evening Session Will Be Held)

RESOLUTION R2014-34
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2013-2014 BUDGET
NELSON COUNTY, VA
June 10, 2014

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2013-2014 Budget be hereby amended as follows:

I. Appropriation of Funds (General Fund)

Amount	Revenue Account (-)	Expenditure Account (+)
$ 2,679.00	3-100-002404-0015	4-100-032020-5648
$ 2,011.00	3-100-009999-0001	4-100-051010-7002
$ 4,690.00		

II. Transfer of Funds (General Fund)

Amount	Credit Account (-)	Debit Account (+)
$ 14,322.00	4-100-999000-9901	4-100-012040-3002
$ 500.00	4-100-999000-9901	4-100-032020-2007
$ 7,535.00	4-100-091030-5616	4-100-012150-1001
$ 578.00	4-100-091030-5616	4-100-012150-2001
$ 437.00	4-100-091030-5616	4-100-012150-2002
$ 525.00	4-100-091030-5616	4-100-012150-2005
$ 23,897.00		

Adopted: June 10, 2014

Attest: _____
Clerk, Nelson County Board of Supervisors

EXPLANATION OF BUDGET AMENDMENT

I. The **General Fund Appropriation** reflects an appropriation request to reconcile Fire Program Funds that were received in excess of anticipated budget amount (**$2,679**). Additionally, there is a request of **$2,011** for expenditures relative to furnishing the health department in their new facility. This expense is funded from state funds previously received for use only on Health department specific architectural design, site relocation costs, equipment/furnishing or other related costs.

II. The **Transfer of Funds** includes a transfer from General Fund Contingency for County Attorney fees (**$14,322).** Additionally, a transfer from General Fund Contingency is requested for disability insurance premiums for emergency services volunteers (**$500**). The premium increased more than anticipated. Also requested is additional wage and benefit expense for the Finance Dept. (**$7,535** wages + **$578** FICA + **$437** VRS + **$549** Health Ins). This expense is relative to vacation pay due 2 employees leaving employment in June and also one month overlap in hiring of new employee to train with current employee.

RESOLUTION R2014-35
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(May 6, 2014 and May 13, 2014)

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board's meetings conducted on **May 6, 2014 and May 13, 2014** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: June 10, 2014

Attest:_____, Clerk
Nelson County Board of Supervisors

May 6, 2014

Virginia:

AT A CONTINUED MEETING of the Nelson County Board of Supervisors at 4:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse.

Present: Allen M. Hale, East District Supervisor
Thomas D. Harvey, North District Supervisor
Thomas H. Bruguiere, Jr. West District Supervisor
Larry D. Saunders, South District Supervisor – Vice Chair
Stephen A. Carter, County Administrator
Candice W. McGarry, Administrative Assistant/Deputy Clerk
Debra K. McCann, Director of Finance and Human Resources
Shannon Irvin, Assistant Superintendent of Schools
Kathy Hughes, School Board Clerk
David Parr, Nelson County School Board
Janet Turner Giles, Nelson County School Board
Debbie Harvey, Nelson County School Board
Jane Bibb, Nelson County School Board
Dave Francis, Nelson County School Board

Absent: Constance Brennan, Central District Supervisor - Chair

I. Call to Order

Mr. Saunders called the meeting to order at 4:05 pm, with four Supervisors present to establish a quorum and Ms. Brennan being absent due to illness.

II. FY14-15 Budget Work Session

Mr. Carter noted that staff recommended that the Board work their way through the General Fund Budget, then consider capital outlay items, agency funding, school funding, the other fund budgets, and then the budget public hearing timeline. He added that the budget must be adopted by the end of June.

Supervisors and staff then discussed the following:

1) Requested change for Courthouse Security Positions- 3 Part-time to 2 Full-time:

Staff noted that the Courthouse Security officers worked approximately 29 hours per week and the Sheriff's Department had requested that they have two (2) full time officers instead of three (3) part time. Ms. McCann noted that there was a lot of turnover in those positions and money was spent training people that then left. She added that the personnel cost was about the same to make this change. She did note that the two full time positions would not provide as much hourly coverage as three had; however this would provide more stability. Mr. Carter noted that the Captain had

assured him that the department would fill in any gaps in coverage as needed. Ms. McCann then noted that they currently only had two people in the part time positions, therefore they would not be letting anyone go and this would not require any more vehicles. Mr. Carter added that he had signed off on a grant applications that would fund the purchase of about ten vehicles with no local match.

Following brief discussion that this seemed to be a reasonable request, the Board agreed by consensus to make this change.

Staff then noted that the part time investigator position remained unfilled and that they were making them aware of it if they wanted to do something different. It was noted that this was not currently in the budget and they could come back to request it later.

2) Requested change- Part-time Dispatchers to Full-time relative to Affordable Care Act:

Staff noted that currently the part time Dispatchers were the only regular part time employees that worked over 30 hours some weeks and the options were to make the three part time employees full time or maintain them as part time and provide them with the option to take health insurance.

In response to questions, staff noted that the part time employees were interested in full time employment. Ms. McCann noted that if they hired for any part time positions, the County would be looking to hire employees who would work less than 29 hours per week generally. Mr. Carter noted that in the past, part time dispatchers have been moved into full time slots when they become available and that Ms. Miller has been filling in when necessary.

Following brief discussion that this seemed to be a reasonable request, the Board agreed by consensus to make this change.

3) Requested part-time help (Finance Dept.)

Ms. McCann noted that the person that filled this requested position would work about 24 hours per week in the Finance Department. Mr. Carter noted that having this position would be very helpful and would be in addition to the two full time positions. It was noted that they would be physically located in the Finance and HR office with the other Finance Technicians as there was another work space there already. Mr. Carter reiterated that staff wanted to be sure the Board was cognizant of the position request.

In response to questions, staff noted that there were currently three full time employees in the Finance and HR department counting Ms. McCann. Ms. McCann noted that the qualifications and pay range would be the same as the full time positions, which were at a pay grade of 14; however they would be paid on an hourly basis. It was supposed that they would potentially be looking for a retiree and the position would do whatever was

needed and would possibly pick up some of the grant reporting and the transfer station billing. It was noted that this position would be hired with the understanding that they would not be guaranteed a certain number of hours; however it would be up to 24 hours per week.

The Board agreed by consensus to revisit this request.

4) Emergency Notification System (requires participant sing-up)

Mr. Carter noted that this emergency notification system would notify cell phones and that citizens would have to register to participate. He noted that this would cost approximately $8,500 used the Verizon database to notify landlines. He added that this item came up last budget cycle and the issue was it was uncertain as to how many citizens would actually register and it could not be assured that the majority of residents would sign up. Ms. McCann noted that there was no cost to the individual to register with the system. Mr. Carter added that the County had rarely used the current notification system to date.

Following brief discussion, the Board agreed by consensus to not fund the cellular phone based emergency notification system.

5) Mileage Payments for vehicle rotation for Paid EMS program

Mr. Carter advised that this request was for approximately $67,173 per year. He suggested that since the Board was now paying for ambulances or sharing the costs, they should consider using these funds for that instead of making mileage payments to the squads.

Supervisors noted that the County also pays for the insurance; however does not pay for tires and other vehicle maintenance. Mr. Harvey suggested that the Board needed to get further into the vehicle program before eliminating the mileage payments.

Mr. Carter noted that the request was for $16 per mile and Ms. McCann noted that the contracted mileage rate was increased; however she would have to check. It was noted that if a squad responded to its first due area, then they did not receive mileage reimbursement; however if they responded outside of their first due area, they did.

Following this brief discussion, the Board agreed by consensus to review this at a later time once they had several ambulances purchased by the County/Grant to evaluate. Mr. Harvey noted that the volunteers were working well with the paid crews and did answer calls.

6) Request for additional radio project funds in FY14 to include tower alarms for public safety towers ($45,000).

Staff suggested that this be done as part of the radio project in the current year and that a budget amendment could be done to facilitate this. Ms. McCann added that the requested generators were included on the broadband side of the budget and that this was strictly on the public safety side. She noted that the only change required would be that staff would bring forward a budget amendment.
Following this brief discussion, the Board agreed by consensus to pay for this in the current year using contingency funds.

7) Capital Outlay

Courthouse Renovation Planning:

Ms. McCann noted that staff had moved money for AE services for the old Courthouse renovation to the Courthouse Project fund budget which was a reduction of $50,000. Mr. Carter noted that the procurement of these services would be through a competitive negotiation process in which the qualifications of the respondents was the basis for selection and then the fee was negotiated with the top ranked company. He added that staff had allocated $600,000 in the Courthouse Project fund for the planning and design.

Blue Ridge Railway Trail (Grant):

Ms. McCann noted that this grant would be completed in this fiscal year and was a 100% reduction in the FY15 budget.

Crozet Tunnel (grant):

Ms. McCann noted that the $494,344 balance of grant funds was carried over to FY15.

Animal Shelter Improvements:

Ms. McCann noted that staff had reduced this by $24,600 as previously directed by the Board in order to remove funding for outside kennel runs and office additions at the Shelter. The funding for acoustic pads and kennel run doors was moved into the Animal Control departmental budget.

Broadband Network Improvements:

Staff noted that it was hopeful that ATT would split the cost of paving at the Martin's Store tower site. It was noted that it may cost more than the $10,000 that was allocated for that in this budget line. Mr. Saunders agreed and noted that the road may need reshaping etc. now.

Massie's Mill School Demolition:

Staff noted that the Massie's Mill School demolition would likely be done in the current fiscal year; however they may have to roll some costs over to next year. It was noted that the contract end date was July 7, 2014.

Maintenance Equipment:

Staff noted that the $82,000 requested was for a bucket truck, boom lift, and a truck with a plow and spreader. Staff noted that the County would do its own snow removal if a truck with plow/spreader was purchased. Mr. Carter noted that during the last snow, the County had problems with the snow removal contractor and used Solid Waste staff to help clear snow. He noted that there was $35,000 allocated for a boom truck and bucket truck, $15,000 for a boom lift, and $32,000 for the truck with spreader and plow.

Ms. McCann reported that they had paid out $5,000 last time for contracted snow removal and that one company had the contract and this was problematic because they could not dedicate enough time to the county with their other business. It was noted that the Contractor cleaned walks and did not come out unless called. Staff noted that the purchase of the truck with plow and spreader may not pay for itself but the County would be in control.

Mr. Hale noted that all of the places contacted for were places utilized by the public and he thought they should do this as they would be in a stronger position if it were done by the County. Ms. McCann added that it was Mr. Truslow's preference that the County staff do it themselves.

Supervisors and Staff discussed the need for a bucket truck and boom lift and noted the amount of time they would be sitting. Mr. Carter noted that he thought staff would use a boom lift often and it would come in handy. He added that it could be stored inside between uses.

The Board then agreed by consensus to purchase the inside boom lift and second snowplow and spreader; however they did not want to purchase a third truck right now. They agreed that they were not removing the funding for this; however they were not authorizing it to be purchased at this time. The Board then authorized staff to purchase the genie lift in this fiscal year. They noted that staff needed to show more use for a third truck than just pushing snow and that the truck would need prior approval before it was purchased. Mr. Harvey suggested that they consider purchasing a used vehicle for this.

Glass Recycling Containers:

Mr. Hale stated that he thought the Board had already decided to do this and the $20,000 funding should be left in. He added that they had looked at the numbers and transport costs would be saved. He noted glass recycling was highly requested by citizens and the County should try it at two sites and see how it went.

Mr. Carter reported that staff had contacted other companies and were assessing if it was feasible to take recyclables elsewhere and would go back to the current recycler to see what their best offer would be.

Mr. Hale noted he would be surprised if the County found someone to take glass without charging for it. Mr. Carter noted that Sonoco charged a fee that was less than the tipping fee at the landfill. He noted that if they wanted to do glass, the County would need more containers. He noted they would be open top containers with metal tops and plastic doors.

Mr. Bruguiere asked what the difference was between the tipping fee and disposal fee for glass. Mr. Carter noted he was not sure of the exact number; however there would be some difference and there would be a savings for hauling less distance. Mr. Hale added that this would be saving space in the landfill. Mr. Carter concurred that the County could potentially save money and that the containers would cost $6,000 to $8,000 each. It was noted that if at some point, this was not feasible the containers could be used in the system as backups. He added that staff should possibly have a recycling report by next week.

Supervisors agreed by consensus to leave this funding in for now.

Emergency Services Vehicles:

Supervisors noted that they were already committed to this. It was noted that the amount of $330,000 may be high and any excess could be carried over.

Dixie Youth Field Improvements:

Mr. Carter noted that the $20,000 for this had been backed out after the retreat. He noted that Ms. Harper had reported that the volunteers were stepping up to make improvements there. Mr. Carter reiterated that the County should not spend public money to improve private property and that the lease for the property was a year to year lease deal. Mr. Bruguiere noted that if the County secured a longer term lease, he would not be opposed to putting some money there. Mr. Carter noted how great working with the Holland's had been; however he would rather the County work on the fields at the schools and use those.

Mr. Saunders suggested that timbering funds from the Sturt property could fund field improvements; however Mr. hale noted that those funds were to be used to establish a parking area and signs at the Sturt property.

Staff noted that Ms. Harper had equipment money in her budget and that the kids paid a fee to play and it ran through the County now.

The Board agreed by consensus to leave the $20,000 in funding out; however they would like to find out the amount allocated for equipment in the recreation budget.

They added that anything done with the fields should be done through the Recreation department. Supervisors then noted that they would like to come up with a plan to establish nice fields on both sides of the county.

Voting Equipment:

Ms. McCann noted that staff had removed the $133,721 in requested funds for voting equipment. She noted that the State was in transition and had outlawed some of the touchscreens but had not made this official. She noted that the thought of staff was to wait a year until the state had fully decided what kind of machines should be used. She added that the touchscreens met ADA requirements and that the Registrar has noted that a person is not considered to be independent in the eyes of the law when they get help to do paper ballots. It was acknowledged that in lieu of voting in person, the handicapped could do absentee voting.

The Board then agreed by consensus to wait on this and leave out the $133,721 in funding.

Economic Development Planning Studies:

Mr. Carter noted that the $20,000 requested would include some assessment of Service Authority capacities being done with the Roseland PER update. Mr. Harvey noted that the County should go through the Service Authority for this and Mr. Carter noted that he did not think the analysis to be done would substantially change. He added that it also included a market analysis of the best businesses that the County should try to attract.

Supervisors and staff briefly discussed the water and sewer connection fees being a deterrent to new businesses. Mr. Carter noted that unless a business could put in a complicated sewer system on the property, there was not enough public system capacity to serve anyone. Mr. Hale noted that he thought a business could find this type of property; however expanding the public system with the current customer base was not feasible to him.

Mr. Carter then noted that he thought the County could not grow without that being part of the process and he thought the County needed to look at this before doing a market analysis. He added they needed to have the infrastructure and then they could market the county. Mr. Harvey noted he was not sure growth would be good in the County.

Mr. Saunders noted he would be looking for businesses that would hire local people that were already here. He added that he thought the County needed to keep people employed in Nelson rather than just being a bedroom community. Mr. Harvey noted he thought the biggest thing would be to make internet more widely available and Mr. Hale agreed that would help home based businesses. Mr. Carter added that the Board needed to look at creating diversity in the tax base and Mr. Saunders reiterated that he would love for Nelson County graduates to be able to stay and work in the County.

The Board agreed by consensus with removal of the $20,000 in funding for this.

Public Radio Safety Project:

Ms. McCann noted that the $920,824 amount budgeted was carry over funding to complete the project in FY15.

Transfer to Capital Fund (School Reserve):

Ms. McCann noted that there were no funds budgeted for transfer in FY15. She noted that the fund contained an FY12 transfer of $300,500 for the building envelope monitoring at Tye River Elementary.

8) Agency Funding

Staff noted that the funded Agencies had been level funded in the budget. It was noted that the new funding requests of Children Youth and Family Services, Open Knowledge Collaborative, Piedmont Workforce Network, Rockfish Valley Community Center, BRMC – Latino Outreach, and Legal Aid had all not been recommended by staff and were not currently funded. Ms. McCann noted that an increase for meals for the Rockfish Senior Center had been backed out of their request.

Supervisors and Staff then reviewed the following agency funding:

Volunteer Coalition (RHOP) Transportation Services:

It was noted that the Volunteer Coalition was paying a business to provide transportation services now since they no longer had the volunteers to do this. Ms. McCann noted that they had shifted the way they did business and were paying a coordinator to coordinate transportation and now were paying a provider to do transports.

Supervisors agreed by consensus to remove this funding in the amount of $5,100.

Dental Health Program RHOP:

Mr. Bruguiere noted he was against continuing to fund this since they now had a dental clinic with a sliding scale. Ms. McCann reported that this program funded dental services for adults and the Health Department program funded services for children.

Supervisors agreed by consensus to remove this funding in the amount of $6,000.

Rockfish Senior Center Meals:

Ms. McCann noted that they had reported 81 participating seniors, they served lunch once per week and served 2,430 meals. She noted that 1620 meals were donated - 40%.

Mr. Harvey noted he would like to come back to this and find out why they asked for such an increase and if it is in fact meal costs. He added that they were meeting at the Rockfish Valley Fire Department now and were not paying any overhead building expenses.

Region Ten CSB:

Mr. Hale confirmed that they requested the same amount as this fiscal year and staff noted that the previous year, the Board had funded a significant increase.

No Change was made to this budgeted funding in FY15.

Economic Development Authority:

Ms. McCann noted that their request went from $5,000 to $8,400 on the premise that they would meet monthly instead of quarterly.

Supervisors agreed by consensus to level fund this request at $5,000.

There were no other changes made to agency funding.

Prior to meeting with the Nelson County School Board, Mr. Carter that Ms. McCann had prepared a running average of annual growth in revenues, which showed it being 1.8% based on five years of history. He noted that the Board could not count on other revenues ticking up significantly going forward.

9) School Funding:

This item was deferred until after the joint meeting with the School Board.

10) Other Fund Budgets:

Ms. McCann reviewed the non-General Fund budgets as follows:

Debt Service Fund

Debt service expenditures relative to the General Fund total $1,053,039 and include debt service and trustee fees for the following:

1) Convenience Centers/Construction & Equipment
2) Courthouse Judicial Center (15 Yr. Refinancing, May 2013)
3) Radio Project

Debt service expenditures relative to the School Fund total $2,213,521 and include debt service payments and trustee fees related to the following:

1) There is no outstanding debt for Bus leases or Tye River Elementary.
2) Rockfish River Elementary (Literary Loan refinanced 5/13)
3) Early Retirement Incentive (Refinanced in FY2000)
4) NCHS Renovations/ New Middle School (Lease Revenue refinanced in FY12 & VPSA)

All debt is supported by a transfer from the General Fund in the amount of $3,266,560.

Capital Fund

Expenditures reflect funding in the amount of $300,500 that was allocated in FY12 (remains unspent) as a Capital Reserve for the School Division (TRE). Also included is an unallocated Capital Reserve in the amount of $597,440.

Revenues generated include only a small amount of interest earnings. The remainder of revenue reflected is the existing fund balance.

Courthouse Project Fund

The Courthouse Project Fund expenditure budget for FY15 includes the $100,000 anticipated expense for exterior renovation of the Jefferson Building and $5,000 for replacement of 3 courthouse doors. This budget assumes that the retainage for Blair Construction will be released and paid out before the end of the current fiscal year. Also included is $600,000 for planning & architectural design relative to renovation of the existing courthouse.

The revenue to support the anticipated FY15 expenditures is fund balance. There is approximately $20,000 of fund balance not allocated within this budget.

CDBG Fund

No active grants are anticipated at this time for FY15. The Dental Center grant and the Broadband CDBG grant were closed in FY14.

Piney River Water/Sewer Enterprise Fund

In FY15, the budget reflects increases in electrical expense. The budget assumes a 3% increase based on current year anticipated electric expense. The water and sewer treatment expense reflects an increase of $7,000. This expense is variable from year to year and can be impacted by the amount of rain and snow received. Water and sewer expense in the current year is anticipated to exceed the FY14 budget by $5,000. The budget for maintenance supplies reflects a decrease based on historical expense for grinder pumps and generator fuel.

Receipts for water and sewer fees are projected to be approximately $110,270—the same as in the current year. Fees for connection and installation are projected to be $42,000 ($12,000 Connection Fees and $30,000 installation expense). In FY15 expenses are anticipated to exceed revenues by $61,091. This shortfall is covered by a transfer from the General Fund in the amount of $40,000 and $21,091 in anticipated fund balance at year end.

Broadband Project Fund

This budget will be presented to the Broadband Authority at a later date.

III. Joint Meeting with the Nelson County School Board (6:00 pm)

Mr. David Parr, Chairman of the Nelson County School Board called their meeting to order at 6:02 pm with all members present to establish a quorum.

Mr. Harvey:

Mr. Harvey noted that the Board was in a difficult year and that tax increases were affecting a lot of people and hitting those that could least afford it. He added that the Board was following through on level funding and was not giving County employees raises.

He noted that they were proud of the school system and wanted to keep it going in the right direction; adding that they wanted to discuss the good and bad and what was really needed.

Mr. David Parr (NCSB):

Mr. Parr thanked the Board for meeting and for the support they have given the school system over the years. He noted that the schools had benefitted from nice increases over the years and the Board had been more than fair to them. He noted that they understood the position the Board was in and acknowledged that they did present a budget with some add-ons and wishes; realizing that these may not happen. He noted that they wanted to make Nelson County schools and the County in general look good and be attractive. He added that he did not want them to think that because they were asking for extra that they did not respect the position they were in.

He then noted that he understood that the Board wanted a return on investment and he noted the following highlights: County schools were fully accredited and were listed in the top 100 High Schools in Virginia, there was increased participation in advanced studies and placement, they had retained 96% of teachers from last year and ---% held a Master's Degree . He added that the schools have had extracurricular success over the years and the buildings and grounds had been well maintained. He concluded by noting that they were prepared to work within what funding was allowed by the Board.

Ms. Jane Bibb (NCSB):

Ms. Bibb noted that she had been around a long time and had seen much improvement in the rapport between Boards. She noted that the citizens and parents would have to realize that cuts would need to be made and that they were working hard to do this.

Mr. Hale:

Mr. Hale noted that from the Board's point of view, they had made every effort to increase school funding even though it was due to less funding from the state. He noted that this year they were faced with an overall reduction in real estate values and faced with holding its own and substantial increases in the real estate tax and personal property taxes. He noted that many citizens would be paying more than last year. He noted that personally, he was self-employed and was dependent on Social Security and many were having a difficult time. He noted that his reason for saying that even though he had the highest respect for employees, he felt it was not a good time for an increase in compensation. He noted that County employees were better off financially than many citizens in the county and this seemed to be the big increase in the presented school budged and they were not in a position to do it this year. He added that possibly next year they would be; however the Board had capital expenses that they were looking at, such as school security, and renovation of the historic circuit courtroom and clerks space.

He added that he had gone through the budget and he complimented the summary document that the schools had put together. He noted that the anticipated increase in state funds of $500,000 was gratifying to see. He added that he hoped as the year went on that that they could have some more conversations between the two Boards.

Ms. Janet Turner Giles (NCSB):

Ms. Giles noted that she loved the collaboration between the Boards and would love to see more. She noted that they all had the same charge and were well vested in Nelson County and the school system and wanted the best for both. She added that she felt the time spent in meeting together was invaluable and she wanted them all to feel comfortable about the challenges they were all are facing. She added that she would like to see them meet jointly on a quarterly basis.

Ms. Debbie Harvey (NCSB):

Ms. Harvey reiterated Ms. Giles comments and noted that she thought it was important that ongoing collaboration occurred at all levels; as it was important to build relationships. She noted that she understood where they were this year and also thought

it was important that the school system was the engine of the county. She noted they had an excellent school system and she had worked with others who questioned why she sent her kids to Nelson County schools and she noted that they did not know how good these schools are. She noted that she thought this should be advertised so it could foster growth in the county and increase the tax base. She noted that understanding challenges was important and noted that the demands were ever increasing.

Mr. Dave Francis (NCSB):

Mr. Francis reiterated the sentiments of Ms. Harvey. He noted that they have had excellent leadership and were excited about the new leadership coming in. He noted that he was confident that Dr. Comer would want to develop strong relationships with Supervisors and the Board. He noted he was excited about the future; noting that they had a good school board and hoped to accomplish some good things.

Mr. Bruguiere:

Mr. Bruguiere noted that the Board's had a good working relationship and he attributed this to staff. He noted that he thought that educationally if kids were getting into the schools of their choice, this was a good thing. He noted that they were accomplished if kids were going on to college and they were preparing them for the future and he thought they were doing that. He noted that it was unfortunate that the Board could not give them all of the desired funding. He added that the property values in his district went up and their taxes went up. He noted that the county's economy had not recovered like Lynchburg's had and this was affecting a lot of folks.

Mr. Harvey:

Mr. Harvey then noted that not every kid was cut out for college and the schools needed to maintain programs that prepared kids for life. He described the Board's decision to build new schools and the way that had worked out. He added that he thought the greatest investment was in the kids. He noted that they had done a lot and needed to thank the taxpayers who had footed the bill on this. He noted that the schools needed to deal with security improvements and noted that the Board was prepared to do that and this was a priority for them.

Mr. Saunders:

Mr. Saunders noted he had been pleasantly surprised at how well the Boards got along and tried to work together. He noted they had the same goals and was pleased to hear they understood the budget situation and realized that there were things that could not be done this year. He added that he agreed with everything else that had been said already and he would also like to meet more during the year to plan ahead and discuss things as they came up.

Mr. Hale:

Mr. Hale suggested that once the new Superintendent got settled in, maybe they could have another joint meeting so they could meet with him to hear his ideas.
Mr. Harvey:
Mr. Harvey noted that it was important for Mr. Comer and Mr. Carter to get together. He noted that the Board understood the School Board's job was to ask for the best for the kids and the Board's job was to fund it. He noted that he appreciated the help that working together provided and that it came with having good employees. He added that the county had been fortunate to have the right Superintendent in place for every phase that they were going through. He noted that the last big project for the County was renovating the Circuit Court. He noted that Judge Gamble had been very patient and had noted he would wait until the new schools and new Courthouse was done and the Board wanted to do accommodate him this year before he retired.

He noted that he thought it was also important to work hard on marginal students so that they could also reach their full potential.

Mr. David Parr (NCSB):

Mr. Parr noted that there was a requested program that allowed students to get an Associate's degree at the same time as they got a High School diploma. He noted that this was a $60,000 program and would likely be on the School Division's wish list every year. He noted that they would love to have this for Nelson County. He noted that they had also requested funding for new athletic programs such as wrestling and a feeder program for football in the Middle School. He noted that he thought they would get there eventually and that they did understand the position of the Board.

Mr. Harvey:

Mr. Harvey noted that the County was fortunate to have Piedmont Virginia Community College nearby and was fortunate to get the value gotten for the money provided to them. He noted that the Board was shifting focus on the Broadband Authority to step up deployment of wireless internet in the county so that the majority of kids in the county would have internet access.
It was noted that the County was handicapped by not having widely accessible broadband. It was also noted that with the rising cost of college, the Early College Program would enable those less fortunate to get an Associate's degree who may not otherwise.

Ms. Janet Turner Giles (NCSB):

Ms. Giles noted that in her work at UVA, she hired people and that the children were starting to compete for jobs and other area schools were providing these programs. She noted that some applicants would be overlooked because of not having these types of credentials. She added that she was in favor of providing for athletics and other things

that encouraged marginal kids to go to school as she believed that children needed to be well rounded in order to compete.

Mr. Dave Francis (NCSB)

Mr. Francis added that this was about creating opportunity for the kids.

Mr. Harvey:

Mr. Harvey noted that having champions set the tone at school and made for a positive environment.

Ms. Debbie Harvey (NCSB):

Ms. Harvey related that kids did carry with them the things they learned from teachers and coaches in school and related a personal example of this.

Ms. Shannon Irving (Assistant Superintendent):

Ms. Irvin noted that they were waiting for the General Assembly to finish their work and questioned if there were salary adjustments that came out of their final actions, how they would communicate that. She noted she was referring to any raises that they may give school employees.

Mr. Saunders noted that he thought they would wait and see what happened and then take a look at it.

Ms. Irvin then supposed they would go ahead with the status quo contracts and then would reissue contracts if adjustments were made.

Mr. Hale:

Mr. Hale noted that the Board had to have a public hearing on the budget and that they would go with holding the public hearing on May 29, 2014 and adopting the budget on June 10, 2014. He added that the Board could make adjustments after the public hearing if necessary up to a 1% increase in the budget. He noted that anything over that and they would have to have another public hearing per state law.

Mr. Harvey:

Mr. Harvey noted that he has had little complaint about taxes but has gotten them on the $38.75 per car license fee.

Mr. Saunders:

Mr. Saunders reiterated that he felt that County employees did not get a raise then School employees should not either and if they did then he would fight for the County to get one. He added that it was not that it was not deserved by all; he just did not like raising taxes and then giving raises.
Ms. Irvin noted that the local match would be about $30,000 for a 2% state raise given in April. She noted that they could do a half % all year rather than 2% in April.

Mr. Harvey:

Mr. Harvey noted that in terms of capital items, the Board would like to build an aquatic center and this ranked high on their priority list. He noted that they had discussed doing this in phases and acquiring additional land for this.

Ms. Shannon Irvin (Assistant Superintendent):

Ms. Irvin noted that a smaller capital project would be replacement of the flat roof at Tye River Elementary. Board members noted that the budget already included funding for this.

Mr. Harvey inquired as to whether or not all of the bathrooms had been redone at Tye River and Ms. Irvin noted that most of them had been done; however there were still handicapped ones to do.

Mr. Harvey noted that the Board was happy to have paid off the school buses now and noted that the Board was trying to eliminate debt as fast as possible. He noted that the Middle and High School deb were what was left for the most part.

Mr. Saunders:

Upon concluding there were no additional comments, Mr. Saunders thanked everyone for meeting and Mr. Bruguiere and Mr. Hale agreed with having a meeting with the new Superintendent in September. Mr. Harvey noted that they would like to get together before their budget process started and Ms. Harvey noted they would like to have a joint meeting once their budget document had been put together.

Mr. Parr then adjourned the School Board meeting at approximately 6:55 PM and the Board continued work on the FY15 Budget.

9) School Funding:

Mr. Saunders noted he would like to see if the Board could find $60,000 to fund the Early College Program and Ms. McCann noted that they had the funds to do this if they wanted.

Mr. Saunders noted that he felt like the Early College Program would benefit kids and he would like to see this done and designated as such. Supervisors agreed and the Board agreed by consensus to level fund the schools plus the $60,000 for this program.

10) Other Fund Budgets:

This item was considered prior to the joint meeting with the School Board.

11) Budget Public Hearing Timeline:

Mr. Carter noted the proposed schedule for the budget public hearing and noted that the Board needed to set the date. Staff noted that there was no way to avoid having an extra meeting for the public hearing in order to comply with notice requirements. Supervisors then agreed by consensus to hold the public hearing on the budget on May 29, 2014 and potentially adopt the budget at the June 10, 2014 regular meeting.

Other Budgetary Discussion:

Ms. McCann noted that the Governor and the Senate were proposing a 2% increase in April 2015 and she would assume this would carry forward into next year.

Staff then revisited the requested Part Time Finance position. Ms. McCann noted that another consideration of this was that Linda Staton and her experience was walking out the door and that the new hires would have a large learning curve and would not be able to carry the same load that Linda was carrying.

Mr. Saunders then inquired if the Commonwealth Attorney's and General District Court Clerk's part time help funding in this fiscal year was carried over to next year. Staff noted that the Board had agreed to the Circuit Court Clerk's and Commonwealth Attorney's positions and funding for this was carried forward to next year. It was noted that the General District part time funding was approved for the current year but was not reinstated for next year. It was noted that the General District Court Clerk's office was making up a backlog and did receive some Part Time help from the state.

In response to questions regarding the cost of funding the Finance Department part time position, Ms. McCann noted this cost to be approximately $26,000.

The Board then agreed by consensus to save the decision on this request for the regular meeting on Tuesday, May 13, 2014.

IV. Other Business (As May Be Presented)

There was no other business considered by the Board.

V. Adjournment

At approximately 7:20 PM, Mr. Harvey moved to adjourn the meeting 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.

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.

Present: Allen M. Hale, East District Supervisor
Thomas H. Bruguiere, Jr. West District Supervisor
Constance Brennan, Central District Supervisor - Chair
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 three (3) Supervisors present to establish a quorum and Mr. Bruguiere and Mr. Harvey joining the meeting shortly thereafter.

A. Moment of Silence
B. Pledge of Allegiance – Mr. Saunders led the Pledge of Allegiance.

I. Consent Agenda

Mr. Hale moved to approve the Consent Agenda and Mr. Saunders seconded the motion. There being no further discussion, Supervisors voted unanimously (3-0) by roll call vote to approve the motion and the following resolutions were adopted:

A. Resolution – **R2014-26** FY13-14 Budget Amendment

RESOLUTION R2014-26
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2013-2014 BUDGET
NELSON COUNTY, VA
May 13, 2014

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2013-2014 Budget be hereby amended as follows:

I. Appropriation of Funds (General Fund)

Amount	Revenue Account (-)	Expenditure Account (+)
$7,700.00	3-100-001901-0015	4-100-012130-5420
$5,000.00	3-100-001899-0030	4-100-081020-7060
$12,700.00		

II. Transfer of Funds (General Fund)

Amount	Credit Account (-)	Debit Account (+)
$7,000.00	4-100-999000-9901	4-100-012130-5425
$1,320.00	4-100-999000-9901	4-100-021060-1003
$102.00	4-100-999000-9901	4-100-021060-2001
$178,972.00	4-100-999000-9901	4-100-033010-6001
$1,298.00	4-100-999000-9901	4-100-091030-5610
$100.00	4-100-999000-9901	4-100-091030-2001
$188,792.00		

B. Resolution – **R2014-27** Minutes for Approval

RESOLUTION R2014-27
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(April 8, 2014, April 10, 2014, and April 15, 2014)

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board's meetings conducted on **April 8, 2014, April 10, 2014, and April 15, 2014** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

C. Resolution – **R2014-28** COR Refunds

RESOLUTION R2014-28
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.

Amount	Category	Payee
$ 340.20	Real Estate Tax	Sharon Ann Day 10531 Patrick Henry Hwy Roseland, VA 22967

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D. Resolution – **R2014-29** Appointment of Region 2000 Service Authority Representatives

RESOLUTION R2014-29
NELSON COUNTY BOARD OF SUPERVISORS
APPOINTMENT OF REGION 2000 SERVICES AUTHORITY
BOARD MEMBER AND ALTERNATE

WHEREAS, the Region 2000 Services Authority was created by the Boards of Supervisors of Campbell County and Nelson County and the City Councils of Lynchburg and Bedford in 2007 to provide regional solid waste disposal services to the four jurisdictions; and

WHEREAS, Appomattox County subsequently became a member of the Authority; and

WHEREAS, the Articles of Incorporation creating the Authority indicated that the initial members of the Authority Board be appointed for a term ending June 30, 2010, and that thereafter members would be appointed for four year terms.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County that Stephen A. Carter is hereby appointed as the member of the board of the Region 2000 Services Authority for a term beginning July 1, 2014 and expiring June 30, 2018 and that Candice McGarry is appointed as an alternate for the same term.

E. Resolution – R2014-30 Virginia Cooperative Extension- Centennial Recognition Month

RESOLUTION R2014-30
NELSON COUNTY BOARD OF SUPERVISORS
MAY 2014- NATIONAL VIRGINIA COOPERATIVE EXTENSION
CENTENNIAL CELEBRATION MONTH

WHEREAS, Virginia Cooperative Extension of Nelson County is part of the nationwide Cooperative Extension System that is a partnership of federal, state and local governments and Virginia Tech and Virginia State University, the state's land-grant universities in Virginia; and

WHEREAS, The Smith-Lever Act of 1914 established the Cooperative Extension Service, utilizing faculty serving as Extension Agents, who along with local staff and community-based resources, extend University research and knowledge to local communities; and

WHEREAS, Virginia Cooperative Extension provides wide-ranging educational programs and information in the areas of agriculture, natural resources, family and consumer sciences, 4-H youth development, food, nutrition and health, along with related areas of economic and workforce development across Virginia; and

WHEREAS, Virginia Cooperative Extension programs in Family and Consumer Sciences; Agriculture and Natural Resources; 4-H Youth Development, and Community Viability, benefit families, schools and businesses in Nelson County;

NOW THEREFORE BE IT RESOLVED, By the Nelson County Board of Supervisors that May 2014 be designated as National Cooperative Extension Centennial Celebration Month in Nelson County and that residents are encouraged to take advantage of the programs and educational opportunities that Virginia Cooperative Extension offers to the community.

II. Public Comments and Presentations

A. Public Comments

Ms. Brennan opened the floor for public comments and the following person was recognized:

1. Jon Benner, Agriculture Extension Agent in Amherst County.

Mr. Benner, thanked the Board for adopting the resolution recognizing Virginia Cooperative Extension within the Consent Agenda.

B. Presentation – Nelson County Middle School Destination Imagination Program

Ms. Sandy Bruguiere introduced the members of the DIbrarians, five of who attend Nelson County Middle School. It was noted that the sixth member, Katie Coleman, lives in Nelson County; however attends Village School in Charlottesville. The Nelson Middle School members introduced themselves as follows: Chloe Hellerman, Jaylen Purvis, Jordan Maynard, Sinead Nardi-White, and Delaney Stone.

The members described how they set and reached a community need goal and noted that they were there to ask for financial assistance to go to the Global Destination Imagination competition in Tennessee. They noted that they would also compete in instant challenges at the Global competition. The students noted how they created a book exchange at Rockfish Valley Community Center with over 1000 books that served over 1/3 of the county. They related that they had won second place at the Regional DI tournament and second also at the State DI tournament. They then noted that they were invited to the Global competition with more than 1300 other teams.

In response to questions, the students noted that they were not sure of the exact number of patrons that have used the library; however, a large number of patrons have signed the guest book. They reiterated that at least 1/3 of the County citizens had access to it. They also noted that people were allowed to keep the books or return them for exchange. They then noted that they were all currently seventh graders at Nelson Middle School.

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Mr. Carter then asked what amount of support was being requested and the students and Ms. Bruguiere noted that they were over half way to their goal of raising $10,000.

Mr. Bruguiere then recommended the Board make a contribution of $2,500 and Ms. Bruguiere noted that any amount would help and that this was the one team that had made it to Globals in the history of Nelson County's participation. She added that the challenges were very complicated and involved engineering skills etc.

Mr. Hale then moved to make a contribution of $2,500 for the DI team and Mr. Saunders seconded the motion. There being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion.

C. VDOT Report

Mr. Carter noted that Mr. Austin would be present at the Evening Session for the public hearing on the Secondary Six Year Plan.

III. New Business/ Unfinished Business

A. Proposed Nelson County DMV 2 GO Location, Nelson Memorial Library

Mr. Carter noted that staff probably could have approved this; however he wanted to run it by the Board. He noted that since the local DMV office was closed, DMV wanted to bring in a mobile unit and park it at the Library several times during the year. He noted that the Library staff supported the request and he recommended that it go forward. He added that this would enable services to be offered until a permanent site was identified and established. He then noted that DMV would provide a schedule and it would be posted on the County's website.

Mr. Saunders noted that he would like to see staff follow up on getting a permanent site re-established and report back. Members then agreed that in the meantime, they would like to see the mobile unit in the County more often and they agreed by consensus to approve it going forward.

B. Referral to Planning Commission – Zoning Ordinance Amendment, Agricultural Operations **(R2014-31)**

Mr. Carter began by noting that an interpretation of the Zoning Ordinance had been made years ago that as long as an agricultural product was grown on site, then the brewery or distillery fit in agricultural use. He noted that recently the Board had expressed concern over the lack of specificity in the Ordinance related to this; therefore a draft amendment was written that established zoning uses and definitions for these various uses in an A-1 District.

Mr. Carter then deferred to the County Attorney, Mr. Payne.

Mr. Harvey then questioned what part of the operation of the Silverback Distillery in Afton was going to be grown there. Mr. Carter noted that he was not certain about that and noted that that the one in Nellysford did have a closed area where they were growing hops.

Ms. Brennan noted that she thought the proposed amendments would level the playing field by making this clear.

Mr. Payne then explained that the problem was not agriculture itself, but the subjectivity of what had been previously allowed. He added that these businesses had some processes that were more industrial in effect than agricultural. He noted that the term "active farming operation" had become problematic and had led to determining where processing could go with agriculture. He noted that breweries and distilleries were not defined in the current ordinance and that the Zoning Ordinance was never finished since new concepts were continuously presented.

Thirdly, he noted that there was a developing tendency for these processing facilities to spin off a restaurant as part of their operations.

Mr. Payne then noted that there was an Amendment from the General Assembly that put strong protections into the State Code for "agricultural operations". He added that this was a gray area because the definition was subjective. He then referred to the proposed definition as follows:

Agricultural operation: any operation devoted to the bona fide production of crops, or animals, or fowl including the production of fruits and vegetables of all kinds; meat, dairy, and poultry products; nuts, tobacco, nursery, and floral products; and the production and harvest of products from silviculture activity. The preparation, processing, or sale of food products in compliance with subdivisions A 3, 4, and 5 of Virginia Code § 3.2-5130 or related state laws and regulations are accessory uses to an agricultural operation unless otherwise specifically provided for in this 4 ordinance. When used in this ordinance, the words *agricultural* or *agriculture* shall be construed to encompass the foregoing definition.

He then noted that staff was trying to use the state definition wherever possible and then add definitions and uses in their proper zoning districts. He explained that for processing operations, percentages were used to determine what an agricultural operation was as follows:

Agricultural Processing Facility: the preparation, processing, or sale of food products, or accumulation for shipment or sale of crops and animals, when more than 20% of such crops or animals are not produced in a co-located agricultural operation owned or controlled by the operator of the facility.

Agricultural Processing Facility, Major: an agricultural processing facility that, by virtue of its size, shipping requirements, noise, or other characteristics, will have a substantial impact on the health, safety, or general welfare of the public or adjoining landowners. A major agricultural processing facility is one that either (i) has more than 10,000 square feet of

enclosed space or (ii) entails the preparation, processing, or sale of food products, or accumulation for shipment or sale of crops and animals, when more than 50% of such crops or animals are not produced in a collocated agricultural operation owned or controlled by the operator of the facility.

Mr. Payne then noted that the idea was to create white lines to address the question Mr. Harvey had. He noted that more rules kicked in when the operation became more industrial in nature. He added that he tried to create definitions that balanced the Board's concerns related to this and he noted that it was just a starting point for the Planning Commission.

Mr. Bruguiere noted that the purpose of the draft amendments was to require definitions. Mr. Carter noted that the draft amendment added definitions and defined what uses would be allowed in what district. He added that there was a distinction made between "brewery" and "microbrewery" which essentially was the association with having a restaurant.

Mr. Bruguiere then suggested that a gallon amount of production be associated with these definitions as he did not think that a restaurant had to be associated with a "microbrewery". Mr. Payne noted that it would be easy to add a production limit to the definition of a "microbrewery".

Mr. Carter noted that the problem was how to associate a restaurant with a production facility and Mr. Payne noted that the square footage of the facility dedicated to the restaurant operation could be considered.

Mr. Harvey inquired as to how one would go back to inspect a building that was erected with no inspections once its use changed from agricultural. Mr. Payne noted that staff would need guidance on this. Mr. Harvey added that if the public would be in the building then it should not be exempt from inspection. He noted that the exemption was developed for the farmer who was building a barn or shed.

Mr. Payne noted that currently if the building was used for on-farm production, it was exempt. He noted that if the use changed, then the owner was liable to have to go in and show it had been built to Code. He added that the Uniform Statewide Building Code (USBC) was narrow and if it were applied properly, this issue would go away. He further noted that "on-farm production" was key in what was exempted.

Mr. Bruguiere then noted that he thought the breweries and distilleries ought to have more of a plan and Mr. Harvey added he had no issues with the wineries as they were producing.

Mr. Payne clarified that the amendments did not affect a farmer who was retailing and it only affected someone with a processing facility. He added that the % thresholds were put in to catch those coming in and putting in a production facility with no agricultural production going on.

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Following discussion, Mr. Bruguiere moved to approve Resolution **R2014-31,** Referral of Amendment to Nelson County Zoning Ordinance to Nelson County Planning Commission (Agricultural Operations).

There was no second and members agreed by consensus to allow the full 100 days provided for in the State Code for the Planning Commission's consideration. Ms. McGarry advised that the Code stated that the referral period began on the date of the first meeting of the Planning Commission following the Board's referral.

Mr. Saunders clarified that the proposed amendments would to the Planning Commission and then would come back to the Board for final approval. Mr. Carter affirmed this and noted that the Board would first have to conduct a public hearing prior to considering the amendments for adoption.

Mr. Bruguiere suggested that after the Planning Commission made its recommendations, it be submitted to the Farm Bureau Board for input and Supervisors and staff agreed.

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 R2014-31
NELSON COUNTY BOARD OF SUPERVISORS
REFERRAL OF AMENDMENT TO NELSON COUNTY ZONING ORDINANCE
TO NELSON COUNTY PLANNING COMMISSION
(AGRICULTURAL OPERATIONS)

WHEREAS, the Nelson County Board of Supervisors wishes to refer proposed amendments to Appendix A-Zoning (Nelson County Zoning Ordinance) of the Code of the County of Nelson, Virginia regarding land uses associated with Agricultural Operations;

NOW, THEREFORE, BE IT RESOLVED by the Nelson County Board of Supervisors, pursuant to the applicable provisions of Title 15.2 (Counties, Cities, and Towns) Chapter 22 (Planning, Subdivision of Land and Zoning) of the Code of Virginia, 1950 that the draft amendments attached be referred to the Nelson County Planning Commission for review and public hearing and subsequent report of the Commission's findings and recommendations to the Board, in accordance with Chapter 22 of the Code of Virginia.

BE IT FURTHER RESOLVED, that the Planning Commission is directed to complete its review and conduct of a public hearing and submit its recommendation(s) to the Board; pursuant to §15.2-2285 (B).

C. Rockfish Valley Area Plan - Proposed Scope of Work

Mr. Carter began by referencing the issue summary and project justification from the proposed scope of work as follows:

Issue Summary: The Rockfish Valley is presently in need of a public planning process that establishes a thorough, strategic, asset-based community development framework, with an emphasis on accomplishing the following public benefits: to provide appropriate guidance and policies for current and future land uses; to ensure that private investments are well-coordinated and positioned for success; to maximize the efficient use of public resources and capital improvement projects; *and* to identify, protect, and enhance the area's rich treasury of community assets.

Project Justification:

Responsibility: to avoid unplanned growth and undesirable change, to protect rural residential areas, to identify future land use patterns that are desirable and appropriate to maximize quality of life for area residents.

Opportunity: to ensure continued economic vitality, to maximize Nelson County tourism "brand".

Priority: the area's ongoing commercial growth – as well as anticipated future development pressures – create an urgent need for a proactive response.

Mr. Carter then referenced the project intent and purposes from the proposed scope of work as follows:

Project Intent & Purposes: A strategic planning process for the Rockfish Valley would provide the following: an inventory of the area's community assets; an accurate assessment of the area's current conditions and trends; an analysis of anticipated future opportunities, issues, and threats; *and* asset-based development recommendations that best serve the area's families, businesses, and visitors by protecting and enhancing the Rockfish Valley's community assets, character, and sense of place.

Purpose – Economic Development: Develop strategic recommendations that complement and strengthen the area's existing businesses and industries, develop strategic recommendations that help to attract new compatible commercial uses and activities, establish a practical framework to guide commercial investments and new developments to the most appropriate locations throughout the area.

Purpose – Community Development

Develop strategic recommendations to protect the area's rural character, natural beauty, and special sense of place, develop strategic recommendations to protect rural residential areas

from unplanned commercial development(s) and from other unharmonious land use changes.

Purpose – Public Participation:

Ensure that public participation by a broad representation of stakeholders is a genuine part of the process, which will result in recommendations that reflect the values of the area's residents and businesses, develop an accurate understanding of the community's current interests and concerns, identify community concerns and desires regarding the future of the Rockfish Valley.

Purpose – Code of Virginia

§15.2-2280: "protect and promote the public health, safety, and welfare", §15.2-2283: "facilitate the creation of a convenient, attractive, and harmonious community", §15.2-2284: The Zoning Ordinance and Zoning Map must reasonably consider the: "existing use and character; ... trends of growth or change; ... conservation of natural resources; ... [and] the encouragement of the most appropriate use of the land."

Purpose – Nelson County Mission Statement

"It is the mission of the Board of Supervisors to maintain Nelson County as a beautiful, safe, healthy, and prosperous rural county; ...where citizens are involved in all aspects of their governance; and *...where the community is well planned to assure respect for and dedication to its traditions and resources, while continuing to improve its economic viability."*

Purpose – Comprehensive Plan

Identify any elements of the existing 2002 Comp Plan to be updated, expanded, replaced, or otherwise revised Produce up-to-date, forward thinking recommendations that can be considered for adoption into the existing 2002 Comp Plan.

Purpose – Zoning Policy

Identify strengths and weaknesses of how the current Zoning Ordinance tools and regulations affect this area, identify opportunities to update the A-1 Agricultural District policies and procedures for regulating agri-tourism and agri-business activities throughout this area, identify other pertinent opportunities to review the Zoning Ordinance and Zoning Map for appropriate amendments.

Mr. Carter then noted the project area boundaries to include much of the North District and Central Districts, including the area from Afton to Beech Grove and to Reid's Gap; and also the area from the Martin's Store substation (at the Rockfish Valley Highway /River Road intersection) to Woods Mill (at the River Road / Route 29 intersection).

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Mr. Carter then noted the Proposed Project Deliverables as follows:

Phase I: Area Analysis

Summary of Existing Plans: A document providing a review, analysis, and synthesis of key recommendations from each previous study or plan pertaining to the proposed project scope.

Asset Inventory: A document that identifies and describes the Rockfish Valley's exceptional community assets, resources, attractions, and valuable characteristics.

Area Assessment: A report that provides an analysis of trends, issues, concerns, "threats," and opportunities...this will include an area-wide analysis focused on existing zoning patterns, land use patterns, future development scenarios, and favorable opportunities for commercial entrance sites.

Phase II: Area Planning

Public Survey: A public outreach process conducted in both an online format and a traditional format (provided by mail)... this effort will solicit public perspective(s) on issues, concerns, "threats," and opportunities, which will influence and inform the project team's efforts, and be incorporated into the Area Plan documents.

Vision Statement & Area Recommendations: Materials that identify strategic goals and objectives for the area's economic development, physical development, environment, land use, and transportation/mobility issues.

County Policy Review: A detailed report that identifies specific recommendations for potential updates to the Comprehensive Plan and/or potential amendments to the Zoning Ordinance and Zoning Map, in order to best facilitate the public's desired outcomes for this area.

Mr. Carter then noted the anticipated project outcomes as follows:

Anticipated Project Outcomes:

- Board of Supervisors adoption of Area Plan *(either as a stand-alone document or element of the Comprehensive Plan)*

- Development of a clear, coordinated vision for facilitating positive economic development activity and inducing private investment *(with an emphasis on attracting targeted industries into the most appropriate locations)*

- Development of a clear vision and strategies for the protection and enhancement of the area's rural character, sense of place, and quality of life.

- Identification of efficiencies with existing land use policies and patterns.

- Identification of important opportunities to adaptively update the Zoning Ordinance and/or Zoning Map *(including formal actions by the Governing Body to amend the Zoning Ordinance and/or amend the Zoning Map; with an emphasis on):*
    - Specific, reasonable recommendations for updated zoning policies which respond to current development activities and which anticipate future growth potential; *and*
    - Specific land use policy recommendations for the Rte. 151 and Rte. 664 corridors, which are the fastest-changing, highest profile portions of the Rockfish Valley.

Mr. Carter then reviewed the proposed Project team and participants as follows:

Proposed Project Team:

Project Management & Administration:

Tim Padalino – Project Manager

Primary Roles and Responsibilities: Coordinate and collaborate with TJPDC staff, communicate with Nelson County BOS, lead the design and delivery of public events and other participatory efforts, lead the production, management, and editing of all project deliverables, and provide project oversight / quality control.

Steve Carter and Maureen Kelley – Lead Project Support Team

Primary Roles and Responsibilities: Provide participation, assistance, and guidance for all aspects of project, coordinate, collaborate, and communicate with County Supervisors (SC) Coordinate, collaborate, and communicate with various project area stakeholders (MK).

Technical Assistance:

TJPDC Staff – Project Team Tech. Assistance

Primary Roles and Responsibilities: Provide technical assistance with land use analysis and mapping, assist with the design and delivery of public events / outreach efforts, assist with public outreach and communications: online survey, website setup and management, etc., provide additional assistance with other preparation, tasks, and deliverables (TBD).

Mr. Carter then noted that the proposed project participants were: the Nelson County Board of Supervisors, North District Supervisor Harvey and Central District Supervisor Brennan, who along with Public Participants & Community Stakeholders interact with the Project

Team, who would then interact with the Nelson County Planning Commission and then vice versa.

Mr. Carter then referred to the proposed timeline as follows:

Preparation:

December 2013 – May 2014: internal County preparation and process design, to include: Board-approved final Scope of Work, Board-approved Project Team participants and roles, Board-approved project schedule, public meetings schedule, and project budget.

Phase I Area Analysis:

Late May- conduct project kick-off meeting with project team members

June-July - Project team prepares Phase I (Area Analysis) presentation materials for initial "open house" public meeting. Conduct Phase I community survey(s) and compile public input.

Late July - conduct initial public meeting ("open house" to present [draft] Phase I deliverables; present community survey responses; and conduct informal public engagement). ***Public Meeting***

Early August - project team makes revisions to Phase I deliverables based on project team meetings and informal feedback from first "open house" public meeting**.**

Phase II: Area Planning:

August –September - project team prepares Phase II (Area Planning) presentation materials for second public meeting. Conduct Phase II community survey(s) and compile public input.

Middle October - conduct second public meeting (present [draft] Phase II deliverables; present community survey responses; and solicit public comments and questions) ***Public Meeting***

October -November - project team makes revisions to Phase II deliverables based on project team meetings, feedback from second public meeting, and any additional public comments.

November – December -project team prepares presentation materials for entire Area Plan for final public meeting.

December - conduct third and final public meeting (present entire Area Plan project; and solicit public comments). ***Public Meeting***

December – January 2015 - project team makes any necessary final revisions

January or February 2015 -finalize deliverables and present to BOS for consideration.

In conclusion, Mr. Carter referenced the proposed project budget and resources as follows:

Project Budget & Resources:
A primary requirement will be staff time, with the following time commitments anticipated for County staff:

Tim Padalino: 12-16 hours weekly on average *(with additional time likely being required in advance of key deadlines, public meetings, and/or presentations).*

Maureen Kelley: 4-8 hours weekly on average, Steve Carter and/or Candy McGarry: 2-4 hours weekly (total) on average.

Another primary consideration for County resources would be the establishment of a partnership with the Thomas Jefferson Planning District Commission (TJPDC) for staff support and technical assistance.

County staff have already initiated preliminary discussions with TJPDC staff about their potential role(s) in this project; and County staff will continue those discussions in greater detail to begin negotiating the terms of a possible partnership which would provide Nelson County with staff support and technical assistance on this project.

Other resources to consider include postage and office supplies to send information materials to area residents and businesses. This anticipated cost is currently unknown; and could be reduced significantly by timing this (possible) one-time mailing to be included in official County correspondence that would already need to be mailed out to the public (such as Commissioner of Revenue mailings). Additional resources might include materials related to the proposed public meetings, although this would be minor (and would likely be accounted for in existing Department budget(s) for “Printing & Binding” 81010-3006 and/or “Office Supplies” 81010-5401).

Following review of the proposed scope of work, Supervisors and Staff had the following discussion:

Mr. Harvey noted he was against doing another study, since this area had already been over studied. He added that the last such study in Nellysford had been driven by one person, Mr. Hess. Mr. Carter noted that consideration of a plan was presented by the Nelson 151 group and there had been no input from the Hess family. He added that the draft scope of work did not just focus on Route 151.

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Ms. Brennan noted that she thought the critical focus was the land along Route 151 and she would like to proceed with the project. She added that the previous studies were not quite the same; noting the recent transportation study and the Nellysford study done years ago.

Mr. Harvey noted that he did not think the study was a current priority and the Board did not need to spend the time and money on it.

Mr. Hale then noted he wondered what the process could accomplish. He added that he thought that Route 151 was the economic engine of the county; however he would not be happy if it became commercial all along the highway. He noted that his question was should planning be done to prevent this.

Mr. Bruguiere inquired as to whether or not Mr. Padalino and the Planning Commission could simply amend the other studies.

Mr. Harvey noted he thought that traffic was the biggest problem on Route 151. He added that he thought the process would be subjective to landowners by designating some for development and some for views.

Ms. Brennan noted that they were looking to help everyone in the area not just certain businesses and that she thought it to be a very important area.

Mr. Carter noted that the work was well scoped out and he referred to the Project Justification statements; noting that he thought it to be a land management project.

Mr. Hale noted that for example, if development was not desired on the land on the left-hand side of Route 151, just past the Mark Addy Inn, there could be setback requirements from the centerline of Route 15; which would put the property in the floodplain precluding it from development. He noted that he thought there were tools that could be of benefit.

Ms. Brennan added that she thought it would be a blueprint for Zoning and Mr. Harvey noted he would like the previous studies looked at.

Mr. Hale noted that one of the task statements in the scoping document provided for the review of all existing plans and studies. He then noted the last page of the document and added that if the project were done, the County would know what it is faced with and there was not a high cost associated with having the planning district do the work. He added that it was just information and the Board did not have to do anything with it.

Mr. Harvey then noted that a comprehensive study had been done on the transportation already. Mr. Carter noted that this would be more of a land use study and Ms. Brennan reiterated that residents did complain about the traffic and what was happening in that area.

Mr. Hale then suggested that the Board hear input from the Planning District representative in attendance on their opinion on the value that the study provided.

Mr. Will Cockerel of the Thomas Jefferson Planning District Commission noted that he and the new Executive Director had discussed the importance of this area of the County. He noted that Nelson County had become a great place to live, visit etc. and that in their discussion, they kept going back to the fact that too many places have been let go because not enough planning was done. He noted that they would study what was on the ground and the financial value of the area and would provide whatever services were needed in any depth desired.

Mr. Harvey noted he did not like outsiders discussing what should be done in the County and Ms. Brennan noted she did not see how proceeding would be a negative thing and rather it could be very positive. Mr. Bruguiere noted that he thought it may be a good idea and he would like to use the studies that have already been done in the process. He added that he did think they had to prepare for the future; however they did not need to start from scratch and could approve some of the funding for it. Mr. Saunders noted he agreed that they should incorporate the previous studies and should treat people fairly.

Mr. Carter advised that there was nothing in the scope that would benefit a certain party or individual and that they would look at all of the previous work that had been done. He added that this was a big picture document and endeavor that would look at land use and economic development and would endeavor to create balance in that area.

Mr. Harvey then questioned how well Albemarle County was planned out and Mr. Hale agreed with the notion that planning may not work out.

Mr. Hale then noted that he would like to see the tasks done that were outlined in the Area Analysis. He added that this was approximately 173 hours and roughly half of the total project. He then proposed that the County contract with TJPDC under the direction of Mr. Padalino, for them to do the tasks outlined there. He added that this would bring the cost down to around half of the $11,470. He noted that the Area Analysis section would be done by TJPDC.

Mr. Hale then moved to proceed with obtaining the services of TJPDC to do the Phase I Area Analysis with a budget of not to exceed $6,000.

Mr. Bruguiere confirmed that this would be mostly an assessment for right now and Mr. Carter likened it to a SWOT analysis.

Mr. Bruguiere then seconded the motion.

Mr. Hale then noted he wanted to make sure that they were clear that the Board wanted to utilize all existing studies done so that work was not duplicated. Mr. Bruguiere noted that only doing Phase I now was a way for the process to be controlled.

There being no further discussion, Supervisors voted (4-1) by roll call vote to approve the motion with Mr. Harvey voting No.

D. Planning Commission Recommendation on Proposed Amendments Re: "two-family detached dwellings"

Mr. Carter noted that an amendment was referred to the Planning Commission on duplexes that entailed the following proposed change:

4-2-1 a

The minimum lot area shall be two (2) acres (87,120 square feet) or more for single and two-family detached dwellings. For family subdivision lots the minimum lot area shall be one (1) acre (43,560 square feet) per dwelling unit.

He noted that the Planning Commission Chair had forwarded a letter to the Board noting that the Planning Commission did not concur with this recommendation. He noted that instead of amending the Ordinance, they recommended an alternate solution in which the Nelson County Community Development Foundation (NCCDF) be named the local affordable housing entity in order to give them special consideration for this. Mr. Krieger was made aware of this recommendation and he agreed with the solution in lieu of amending the Ordinance.

Mr. Carter then noted that the issue had been referred to the Planning Commission on February 12, 2014, the Commission first considered them on February 16, 2014 and again on February 26, 2014. The item was to be further considered on March 26, 2014; however the meeting was cancelled due to lack of a quorum. It was again taken up at their April 23, 2014 meeting and decided that the Planning Commission would recommend the aforementioned alternate solution.

Mr. Hale then clarified that the request was to consider allowing a two (2) bedroom dwelling on a two (2) acre lot instead of a four (4) acre lot.

Mr. Bruguiere noted that the basic premise was right, if they allowed a duplex with two (2) bedrooms each, they would have to go by the same criteria as a four (4) bedroom single family dwelling per the Health Department rules. He added that if they did not, there could be more proliferation of single wide mobile homes. He noted that he thought this was an easy issue and he did not like allowing only one entity, NCCDF, to have this ability.

Mr. Carter noted that if the Planning Commission did not take up what was referred, he would question whether or not the Board could move forward.

Mr. Hale noted that his position on this issue continued to be that they had to come to a reasonable compromise and it involved considerable expense for many trying to become homeowners to have to own two (2) acres of land. He noted he would not object to a single family detached dwelling on two (2) acres. He noted that they should not be prescribing the number of bedrooms allowed for any dwellings. He added that there was a need for duplexes as affordable housing and he thought that what was referred to the Planning Commission was to request whether this could be built on two (2) acres. He further stated that the Board

should adopt this as is. He noted that it was not likely that building duplexes would be a huge activity in the County. He noted that the model of a two (2) bedroom dwelling was the most likely scenario and there were limiting requirements imposed by the Health Department VDH and this was reasonable such as they must have adequate area for a septic tank and drain field.

Mr. Payne then advised that the Board could move forward on this, as the Code required that the Planning Commission need only report back their recommendations to the Board and therefore the Board could move forward with a public hearing on this.

Mr. Hale noted that the minimum lot area shall be two (2) acres per the Zoning Ordinance for A-1. He added that he was trying to suggest that a two (2) family detached dwelling was permitted.

Mr. Hale then moved to advertise for public hearing, the change in the Lot Area Allowed regulation to include two (2) family detached dwellings in the Zoning Ordinance in A-1.

Mr. Bruguiere seconded the motion and it was noted that meeting Virginia Department of Health requirements was a given stipulation.

Mr. Hale then advised that he had read over all of the material discussion of the Planning Commission and he noted that if he felt the County were facing a situation where these would pop up everywhere he would give it more thought. He added that if this became the case, it could be changed.

Mr. Harvey asked for clarification on what constituted an attached dwelling and it was noted that if it were detached, there was a space between them and that duplexes should be considered attached. Mr. Hale noted that detached meant it stood alone and this was defined in the Zoning Ordinance.

The Board then asked Mr. Krieger of NCCDF if he thought this language would address this issue and he agreed it would.

Ms. Brennan then noted the concerns of the Planning Commission regarding the addition of bedrooms and bathrooms and it was noted that the Health Department would regulate septic systems and drain field requirements. Mr. Bruguiere noted that the USBC would also provide protection.

Ms. Brennan then clarified that the amendment could be undone in the future if necessary.

Mr. Hale reiterated that there would not likely be a great demand for duplexes and that a duplex on two (2) acres was acceptable to him and was preferable. He added that this meant less cost for the homeowner. Mr. Harvey noted that he thought most of these properties would be rental properties and Mr. Saunders noted he thought the amendment would be a benefit to the County.

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

E. FY14-15 Budget Work Session

a. Authorization for Public Hearing FY15 Budget **(R2014-32)**

Supervisors discussed the following budgetary items:

Courthouse Landscaping:

Ms. Brennan inquired as to whether or not the Courthouse landscaping was included in the FY15 budget and Mr. Carter noted it could come out of the Courthouse Project fund.

Maintenance Equipment:

Ms. Brennan then inquired as to the inclusion of the requested maintenance truck and Supervisors and staff advised that the funds for this were left in; however it was not being purchased and staff would have to get prior approval for this. It was noted that the department had a truck that they would put the plow on. She then asked if the department had the staff to do the plowing and Mr. Carter noted that they thought they did. He added that they wanted to try it and see how it went; knowing that they may need to outsource some of this at times.

Tourism & Economic Development:

Ms. Brennan then confirmed that the Board had agreed by consensus to not fund the requested Economic Development studies.

Dental Health:

Ms. Brennan then inquired about the dental health funding that BRMC had requested and Mr. Carter noted that staff had reported that those funds would be used for adults; and the Board's consensus was to remove this funding. Mr. Bruguiere added that BRMC had a sliding scale program for adults at their dental clinic. Ms. Brennan noted she would like to check on this because she wanted to be sure to provide care to children. Ms. McCann added that the dental voucher program was for adults at BRMC and the dental funding requested by the Health Department was for children; so that funding has now transitioned to the Health Department's dental program.

Schools – Early College Program:

Ms. Brennan then questioned how many students would benefit from the funding provided for the Early College Program for the Schools. Supervisors and staff noted that this was unsure; however there was consensus to provide this as it was a top priority of the School Board. It was noted that the initial estimate may have been thirty (30) kids and that there were no restrictions as to the ability to pay with this program. Ms. Brennan noted she had

issues with the program such as placing kids into their second year of college when they had just finished High School. She added she was not sure where she thought the funds should go; possibly for votech education.

Mr. Carter noted that vocational education was emphasized as a focus during the joint meeting with the School Board. Ms. McCann noted that the schools reported that they have had an increase in dual enrollment and AP course participation, however no numbers on the Early College Program were provided.

Ms. Brennan then supposed this would be an ongoing expense going forward and Mr. Saunders noted he thought it was a great program that may give higher education to some that would not get it otherwise. Ms. Brennan noted she was in favor of those kids who could not afford it participating.

Glass Recycling:

Ms. Brennan then inquired about the glass recycling containers; noting that she needed more information on how this would work. She noted she would want to be sure that the glass was not landfilled. Using the glass for cover at the old landfill was briefly discussed and Mr. Carter noted that they were currently using purchased cover there. He added that staff was working on an assessment of this and would report back. He noted that it appeared that the County could save money on transportation and disposal cost for recycled glass. He reiterated that no containers had been purchased yet. Mr. Hale reiterated the premise of it having to save money.

Finance and Human Resources Part-Time Position:

Mr. Saunders inquired as to the difference in personnel cost between the full time position being vacated and the new person filling the position. Ms. McCann reported that there was an approximate difference of $4,000-$5,000. She added that it would cost approximately $22,000 for the proposed Part-time position and that the savings from the full-time position, differential would offset this cost. She noted, therefore the actual cost for this was really about $17,000. Ms. McCann reported that the new hire had verbally accepted the position and she was a new Virginia Tech graduate with a degree in accounting. She added that her name was Grace Mawyer and she was from Nelson County. She then noted that Ms. Mawyer would have thirty days to work with Ms. Staton prior to her retirement. She added that she would not hire the Part-time position until after July 1st.

Following discussion, Supervisors agreed by consensus to leave the funding in the budget.

Credit Card Payments – Fees:

Mr. Hale confirmed that if citizens paid taxes with a credit card, a fee was levied. Ms. McCann explained that this was the case for online payments, however the County could not charge a fee if the citizen paid by credit card when coming into the office. She noted that in this case, the County pays this fee. She noted that the premise was that offering the ability to

pay by credit card might increase receipts and it was noted that this method of payment was becoming more prevalent and was a convenience for citizens. Ms. McCann then offered that she could review this to see if it had changed since it was implemented.

There being no further discussion, Mr. Hale moved to approve resolution **R2014-32** Authorization for Public Hearing FY-15 Budget. He then noted the public hearing was to be held at 7:00 PM on Thursday, May 29, 2014 in the General District Courtroom.

Mr. Bruguiere then seconded the motion and Ms. McCann verified that the Board would want her to do a power point presentation at the public hearing.

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 R2014-32
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR PUBLIC HEARING FY-15 BUDGET

BE IT RESOLVED, that pursuant to §15.2-1427, §15.2-2503 and §15.2-2506 of the Code of Virginia 1950 as amended, the County Administrator is hereby authorized to advertise a public hearing to be held for the purpose of receiving public input on the proposed Fiscal Year 2014-15 Budget. The public hearing will be held at 7:00 PM on Thursday, May 29, 2014 in the General District Courtroom of the Nelson County Courthouse, 84 Courthouse Square, Lovingston, Virginia.

Mr. Carter then noted that if the state did not pass a budget by June 30, 2014, the County could be sustained for a few months or longer because of its cash position. Ms. McCann noted that some localities were not in this position and would have to borrow money in the interim. Staff then confirmed that there was nothing in the State Code that required a locality to maintain a certain amount of reserves on hand.

IV. Reports, Appointments, Directives, and Correspondence

A. Reports

1. County Administrator's Report

I. Courthouse/Government Center Project: No change in status.

Mr. Carter noted that Blair Construction was confident that the last repair would abate the recent moisture problem. He then noted that the final payout amount was about $30,000 in retainage and He inquired if this should be disbursed now. He added that the two year warranty was in effect and that Blair had been effective in trying to fix the problem. The Board's consensus was to pay out the retainage.

II. Courthouse Project Phase II: RFP issued with proposals due on May 28th. Update of office space for Division Superintendent Comer in process.

Mr. Carter noted that the County had three firms coming to do a tour of the courthouse and a fourth that has said they would respond. He noted that this would be brought back to the Board and that there would be an interview panel established that would include two Board members, and staff. Mr. Hale and Mr. Saunders were designated to participate. Mr. Carter then noted that the RFP was sent to Mosely, Wiley Wilson, and Frazier and Associates thus far and advertised in the Nelson County Times, the Lynchburg and Charlottesville papers, and posted on the County's website and with clearinghouses. He noted that he thought the architect on the Pittsylvania County project was Mosely.

III. Jefferson Building: Two quotations received on May 8th for rework of the building exterior. The low quotation is being verified to enable the work to be contracted.

Mr. Carter added that the contract had been awarded to Randy Parr of Lynchburg Restoration in the amount of $30,540 and they would start June 1st and have until July 14th to complete the work.

IV. Health Department Building Demolition: Completed.

V. Massies Mill School Demolition: In process. Contract completion date is July7th.

VI. Lovingston Health Care Center: Board review/input is required per JABA's decision that it will not be the developer of a project to provide assisted living/memory care services.

Mr. Carter noted that staff needed Board direction on this. He added that he had spoken to Bruce Hedrick of MFA on this as to how to proceed. Ms. Brennan reiterated that JABA was not interested in being the sole developer on this and that she would like to form a citizen committee to look at this; however she wanted to have a meeting with JABA first.

Mr. Bruguiere noted he would like to keep a similar facility in the building. Mr. Carter noted that it would not be able to be a nursing home because it would have to be authorized new beds from the state since there were only a certain number of beds allocated in each health district. He noted that they would need to have an assisted living facility with memory care; with the emphasis now being on memory care.

VII. BR Tunnel and BR Railway Trail Projects: A) BRRT – Close out in process for completion date of 5-15-14. **B) BRT** – Work to Re-bid Phase 1 is in progress.

Mr. Hale noted that he thought if necessary, they needed to have something by the end of the week, so they could decide to advertise it. He added that the scope had been downgraded with items removed, especially work inside the tunnel. He added that the type of fencing had been changed, there was less earthwork, and they were specifying an add alternate for the parapet wall in order to cut costs.

VIII. 2014 Lockn Festival: Special Event Permit approval of the 2014 festival is in process.

Mr. Carter noted that the LOCKN group was presently in abc hearings related to last year and may have to go to court as a result. He noted that the person conducting the hearing was an abc employee and the outcome was to be determined. He noted that things for 2014 were moving forward with no issues; however abc was recommending having a beer garden scenario. He noted that the LOCKN group was still working with food vendors to get last year straight and he noted that he had noted to them two months ago that they needed to resolve this and needed to prohibit vendors who haven't paid taxes from coming on site.

IX FY 14-15 Budget: Public hearing on 5-19 and approval scheduled for June 10th.

Mr. Carter corrected the date for the public hearing as May 29th not 19th.

X. Broadband: Contracts completed with AT&T for Rockfish and Martin's Store Towers. Stewart Computer Services has installed equipment on Martin's Store Tower and indicated Massies Mill Tower is preferred next co-location. Rockfish Orchard Subdivision is moving towards network connectivity. Hightop Tower use contingent upon payments to the Nature Conservancy. FY 2014-15 Budget meeting and approval to be scheduled for June 2014.

Mr. Carter noted that at Rockfish Orchard Subdivision, 9 of 11 had signed up and they needed 11 to proceed.

Mr. Carter noted that on Hightop Tower, Mr. Payne was working with the Nature Conservancy on colocation on high top. He noted that they were okay with it but wanted to be paid a market rate. He added that SCS may want the County to make repairs to the tower and that they could have him pay NCBA tower rates.

Mr. Carter then suggested that the Broadband Authority have a called meeting in June to adopt the budget since the next regular meeting was in July. Supervisors agreed by consensus to have a called meeting at 1pm on June 10th just prior to the regular Board meeting.

XI. Radio Project: Working to maintain 6-30-14 project completion date but schedule may slip (see Information Services Department report).

XII. Staff Reports: Provided within the May 13, 2014 Agenda

XIII. Other: Questions from the Board.

Introduced: County email issues

Mr. Carter noted that the email problem was with outside providers and the County was working with them on this. He added that he had advised staff to go further if necessary. He

reiterated that it was not the County network but that of others and they had made progress. He added that he had sent out a memo to use read receipt requests on emails. Mr. Hale added that it was important to note that email was not a sure thing and if staff did not hear from him when needed to follow up with a phone call.

2. Board Reports

Mr. Saunders, Mr. Bruguiere, and Mr. Harvey had no reports.

Mr. Hale reported that he gave a talk to the MPO in Staunton on the Blue Ridge Tunnel and that many influential members were present. He added that they visited the tunnel and all that went were very enthusiastic and the momentum for the project continued to grow. He then reported that the new Lynchburg District CTB member had been appointed, named Shannon Valentine.

Ms. Brennan reported that she attended the CASA event of pinwheels at the library and about twenty people were there. She added that she read aloud the Board's resolution of support at the event.

B. Appointments

Ms. McGarry noted that the following Board/Commission seats would be expiring June 30, 2014: Nelson County Service Authority (East, Central, North Districts), Local Board of Building Code Appeals (2 seats), Economic Development Authority (2 seats), Library Advisory Committee (North and East Districts), Planning Commission (North, East, and Central Districts), Department of Social Services Board (West and East Districts), and Thomas Jefferson Area Community Criminal Justice Board (1 seat).

She noted that most of the incumbents had responded as to whether or not they wanted to be reappointed with Mr. Hale indicating he would think about his reappointment to the Service Authority Board and Mr. Harvey indicating he would like to be reappointed as of July 1, 2014 on that Board. Ms. McGarry then noted that there had been no new applicants for any of the expiring seats thus far and she would continue to advertise these for the Board's possible consideration at the June 10, 2014 regular meeting.

C. Correspondence

There was no correspondence considered by the Board.

D. Directives

Mr. Harvey and Mr. Saunders had no directives.

Mr. Hale had the following directives:

1. Mr. Hale noted he wanted to look at the small building on Bruce Tyler's property with Mr. Truslow. Mr. Carter noted that Mr. Truslow visited the site and that he thought it would

work. He clarified that the building on Bruce Tyler's property needed to be torn down and that County staff could do it. He added that they had to give 60-days notice and that the building was of block construction.

2. Mr. Hale noted he had stopped at the Afton Overlook and thought it looked like taking down the trees would be tricky with all of the lines there. Mr. Harvey advised that Danny Ferguson was supposed to look at it this.

Mr. Bruguiere had the following directives:

1. Mr. Bruguiere directed that the grass be re-established on the retention pond at the Massie's Mill convenience site as there was hardly any grass there. He advised that perhaps this could be done using seeding mats. It was noted that grass planting would be done at the Massie's Mill school demolition site and perhaps the contractor there could do this.

2. Mr. Bruguiere inquired as to whether or not the County was doing something different with any aspect of solid waste. Mr. Carter noted that staff was currently assessing this and was talking to area recyclers as well as the current recycling vendor on this.

Ms. Brennan indicated she was interested in educating herself on RFPs etc. and would soon consult with staff on this.

Introduced: Closed Session pursuant to Virginia Code § 2.2-3711(A) (3): discussion or consideration of the acquisition of real property for a public purpose.

Mr. Saunders noted the need for a closed session to discuss the possible acquisition of real property for a public purpose and then moved that the Nelson County Board of Supervisors convene in closed session to discuss the following as permitted by Virginia Code § 2.2-3711(A) (3): discussion or consideration of the acquisition of real property for a public purpose.

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

The Board then conducted the closed session and upon its conclusion, Mr. Harvey moved to come out of closed session and Mr. Hale seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Upon reconvening in public session, Mr. Saunders moved that the Nelson County Board of Supervisors certify that, in the closed session just concluded, nothing was discussed except the matter or matters specifically identified in the motion to convene in closed session and lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information act cited in that motion."

Mr. Bruguiere seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion. Supervisors then took no action in connection with the closed session.

V. Adjourn and Reconvene for Evening Session

At 5:25 PM, Mr. Harvey moved to continue the meeting 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

At 7:00 PM, Mr. Saunders called the meeting to order with four Supervisors present to establish a quorum and Ms. Brennan being absent.

II. Public Comments

Mr. Saunders opened the floor for public comments and the following persons were recognized:

1. Mr. Hale introduced Mr. Chip Boyles, the new TJPDC Director. Mr. Boyles indicated that he was glad to be with the organization and in Nelson County and he would drop in on occasion.

2. Marta Keene, JABA Executive Director

Ms. Keene thanked the Board for their consistent support of seniors and their caregivers. She noted the services provided by JABA in the county and that the volunteer opportunities were growing within the county. Ms. Keene then advised that they had expanded resident services at Ryan School Apartments. Ms. Keene noted that they were trying to find efficiencies and other funding and projecting in next year's budget to increase the number of individuals served almost 7%. She added that they leverage Nelson's funds so its share was 25% of the total this year. She added that in only 10 years, by 2024 1 out of 4 residents would be at or over 65 and they needed to continue to support and plan for this demographic change. She then again noted her appreciation of the Board’s support.

Ginger Dillard, JABA Director of Advocacy Services.

Ms. Dillard further described the Ryan School Apartment initiative which provided for enhanced resident services funded through a grant. She noted that it provided services and activities based on residents' needs and desires as well as connected them with other county resources. She noted that they were planning events at Ryan to increase community participation with residents and that they had conducted a survey with every resident and developed the programming from there. She noted some of the programming was to include: cooking classes, lunches, movie nights, music, and coordination of events with the Nelson

Community Center. In conclusion she noted that on Friday at 7pm, the Rockfish Valley Community Orchestra was providing a free concert at the Ryan auditorium.

III. Public Hearings and Presentations

A. <u>Public Hearing – FY15-FY20 Secondary Six Year Plan (SSYP) and 2015 Construction Priority List</u>

Consideration of Virginia Department of Transportation FY15-FY20 Secondary Six Year Plan and 2015 construction priorities for the County. **(R2014-33)**

Mr. Don Austin of VDOT addressed the Board and public noting that Virginia law required that VDOT and the Board hold a public hearing on the Secondary Six Year Plan (SSYP). He added that he and the Board had been working on this and he noted that the Rural Rustic list was approved by the Board at the last meeting.

Mr. Austin then noted that there was a fifty vehicle per day threshold required and the CTB Formula funds had to be used on unpaved roads. He added that the Telefee funds could be used on construction. Mr. Austin noted that the CTB Formula funds amounted to $1,929,768 over the six year period and the Telefee funds amounted to $267,816 over the six year period.

Mr. Austin noted the following for secondary system construction programmed funds:

1. River Road Route 6, installation of sign with flashing lights at Rte. 634 – Regular Construction Complete with balance of funds of $72,218.

2. Rockfish Valley Highway Rte. 6/151 Turn Lane at Rte.638, Regular Construction, Safety funds programmed Through FY16, total cost of $1,500,000.

3. Rockfish Valley Highway Rte6/151 Turn Lane at Rte. 635, Regular Construction, Safety funds programmed Through FY16, total cost of $1,500,000.

4. South Powell's Island Road, Unpaved Construction, Resurfacing complete.

5. Lodebar Estates, Unpaved Construction, Resurfacing, $180,777 programmed through FY15.

6. Cedar Creek Road, Unpaved Construction, Resurfacing, $260,000 programmed through FY17.

7. Wheeler's Cove Road, Unpaved Construction, Resurfacing, $185,000 programmed through FY17.

8. Wright's Lane, Unpaved Construction, Resurfacing $233,996 programmed through FY18.

9. Old Robert's Mountain Road, Unpaved Construction, Resurfacing $435,000 programmed through FY19

10. Greenfield Drive, Unpaved Construction, Resurfacing $135,000 programmed through FY19.

11. Campbell's Mountain Road, Unpaved Construction, Resurfacing $260,000 programmed through FY20.

12. Falling Rock Road, Unpaved Construction, Resurfacing Estimated cost of $485,000, with $271,003 programmed through FY20 with a balance to complete of $213,997.

13. Cub Creek Road, Unpaved Construction, Resurfacing Estimated cost of $357,500 with $10,000 programmed through FY20 with a balance to complete of $347,500.

Mr. Austin then noted that some of the Countywide Engineering funds may be moved; however there was no additional funding. He added that Telefees were used for Countywide Traffic Services which was used for spot improvements and guardrails on secondary roads. Mr. Austin noted that the first year was the actual budget that the Board would be approving.

Supervisors noted a correction to the presented road name of Greenfield Road, correcting it to Greenfield Drive, noting this road was near Mr. Mundy's in Gladstone and was a high concern and high maintenance area.

Mr. Austin noted that the order of construction could be adjusted after the first year and priorities could be changed year to year after that. He noted that they took the higher volume roads vs. the higher maintenance roads; however this could be adjusted.

Mr. Hale then inquired as whether or not the speed one was traveling was shown on the flashing sign on River Road before the intersection with Rte. 634 and it was noted that it was not; however the lights blinked if travelling over 40 mph. It was noted that the posted speed limit was 55 mph there.

Mr. Saunders then opened the public hearing and there being no persons wishing to be recognized, the public hearing was closed.

Mr. Harvey then moved to approve Resolution **R2014-33**, Approval of FY15-20 Secondary Six-Year Road Plan and FY15 Construction Priority List. Mr. Hale 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:

RESOLUTION R2014-33
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF FY15-FY20 SECONDARY SIX-YEAR ROAD PLAN
AND FY15 CONSTRUCTION PRIORITY LIST

WHEREAS, Sections 33.1-23.1 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan, and

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2014/15 through 2019/20) as well as the Construction Priority List (2014/15) on May 13, 2014 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

WHEREAS, Don Austin, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (2014/15 through 2019/20) and the Construction Priority List (2014/15) for Nelson County,

NOW THEREFORE BE IT RESOLVED, that since said Plan appears to be in the best interests of the Secondary Road System in Nelson County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2014/15 through 2019/20) and Construction Priority List (2014/15) are hereby approved, as amended as applicable at the public hearing.

Mr. Austin then noted that they would present a resolution approving the Rural Rustic Roads at the next Board meeting.

Supervisors then discussed the following VDOT issues:

Mr. Hale noted that on Rt. 617 along Rockfish River Rd. there was an A frame house where water ran down the driveway and crossed the road creating a deep hole. He noted that drainage measures needed to be done there on the opposite side of the driveway. He then questioned who was responsible for drainage in a driveway that threw debris into the road and Mr. Austin noted that it was the responsibility of the property owners typically; and they could not go put gravel etc. up people's driveways.

Mr. Bruguiere noted that he noticed that VDOT was mowing in his area and he would like them to stay on one side of Brent's Mountain before moving over; essentially completing the backyard before moving on to the front yard. Mr. Austin noted he would check on their mowing plan.

Mr. Bruguiere then noted that water on Dickie Road was still running alongside it and the landowner wanted it corrected. He noted it was at Dickie Rd. and Level Green Rd.

Mr. Saunders noted that on Rt. 668, Centenary Rd. there was a hole in the pavement and Mr. Austin noted that the end of the culvert had rusted off and was now flagged. Mr. Saunders noted that the same scenario existed on Arrington Road a mile from Route 29.

Mr. Saunders then noted that at the Rt. 626, Norwood Rd. intersection of Greenfield Drive, water was flowing in the road and not in the ditches.

Mr. Austin then noted that he had not heard back on the speed study on Route 56 West for the Church; however he would check on the status of that.

Mr. Bruguiere then inquired about Firehouse Road in Piney River and Mr. Austin noted he had spoken with a couple of people there and none of them were aware of any right of way being given and he had spoken with Kevin Wright who did not remember anything. He advised he would also speak with Clayton Thomas on it. Mr. Bruguiere noted he thought the right of way was given to the Fire Department. Mr. Harvey clarified that the Fire Department had recently purchased the property. Mr. Austin then noted he would start the process again of looking into it.

Mr. Austin then reported that on Rt. 29 past the Nelson Wayside going out of the county, water was washing off beside and under the guardrail cutting a channel. He noted that this had been Moto graded but was still bad. He added that shoulder paving was being done north of Route 6 down Route 29 toward the county line.

B. <u>Public Hearing – Special Use Permit #2014-001 – Le Chic Picnic</u>

Consideration of a Special Use Permit application, submitted by Ms. Danielle Savard, seeking approval for the proposed placement and operation of a Restaurant pursuant to §4-1-34a of the Zoning Ordinance. The subject property is identified as Tax Map Parcel #12-A-79A, and is located at 27 Chapel Hollow Road in Afton. This is a 5.2-acre parcel zoned Agricultural (A-1), and is owned by Ms. Savard and Mr. Marcel McNicoll.

Mr. Carter introduced this item and noted that for consideration was Special Use Permit application #2014-001, submitted by Ms. Danielle Savard, seeking approval for the proposed placement and operation of a Restaurant, Le Chic Picnic, pursuant to §4-1-34a of the Zoning Ordinance. The subject property is identified as Tax Map Parcel #12-A-79A, and is located at 27 Chapel Hollow Road in Afton. This is a 5.2-acre parcel zoned Agricultural (A-1), and is owned by Ms. Savard and Mr. Marcel McNicoll

He noted that they had been through site plan review with some outstanding comments. He reviewed the location of the property on the plat and the aerial photos and noted that the Planning Commission had asked that the proposed use for a kitchen in a prefab trailer of 25 ft. be located near the end of the driveway near the B&B building on the southeast side. He added that the Restaurant use was to be used on the property and an occasional use of it at offsite venues. It was noted that the house was not suitable for renovation for this use so they were going with the prefab trailer.

Mr. Carter then showed interior photos of the kitchen and noted that they would provide picnic lunches and dinners to be taken off site.

He noted that the Planning Commission conducted a public hearing and recommended unanimously that this be approved by the Board as follows: "Commissioner Russell made a recommendation that the Planning Commission approve the Special Use Permit application #2014-001 for Le Chic Picnic at 27 Chapel Hollow Road in Afton for placement of a twenty-eight foot (28') mobile commercial kitchen during the months from March through November; on days Thursday through Monday, with hours from 11:00 in the morning to 7:00 at night as per the Minor Site Plan by Saunders Surveys, which was revised April 14, 2014; subject to Health Department approval; all other approvals seem to be in order. A second was offered by Commissioner Harman; the vote was 3-0 to approve the recommendation." He added that the SUP would be subject to Health Department approval and some outstanding input from VDOT.

Ms. Savard, the Applicant noted that their goal was to provide cooking classes for those with diabetes and to do a gluten free breakfast. She added that she wanted to provide good cooking for those traveling that they could take out with them. She noted that the idea of having the mobile kitchen was because it was difficult to add a commercial kitchen to her existing structure since they would need a new septic and the mobile kitchen was the easier less costly route. She noted that they would be doing some mobile venues but mostly would be there and she noted that the trailer would be located out of the turn of the road.

Following Ms. Savard's comments the Board had the following discussion:

The Board discussed whether or not the Planning Commission could limit their time in operation. Mr. Hale noted the applicant asked for these days and times of operation and Mr. Bruguiere noted it was still restrictive. Mr. Harvey agreed that they should not limit their hours of operation and Mr. Carter clarified that if the Board accepted these days and times established by the Planning Commission, then the SUP would have to be amended should they wish to operate outside of these.

Ms. Savard then asked that the hours of operation be flexible and not restricted as she preferred not to be obligated to certain timeframes.

Mr. Hale then inquired if the Board had the latitude to eliminate the hours limitation and Mr. Carter confirmed they did. He added that the applicant would present an addendum to the Health Department permit to provide for extension of the septic system.

There being no further questions from the Board, Mr. Saunders opened the public hearing and there being no persons wishing to be recognized, the public hearing was closed.

Mr. Harvey then moved to approve SUP #2014-001 for a retail store which would sell takeout meals period, with no restrictions.

Mr. Bruguiere seconded the motion and Mr. Hale added that it needed to be clear that the approval did not have operational limitations on hours or dates as these were eliminated.

DRAFT

Mr. Bruguiere then asked if the applicant had asked for the limitations and it was noted that she had; however this was a result of answering questions posed by the Health Department.

There being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion.

IV. Other Business (As May Be Presented)

Introduced: Acquisition of property for a public purpose

Mr. Harvey then asked if the Board was inclined to make an offer on the property previously discussed in closed session, leaving the details in Mr. Payne's and Mr. Carter's hands.

Mr. Carter confirmed that the Board would need a formal motion and vote to proceed.

Mr. Harvey then moved to make an offer to Mr. Oswald Williams for the property, Tax ID #13042, 210 Calohill Way. The offer being $120,000 for the land and improvements and giving him all the time needed to remove the building's contents and the Board paying closing costs.

He added that the Maintenance Department would use the building for equipment and it would also be used for operations.

Mr. Hale seconded the motion and noted he would like to amend the motion to note that it was traditional that the seller pay for the recording of the deed. He added that the County would prepare the deed and the seller would pay the recording fees. The amended motion was accepted and he further noted that the parcel was 2.5 acres with 2 buildings of 5,400 sq. ft.

Mr. Hale noted that the Board had viewed the property and the parcel was well suited for the County's needs and the buildings existed. He added that the County would not be able to build these for this cost. Mr. Saunders added that water and sewer were in place and he thought it was a good investment, a good place to store equipment, and a good site for an impound lot.

There being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion.

It was noted that the Board could have a called meeting if needed for negotiations.

V. Adjournment

At 7:55 PM, Mr. Hale moved to adjourn and continue the meeting until May 29th at 7:00 PM for a public hearing on the budget. Mr. Bruguiere seconded the motion and there being no further discussion, Supervisors voted unanimously by voice vote to approve the motion and the meeting adjourned.

RESOLUTION R2014-36
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.

Amount	Category	Payee
$ 293.43	2012/2013 PP Tax & Vehicle License Fee	April Joy Winsheimer 112 E. McDowell St. Lexington, VA 24450-2339
$131.30	Duplicate PP/RE Tax Payment	Ella Turner P.O. Box 193 Lovingston, VA 22949
$150.00	2013/2014 Vehicle License Fee, DMV Stop Fee and Administration Fee	Ronnie Washington 94 Briar Hook Rd. Gladstone, VA 24553

Approved: June 10, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

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

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

May 23, 2014

Mrs. Constance Brennan, Chairperson
Nelson County Board of Supervisors
P. O. Box 336
Lovingston, VA 22949

Re: Winsheimer, April Joy
112 E McDowell St. Lexington, VA 24450-2339
2005 Toyota Camry #5592

This letter shall serve as written request that a 2012/2013 personal property tax and vehicle license fee refund of **$293.43** be issued to the above referenced taxpayer. This vehicle was billed and paid in Albemarle County and Lexington City for the refund requested tax period.

Supporting data is available in this office for you review.

Respectfully requested,

Jean W. Payne /AH

Jean W. Payne
Commissioner of Revenue

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

Phillip Payne

Phillip D. Payne, IV
County Attorney

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

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

May 30, 2014

Mrs. Constance Brennan, Chairperson
Nelson County Board of Supervisors
P. O. Box 336
Lovingston, VA 22949

Re: Washington, Ronnie
94 Briar Hook Road Gladstone, VA 24553
1989 Chevrolet S10 #1403

This letter shall serve as written request that a 2013/2014 vehicle license fee, DMV Stop fee and Administration fee refund of **$150.00** be issued to the above referenced taxpayer. This vehicle has been in Buckingham County since 2009.

Supporting data is available in this office for you review.

Respectfully requested,

Jean W. Payne

Jean W. Payne
Commissioner of Revenue

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

Phillip D. Payne, IV
County Attorney

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

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

May 30, 2014

Constance Brennan, Chairman
Board of Supervisors
County of Nelson
Lovingston, Va. 22949

Dear Ms. Brennan:

This is to request a refund in the amount of $131.30 to Ella Turner, P O Box 193, Lovingston, Va. 22949. This refund is necessary because Ms. Turner paid on a trailer on both real estate and personal property.

Sincerely,

Jean W. Payne

Jean W. Payne
Commissioner of Revenue

The undersigned has reviewed the request of the Commissioner and consents to the refund to Sharon Day.

Phillip Payne

Phillip D. Payne, IV
County Attorney

RESOLUTION R2014-37
NELSON COUNTY BOARD OF SUPERVISORS
DESIGNATION OF JAUNT ANNUAL MEETING PROXY

RESOLVED, by the Nelson County Board of Supervisors that Stephen A. Carter or his designee is hereby appointed as proxy to act and vote all shares of the Nelson County Board of Supervisors at the annual meeting of the shareholders of JAUNT, Inc., a Virginia Public Services Corporation on Wednesday, July 9, 2014 and at any adjournments thereof, upon the election of directors, and, in his discretion, upon such other matters as may properly come before such meetings.

BE IT FURTHER RESOLVED, that this proxy shall be valid until otherwise designated.

Approved: June 10, 2014

Attest:_____, Clerk
Nelson County Board of Supervisors

JAUNT, Inc.
104 Keystone Place
Charlottesville, VA 22902-6200

RECEIVED
MAY 7 2014
COUNTY ADMINISTRATOR'S OFFICE

To: Charlottesville City Manager
County Administrators of Albemarle, Louisa, Fluvanna, and Nelson Counties

From: Donna Shaunesey, Executive Director

Date: May 6, 2014

Re: JAUNT stockholders' meeting and appointment of proxies

JAUNT will hold its annual stockholders' meeting to formally approve appointment of Board members on Wednesday, July 9th, 2014 at 9:45 AM in the JAUNT Conference Room. The proxy-holders in each locality should attend this very brief meeting to ensure that there is a quorum to vote your shares.

We will need a new proxy from Nelson since the previous proxy agreement has expired. Albemarle, Charlottesville, Fluvanna and Louisa have valid proxies for this upcoming meeting.

Your proxy may be the County Administrator or one of your appointed Board members. Also, you may appoint the proxy for only this meeting, or, to simplify matters, for the length of his/her term of office (if a Board member).

Enclosed is a form to be returned to JAUNT officially designating the proxy. Also enclosed is a list of JAUNT Board members with their terms of office.

Thank you for your assistance with this procedure. Please let me know if you have any questions.

Enclosures

PROXY

The undersigned hereby appoints _____ with power of substitution, proxy to act and vote all shares of the undersigned at the annual meeting of the shareholders of JAUNT, Inc., a Virginia Public Service Corporation, on Wednesday, the 9th of July, 2014 and at any adjournments thereof, upon the election of directors, and, in his or her discretion, upon such other matters as may properly come before such meetings.

This proxy shall be valid until _____.

City or County of

_____

By: _____

Title: _____

Date: _____

JAUNT, Inc.
BOARD OF DIRECTORS
2013-2014

NAME	LOCALITY REPRESENTED (Term Ends)	BUSINESS ADDRESS PHONE E-MAIL	HOME ADDRESS PHONE
Juandiego Wade	Albemarle (9-30-14)	Career Center Coordinator Albemarle County Department of Social Services 1600 5th St, Suite A, Cville 22902 972-4010 jwade@albemarle.org	909 St. Charles Ave Charlottesville 22901 (434) 293-7432, c882-2187
Clifford R. Buys	Albemarle (9-30-14)		250 Pantops Mountain Road, Apt. 5209 Charlottesville, VA 22911 972-2444
J. Raymond Heron	Charlottesville (10-1-2016)	P.O. Box 7151 Charlottesville, VA 22906 cell 962-5643 jrheron@cstone.net	2228 Banbury Street Charlottesville 22901 Voice mail 980-4961
Raymond E. East	Albemarle (9/30/16)	earleast@aol.com	3340 Rosedell Lane Charlottesville, VA 22903 244-5860 fax 244-0450
Katherine B. Pickett	Charlottesville (10/1/14)	kittypick@aol.com	1600 Gordon Ave, Rm 34, C'ville 22903 293-3573
David C. Feisner	Fluvanna (6/30/15)	anfeis@firstva.com	P.O. Box 66 Palmyra, VA 22963 591-0126
Janice Jackson	Nelson (9/30/16)	jjacksonconsult@earthlink.net	P.O. Box 56 Shipman, VA 22971 263-4116
Willie Gentry	Louisa (12/31/15)	LCBS_CD@louisa.org	15543 Cross County Rd Mineral 23117 (540) 894-4751,c894-6437

Fran Hooper	**Albemarle (9/30/16)**	**Fhoops@aol.com**	**5577 Windward Cove Road, P.O. Box 124 Covesville, 22931 979-1932, c 202-309-5690**
Mercedes Sotura	**Nelson (9/30/2015)**	**msotura@hotmail.com**	**34 Pleasant View Lane, Afton, 22920 540-456-8631**
John Jones	**Charlottesville**	**Transit Manager, 1545 Avon St Extended, Charlottesville, VA 22902 970-3840 Jonesjo@charlottesville.org**	
Pat Thomas	**Fluvanna (6/30/16)**	**Charlottesville Plant Manager VA Industries for the Blind 1102 Monticello Rd Charlottesville VA 434-422-3015** Pat.thomas@dbvi.virginia.gov	**17 Hardwood Road Palmyra, VA 22963 Cell 434-444-1224**
2 Vacancies (Louisa & Cville)			

NON-VOTING BOARD PARTICIPANTS

Patrice Strachan		**Program Administrator VDRPT 600 E. Main St. Suite 2102 Richmond 23219 804/786-7940 Fax: 804/225-3752** Patrice.strachan@drpt.virginia.gov	
Chip Boyles		**Thomas Jefferson Planning District Commission P.O. Box 1505 C'ville 22902 434/979-7310**	
Karl Carter	**Buckingham**	**Assistant County Administrator/ Finance Manager P.O. Box 252 Buckingham, VA 23921-0252 434-969-4242** kcarter@buckinghamcounty.virginia.gov	

RESOLUTION R2014-38
NELSON COUNTY BOARD OF SUPERVISORS
RAIL PRESERVATION APPLICATION
BUCKINGHAM BRANCH RAILROAD COMPANY

WHEREAS, the Buckingham Branch Railroad desires to file an application with the Virginia Department of Rail and Public Transportation for funding assistance for the projects; And

WHEREAS, Buckingham Branch Railroad has identified projects that are estimated to cost $6,637,000.00; and

WHEREAS, the General Assembly, through enactment of the Rail Preservation Program, provides for funding for certain improvements and procurement of railways in the Commonwealth of Virginia; and

WHEREAS, the Buckingham Branch Railroad is an important element of the Nelson County transportation system; and

WHEREAS, the Buckingham Branch Railroad is instrumental in the economic development of the area, and provides relief to the highway system by transporting freight, and provides an alternate means of transportation of commodities; and

WHEREAS, the County of Nelson supports the projects and the retention of the rail service; and

WHEREAS, the Commonwealth Transportation Board has established procedures for all allocation and distribution of the funds provided.

NOW, THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby request the Virginia Department of Rail and Public Transportation to give priority consideration to the projects proposed by the Buckingham Branch Railroad.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the June 10, 2014 meeting and sent to Buckingham Branch Railroad.

Adopted: June 14, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

BUCKINGHAM BRANCH RAILROAD COMPANY
P.O. Box 336 – 1063 Main Street – Dillwyn, VA 23936
Phone 434-983-3300 (ext. 228)
Fax 434-983-3270

RECEIVED
MAY 1 5 2014
COUNTY ADMINISTRATOR'S OFFICE

April 17, 2014

Nelson County Government Offices
Attn: County Administrator
P.O. Box 336
Lovingston, VA 22949

Dear County Administrator,

Buckingham Branch Railroad Company is a family-owned short line railroad that operates 275 miles of railroad in Central Virginia. Buckingham Branch was founded in 1988 by Robert and Annie Bryant and ran its first train on March 6, 1989. Since then it has grown from a 17 mile line with two employees to its current size today of 275 miles with approximately 95 employees.

Buckingham Branch leased 200 miles of track from CSX and commenced operations of the Richmond and Alleghany Division on December 20, 2004. This operating lease was for track from Clifton Forge, VA to Richmond, VA, including 9.9 miles known as the Orange Branch. Since that time we have leased 58 miles of track from Norfolk Southern Railroad and now operate our Virginia Southern Division which has tracks from Burkeville to Clarksville, Virginia.

We are requesting a resolution from the County of Nelson supporting Buckingham Branch Railroad Company's application for grant funds from the Virginia Department of Rail and Public Transportation Rail Preservation Fund. Buckingham Branch Railroad will provide all local matching funds for the grants.

Attached is a summary of the applications and estimated project costs that may impact your locality. There may be more than one project application that affects your locality. Applications may be for projects that are distributed over more than one county or municipality.

The work outlined in the identified projects will help us to better serve you and all of the present and future industries located in the cities, towns and counties on the lines that we operate.

Some projects are multi-year projects. The resolution amount requested reflects total estimated costs for all of the identified projects.

A sample resolution and a map showing the location of our operations are included with this letter. A copy of the approved resolution should be sent to Mr. Claude Morris at mailing address shown in the letterhead.

If you have questions or comments, please feel free to contact me at our Dillwyn office. Additional information about our company and operations may be found at our web site: www.buckinghambranch.com

We sincerely appreciate all of your past support. We look forward to many more years of serving your communities. Please do not hesitate to contact me if I can be of assistance.

Sincerely,

Claude Morris

Claude Morris
Project Manager

RESOLUTION ENDORSING
RAIL PRESERVATION APPLICATION
BUCKINGHAM BRANCH RAILROAD COMPANY

WHEREAS, the Buckingham Branch Railroad desires to file an application with the Virginia Department of Rail and Public Transportation for funding assistance for the projects; and

WHEREAS, Buckingham Branch Railroad has identified projects that are estimated to cost **$6,637,000.00** ; and

WHEREAS, the General Assembly, through enactment of the Rail Preservation Program, provides for funding for certain improvements and procurement of railways in the Commonwealth of Virginia; and

WHEREAS, the Buckingham Branch Railroad is an important element of the **Nelson County** transportation system; and

WHEREAS, the Buckingham Branch Railroad is instrumental in the economic development of the area, and provides relief to the highway system by transporting freight, and provides an alternate means of transportation of commodities; and

WHEREAS, the **County of Nelson** supports the projects and the retention of the rail service; and

WHEREAS, the Commonwealth Transportation Board has established procedures for all allocation and distribution of the funds provided.

NOW, THEREFORE, BE IT RESOLVED, that the **Nelson County** Board of Supervisors does hereby request the Virginia Department of Rail and Public Transportation to give priority consideration to the projects proposed by the Buckingham Branch Railroad.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the _____(date) meeting and sent to Buckingham Branch Railroad.

ADOPTED: _____ (date)

Signed: _____

Title:_____

Nelson County: Buckingham Branch Railroad Resolution Request for Rail Preservation Projects

Installation of Switch Heaters on the North Mountain Subdivision is a one year project that will install approximately 23 new switch heaters between MP 160 (Gordonsville) and MP 276 (Clifton Forge). The new heaters will be more efficient and more reliable than the present gas fired switch heaters. The new heaters may be remotely controlled by the railroad's Rail Traffic Control Center.

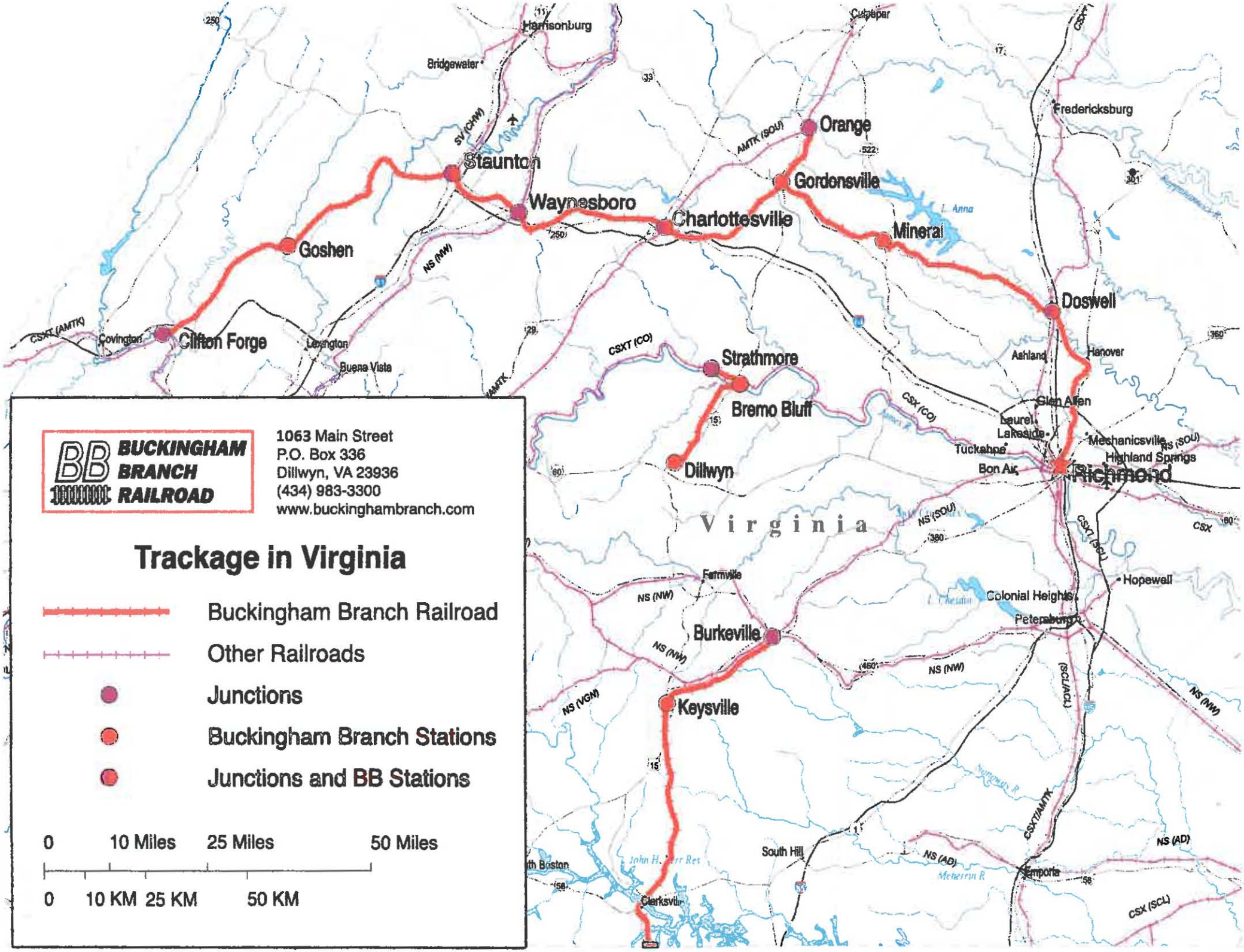
Total Estimated Cost of Project is **$437,000.00**.

Surface Improvements on the Richmond and Alleghany is a three year project that will focus on improving the railroad surface between MP 85.5 (Richmond) and MP 276.5 (Clifiton Forge) and will also include the Orange Branch, MP 0 – MP 9 (Gordonsville to The Town of Orange). The project will include adding ballast, surfacing, welding rail joints, crosstie replacement and replacing rail as needed in order to reduce the maintenance requirements and improve the ride quality for Amtrak, CSX and Buckingham Branch trains. Total Estimated Cost of Project is **$5,400,000.00.**

Rail Improvements to the North Mountain Subdivision is a four year project to replace up to 12,000 linear feet of curve worn rail. The project will include replacing rail and welding rail joints in selected areas in most need of replacement between MP 160 (Gordonsville) and MP 276.5 (Clifton Forge).

Total estimated cost of the project is **$800,000.00**

Total Cost of Projects Requested to be Included in Resolution of Support: $6,637,000.00


BUCKINGHAM BRANCH RAILROAD
1063 Main Street
P.O. Box 336
Dillwyn, VA 23936
(434) 983-3300
www.buckinghambranch.com
Trackage in Virginia
Buckingham Branch Railroad
Other Railroads
Junctions
Buckingham Branch Stations
Junctions and BB Stations
0 10 Miles 25 Miles 50 Miles
0 10 KM 25 KM 50 KM
Harrisonburg
Bridgewater
Culpeper
Fredericksburg
Orange
Staunton
Gordonsville
Waynesboro
Charlottesville
Minerai
Goshen
Doswell
Covington
Clifton Forge
Lexington
Buena Vista
Strathmore
Bremo Bluff
Ashland
Hanover
Glen Allen
Laurel
Lakeside
Tuckahoe
Mechanicsville
Highland Springs
Bon Air
Richmond
Dillwyn
Virginia
Farmville
Hopewell
Colonial Heights
Petersburg
Burkeville
Keysville
South Hill
Emporia
Clarksville
SV (CHW)
AMTK (SOU)
NS (NW)
CSXT (AMTK)
CSXT (CO)
CSX (CO)
NS (SOU)
CSX (SCL)
CSX
NS (VGN)
CSXT/AMTK
NS (AD)
CSX (SCL)

RESOLUTION R2014-39
NELSON COUNTY BOARD OF SUPERVISORS
A RESOLUTION APPROVING THE AMENDED CHARTER AGREEMENT
OF THE CENTRAL VIRGINA CRIMINAL JUSTICE ACADEMY

WHEREAS, the Central Virginia Criminal Justice Academy ("Academy") Board of Directors has recommended amendments to the Academy's Charter Agreement that was adopted in 1990; and

WHEREAS, approval of the amendments by participating governmental units of the Academy is required by the Academy's existing Charter Agreement;

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors that the amendments to the Academy's Charter Agreement recommended by the Academy's Board of Directors, dated May 5, 2014, are hereby approved, and the COUNTY hereby enters into the Charter Agreement attached hereto.

Adopted: June 10, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

CENTRAL VIRGINIA CRIMINAL JUSTICE ACADEMY

P. O. Box 287
1200 Church St.
Lynchburg, VA 24505-0287
(434) 455-6190
Fax (434) 847-1478
Website www.cvcja.org

BOARD OF DIRECTORS

Chief Norman J. Hudson, Chairman
Chief Parks H. Snead, Vice-Chairman
Sheriff Thomas D. Jones
Sheriff Ronald L. Gillispie
Sheriff Steve A. Hutcherson
Sheriff Brian K. Roberts
Sheriff Darrell L. Hodges
Chief C. Doug Bradley, Ex-officio
Administrator Timothy E. Trent, Ex-officio
Director Shawn P. Walker, Ex-officio

MEMBER AGENCIES
Alberta Police Department
Altavista Police Department
Amherst County Sheriff's Office
Amherst County Emergency Operations Center
Amherst Police Department
Appomattox County Sheriff's Office
Appomattox County E-911
B&W Police Department
Bedford County Sheriff's Office
Bedford County 911
Blackstone Police Department
Blue Ridge Regional Jail Authority
Brodnax Police Department
Brookneal Police Department
Brunswick County Sheriff's Office
Buckingham County Sheriff's Office
Buena Vista Police Department
Burkeville Police Department
Campbell County Sheriff's Office
Campbell County 911
CVCC Police Department
Charlotte County Sheriff's Office
Chase City Police Department
Clarksville Police Department
Crewe Police Department
Cumberland County Sheriff's Office
Dillwyn Police Department
Drakes Branch Police Department
Farmville Emergency Communications Center
Farmville Police Department
Halifax County Sheriff's Office
Halifax County 911 Communications Center
Halifax Police Department
Hampden-Sydney College Police Department
Hurt Police Department
Kenbridge Police Department
LaCrosse Police Department
Lawrenceville Police Department
Liberty University Police Department
Longwood University Police Department
Louisa Police Department
Lunenburg County Sheriff's Office
Lynchburg City Sheriff's Office
Lynchburg Department of Emergency Communications
Lynchburg Police Department
Lynchburg Regional Airport Police Department
Mecklenburg County Sheriff's Office
Mecklenburg County 911
Meherrin River Regional Jail
Nelson County Department of Emergency Services
Nelson County Sheriff's Office
Nottoway County Sheriff's Office
Piedmont Regional Jail
Piedmont Geriatric Hospital Police Department
Prince Edward County Sheriff's Office
South Boston Police Department
South Hill Police Department
Victoria Police Department
Virginia ABC Board
Wintergreen Police Department

May 14, 2014

Mr. Stephen A. Carter
Administrator, County of Nelson
84 Courthouse Square
Lovingston, VA 22949

Dear Mr. Carter:

The Board of Directors of the Central Virginia Criminal Justice Academy (CVCJA) submits herewith recommended amendments to the Charter Agreement for the Academy. All members of the Board of Directors, including the representatives from your planning district, have approved the recommended amendments as presented.

Provisions of the current Charter Agreement require approval of such amendments by three-fourths of the participating jurisdictional governing bodies.

Accordingly, the Board of Directors respectfully request consideration and action on the included resolution by the governing body of your political entity.

The Charter Agreement is a document required by the Code of Virginia setting forth the aims, policies, rules and procedures agreed upon by the participating localities and criminal justice agencies joining to create a regional training academy. The current agreement dates from the creation of the Academy in 1975 and amended in 1990. The Board of Directors is of the opinion that the current Charter Agreement no longer adequately addresses the operational and management needs of the Academy.

The recommended amendments are designed to more accurately define the policies, rules and procedures in keeping with present and future needs of the Academy. The purpose

for the Charter revisions is to make clear that the Academy has all the powers, authority, attributes and immunities as specified in the Title 15.2, chapter 17, Article 5 of the Code of Virginia (Va. Code § 15.2-1747 et seq.), which is part of the Virginia Code that created the regional criminal justice academies in 1993. The CVCJA was originally formed pursuant to the authority of former Va. Code § 15.1-21 (now § 15.2-1300, which allowed political subdivisions to exercise their powers jointly and form regional association. In view of the need for the Board of Directors to meet certain specified deadlines, please return your adopted resolution by August 1, 2014.

Sincerely,

Ronald J. Staton
Executive Director

cc: Sheriff W. David Brooks
Interim Coordinator Jamie Miller

Enc.

Please return adopted resolution to:

Ronald J. Staton
Executive Director
Central Virginia Criminal Justice Academy
P O Box 287
Lynchburg, VA 24505

A RESOLUTION APPROVING THE AMENDED CHARTER AGREEMENT OF THE CENTRAL VIRGINA CRIMINAL JUSTICE ACADEMY

WHEREAS, the Central Virginia Criminal Justice Academy ("Academy") Board of Directors has recommended amendments to the Academy's Charter Agreement that was adopted in 1990; and

WHEREAS, approval of the amendments by participating governmental units of the Academy is required by the Academy's existing Charter Agreement;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF NELSON THAT THE AMENDMENTS TO THE Academy's Charter Agreement recommended by the Academy's Board of Directors, dated May 5, 2014, are hereby approved, and the COUNTY hereby enters into the Charter Agreement attached hereto.

ADOPTED: this _____ day of _____, 2014.

CERTIFIED: _____

BY: _____

CENTRAL VIRGINIA CRIMINAL JUSTICE ACADEMY
CHARTER AGREEMENT
(amended May 5, 2014)

SECTION 1. CREATION/ACADEMY NAME

Pursuant to Va. Code § 15.2-1747, the governmental units specified in the attached Resolutions hereby create the Central Virginia Criminal Justice Academy (hereinafter called the "Academy") which shall have all the powers, authority, attributes and immunities as specified in Title 15.2, Chapter 17, Article 5 of the Code of Virginia (Va. Code § 15.2-1747 et seq.) as amended from time to time. The Academy exists under and is subject to the terms and conditions of this Charter Agreement, which shall be deemed to constitute the agreement required by § 15.2-1747. The Academy was originally formed by agreement dated October 20, 1975, as amended in 1990, pursuant to the authority of former Va. Code § 15.1-21 (now § 15.2-1300), and was originally known as the Central Virginia Criminal Justice Training Center. The Academy being created hereunder is a continuation of the original Academy; accordingly, the effective date of the organization of the Academy is October 20, 1975. The actions taken by the Academy and its predecessor entities since its inception in 1975 are hereby ratified.

Other criminal justice agencies as defined and regulated by the Virginia Department of Criminal Justice Services may join the Academy by two-thirds vote of the Academy's board of directors. The principal office of the Academy shall be located in the City of Lynchburg, Virginia. All participating jurisdictions and agencies shall be assigned to one of three Planning Districts as established by the Board. If an agency joins that is not within the geographical boundaries of the three established Planning Districts, such agency will be assigned to the closest Planning District.

SECTION 2. PURPOSE

The purpose of the Academy is to establish and conduct training for law enforcement and correctional officers, those being trained to be law enforcement and correctional officers, and other personnel who assist or support such officers.

SECTION 3. DURATION

This agreement shall exist in perpetuity unless amended or terminated by two-thirds vote of the Academy's board of directors. A governmental unit and other criminal justice agencies as defined and regulated by the Virginia Department of Criminal Justice Services may withdraw from the Academy only in accordance with the procedure specified in Va. Code § 15.2-1747D.

SECTION 4. BOARD OF DIRECTORS

A. Selection and Composition

There is hereby created a Board of Directors (hereinafter called the "Board") which shall be the governing body of the Academy. The Board will be composed of no more than seven members, with each member having one vote. There shall be two elected representatives from each of the participating planning districts. Members of the Board shall be elected from each of the planning districts by the heads of the law enforcement agencies in that particular district, each agency having one vote. If a head of a law enforcement agency cannot be present for a scheduled election, he may be represented by a proxy of his choosing. The head of the law enforcement agency of the jurisdiction that serves as fiscal agent shall hold a non-elective standing position on the Board. The majority of the Board of the Academy shall be composed of heads of law enforcement agencies of member departments and chief executives of local political subdivisions. Each planning district shall have at least one Board member who is the elected head of a law enforcement agency. Additional members shall come from the Criminal Justice System. Ex-officio member positions may be appointed by the Board as deemed necessary by the Board. Such appointments are for a period of one year, from July 1 through June 30. Selections shall be made during the Spring meeting for the coming year. These ex-officio members shall be voting positions.

B. Terms

Each Board member's term will be three years and will begin on January 1. Election of new Board members will occur in the fall of the year in which the incumbents' terms expire. A Board member may serve successive terms if duly elected. The Board members in place in 2014 will remain the same and will continue with the remainder of their terms of office. If a Board member cannot fulfil the obligation of office for the full term for any reason, the heads of the law

enforcement agencies of that particular planning district shall at their earliest convenience elect a new member to complete that term. If any Board member misses three consecutive Board meetings, the heads of the law enforcement agencies of his/her planning district shall be notified. Upon petition by the majority of the heads of law enforcement agencies of a planning district, the Academy's Executive Director shall schedule a special election for the purpose of refilling such Board member's position for the remainder of the term.

C. Meetings

The Board shall meet in the Spring of each year to adopt a proposed operating budget for the Academy for the ensuing fiscal year. The Board shall fix such other meeting times as it deems necessary. Written minutes of meetings shall be kept.

D. Officers

The Board shall elect a chairman and vice-chairman for the following calendar year during their fall meeting. The chairman and vice-chairman shall be from different planning districts. The Chairman's duties are as follows:

1. To preside over all meetings of the Board.
2. To provide guidance to the Director.
3. To appoint special committees to consider matters of special interest to the Board.
4. To represent the Board in public and private matters.

The Vice-Chairman's duties are as follows:

1. To preside at meetings in the absence of the Chairman.
2. To perform other duties as assigned by the Chairman or as directed by the Board.

E. Powers

The Board shall have the following powers and duties:

1. To develop and approve the Academy's curriculum in cooperation with, and subject to review by the Department of Criminal Justice Services.

2. To approve the operating policy including the expenditure of such funds as may be available in any year's appropriation, in such manner as the Board deems most appropriate.

3. To oversee and be responsible for the operation of the Academy, giving due consideration to the needs of the participating jurisdictions for recruiting and in-service training, for fixing length and frequency of training, and to service demand in fixing operations and staffing levels of the Academy.

4. To appoint a Director who shall serve at the will and pleasure of the Board. The Board shall approve such other positions as necessary and fix the compensation, powers and responsibilities of the Director and the staff members. Also, the Board will evaluate the Director on an annual basis.

5. To contract with participating jurisdictions for necessary administrative and maintenance services.

6. To promulgate a schedule in each year of fixed costs for maintenance of the Academy, equipment, basic staff and of the costs of operation depending on student population; and to promulgate an annual fee per authorized officer and other non-sworn personnel requiring training per department.

7. To provide for the training of students not employed by a participating jurisdiction, based upon a pre-arranged fee between the student's department head and the Academy Director.

8. To render decisions on referred student disciplinary matters that cannot be resolved between the Academy Director and the head of the student's agency. If acceptable disposition cannot be reached, the Director shall refer the matter to the Board for resolution.

9. Such additional powers as are permitted by Title 15.2, Chapter 17, Article 5 of the Code of Virginia (Va. Code § 15.2-1747 et seq.) as amended from time to time.

SECTION 5. DIRECTOR OF THE ACADEMY

The duties of the Director shall include:

1. Act as the Academy's fiscal officer.
2. Prepare the Academy's annual budget.
3. Act as the Academy's purchasing agent.
4. Advertise, hire, and train support staff.
5. Evaluate, discipline, terminate support staff.
6. Establish support staff work schedules.
7. Prepare Academy governing body meeting agenda in cooperation with the Academy Board chairperson.
8. Advertise Academy governing body meetings.
9. Provide liaison to Academy governing body members and other officials.
10. Develop and continually review Academy curriculum.
11. Schedule Academy courses and programs.
12. Review instructor lesson plans and tests.

13. Ensure that faculty and students comply with Academy bylaws.
14. Review Academy bylaws.
15. Monitor Academy courses and programs.
16. Select and evaluate faculty performance.
17. Prepare and submit Annual Report to the Academy governing body.
18. Prepare and distribute Academy training calendar.
19. Instruct as needed.
20. Enter into contracts as needed.
21. Assure satellite training as authorized by the Academy governing body.
22. Ensure compliance with applicable laws and regulations governing Academy operations and programs.
23. To be responsible for the supervision and discipline of the students, and to ensure their compliance with the rules and regulations of the Academy during their attendance at the Academy.
24. Schedule Board elections and notify the heads of the law enforcement agencies of the planning district.
25. Such additional duties as are given to the Director from time to time by the Board.

SECTION 6. FINANCING AND BUDGET

A. Capital Assets and Expenditures

To accomplish the Academy's purpose, the Board shall have the authority to incur debt, to acquire and own real estate, to secure obligations by placing deeds of trust upon its property, to contract for its location needs and to execute all necessary instruments and documents. Any indebtedness so incurred shall not be indebtedness of any participating local jurisdiction or agency.

B. Operating Expenses

The total operating expense of the Academy will be funded by the state and participating jurisdictions and agencies. The local share of expenditures shall be determined by the total number of authorized sworn personnel. Each participant shall contribute annually the cost per officer times its number of employees requiring training, as determined by the guidelines of the Department of Criminal Justice Services. The Board shall determine when the appropriation of each participant is to be made to the Academy. Any new participant, after being approved by the Board, shall be assessed the standard fee per authorized officer based on a prorated quarterly basis.

SECTION 7. TERMINATION

In the event this Agreement is terminated in its entirety, all property of the Academy shall be scheduled and valued by or at the direction of the Board and distributed in kind to the participants as nearly as is feasible in the same proportion as they contributed to acquiring the property. The word "termination " in this section applies only to the complete dissolution of the Academy in accordance with Section 3 of this Charter Agreement, and does not include those situations in which a participating jurisdiction or agency withdraws its membership.

SECTION 8. AMENDMENTS

The Board may recommend amendments to this Charter. Such amendments shall become effective upon approval by any two of the participating governmental units.

This Charter Agreement is approved by the Board this 5th day of May, 2014:

Norman J. Hudson,
Chairman, Board of Directors

RESOLUTION R2014-40
NELSON COUNTY BOARD OF SUPERVISORS
EMPLOYER CONTRIBUTION RATES FOR COUNTIES, CITIES, TOWNS, SCHOOL DIVISIONS AND OTHER POLITICAL SUBDIVISIONS (IN ACCORDANCE WITH THE 2014 APPROPRIATION ACT ITEM 467(I))

BE IT RESOLVED, that the Nelson County Board of Supervisors, **Employer Code 55162** does hereby acknowledge that its contribution rates effective July 1, 2014 shall be based on the higher of a) the contribution rate in effect for FY 2012, or b) eighty percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium (the "Alternate Rate") provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED that the Nelson County Board of Supervisors **Employer Code 55162** does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2014:

(Check only one box)

X The Certified Rate of **12.31%** ☐ The Alternate Rate of _____%; and

BE IT ALSO RESOLVED, that the Nelson County Board of Supervisors **Employer Code 55162** does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, the officers of the Nelson County Board of Supervisors **Employer Code 55162** are hereby authorized and directed in the name of the County of Nelson to carry out the provisions of this resolution, and said officers of the County of Nelson are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the County of Nelson for this purpose.

Adopted: June 14, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

CERTIFICATE

I, Clerk of the Nelson County Board of Supervisors certify that the foregoing is a true and correct copy of a resolution passed at a lawfully organized meeting of the Nelson County Board of Supervisors held at _____, Virginia at _____ o'clock on _____ _____, 2014. Given under my hand and seal of the County of Nelson this _____ day of _____, 2014.

Clerk _____

Virginia Retirement System

P.O. Box 2500, Richmond, Virginia 23218-2500
Toll free: 1-888-VARETIR (827-3847)
Web site: www.varetire.org
E-mail: vrs@varetire.org

RECEIVED
MAY 7 2014
COUNTY ADMINISTRATOR'S OFFICE

May 2, 2014

NELSON COUNTY – 55162

Language in the 2013 Appropriations Act, Item 468(H), allowed localities to make an election regarding their employer contribution rate every biennium. You have the opportunity again this year to select which employer contribution rate your locality will pay, beginning July 1, 2014.

Included with this letter is the employer contribution resolution your local governing body will need to pass and then send in to communicate to VRS their election decision.

Employer Retirement Contribution Rate Election

By no later than July 1, 2014, your local governing body must approve one of the following employer contribution rate options for the defined benefit retirement plan in the biennium beginning July 1, 2014:

- 12.31% – the rate certified by the VRS Board of Trustees for the FY 2015-2016 biennium; or
- 10.76% – the alternate rate, which is the higher of the rate certified by the VRS Board for FY 2012 or 80 percent of the VRS Board-certified rate for FY 2015-2016.

Considerations in Electing Your Contribution Rate

The intent of the language in the 2013 Appropriation Act, Item 468(H) was to offer localities and schools some budget relief for the coming fiscal year with respect to the amount of their retirement contributions. However, this does not change the Board-certified rate or the recommended employer contribution rate. Therefore, if you are considering using the Alternate Rate, please be aware that doing so will:

- Reduce contributions to your employer account and the investment earnings they would have generated, which will mean there will be fewer assets available for benefits.

- Result in a lower funded ratio when the next Actuarial Valuation is performed and, thus, a higher calculated contribution rate at that time.

- Require that you include the Net Pension Obligation (NPO) under the Governmental Accounting Standards Board (GASB) Standards in your financial statements.

Deadline for Resolutions

VRS must receive your formal signed resolution for the employer retirement contribution rate election **by no later than July 10, 2014.** Please send all resolutions to Ms. ZaeAnne Sferra, Employer Coverage Coordinator at P.O. Box 2500, Richmond, VA 23218-2500.

If you have any questions about the information in this packet, please contact Ms. ZaeAnne Sferra, Employer Coverage Coordinator, at zsferra@varetire.org or (804) 775-3514.

Best regards.

Sincerely,

Robert P. Schultze
Director

Employer Contribution Rates for Counties, Cities,
Towns, School Divisions and Other Political Subdivisions
(In accordance with the 2014 Appropriation Act Item 467(I))

Resolution

BE IT RESOLVED, that the [Locality, School Division, or Other Political Subdivision Name] [employer code] does hereby acknowledge that its contribution rates effective July 1, 2014 shall be based on the higher of a) the contribution rate in effect for FY 2012, or b) eighty percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium (the "Alternate Rate") provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED, that the [Locality, School Division, or Other Political Subdivision Name] [employer code] does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2014:

(Check only one box)

☐ The Certified Rate of _____% ☐ The Alternate Rate of _____%; and

BE IT ALSO RESOLVED, that the [Locality, School Division, or Other Political Subdivision Name] [employer code] does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, the officers of [Locality, School Division, or Other Political Subdivision Name] [employer code] are hereby authorized and directed in the name of the [Locality Name or School Division Name or both] to carry out the provisions of this resolution, and said officers of the [Locality, School Division, or Other Political Subdivision Name] are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the [Locality, School Division, or Other Political Subdivision Name] for this purpose.

_____
Governing Body/School Division Chairman

CERTIFICATE

I, _____, Clerk of the [Locality, School Division, or Other Political Subdivision Name], certify that the foregoing is a true and correct copy of a resolution passed at a lawfully organized meeting of the [Locality, School Division, or Other Political Subdivision Name] held at _____, Virginia at _____ o'clock on _____ _____, 2014. Given under my hand and seal of the [Locality, School Division, or Other Political Subdivision Name] this _____ day of _____, 2014.

_____
Clerk

This resolution must be passed prior to July 1, 2014 and received by VRS no later than July 10, 2014.

prev | next

§ 51.1-145. Employer contributions.

A. The total annual employer contribution for each employer, expressed as a percentage of the annual membership payroll, shall be determined in a manner so as to remain relatively level from year to year. Each employer shall contribute an amount equal to the sum of the normal contribution, any accrued liability contribution, and any supplementary contribution. The contribution rates for each employer shall be determined after each valuation and shall remain in effect until a new valuation is made. All contribution rates shall be computed in accordance with recognized actuarial principles on the basis of methods and assumptions approved by the Board.

B. The normal employer contribution for any period shall be determined as a percentage, equal to the normal contribution rate, of the total covered compensation of the members employed during the period.

C. The normal contribution rate for any employer shall be determined as the percentage represented by the ratio of (i) the annual normal cost to provide the benefits of the retirement system with respect to members employed by the employer in excess of the members' contributions to (ii) the total annual compensation of the members.

D. The accrued liability contribution for any employer for any period shall be determined as a percentage, equal to the accrued liability contribution rate, of the total compensation of the members during the period.

E. The accrued liability contribution rate for any employer shall be a percentage of the total annual compensation of the members, determined so that a continuation of annual contributions by the employer at the same percentage of total annual compensation over a period of 40 years will be sufficient to amortize the unfunded accrued liability with respect to the employer.

F. The unfunded accrued liability with respect to any employer as of any valuation date shall be determined as the excess of (i) the then present value of the benefits to be provided under the retirement system in the future to members and former members over (ii) the sum of the assets of the retirement system then currently in the members' contribution account and in the employer's retirement allowance account, plus the then present value of the stipulated contributions to be made in the future by the members, plus the then present value of the normal contributions expected to be made in the future by the employer.

G. The supplementary contribution for any employer for any period shall be determined as a percentage, equal to the supplementary contribution rate, of the total compensation of the members employed during the period.

H. Until July 1, 1997, the supplementary contribution rate for any employer shall be determined as the percentage represented by the ratio of (i) the average annual amount of post-retirement supplements, as provided for in this chapter, which is anticipated to become payable during the period to which the rate will be applicable with respect to former members to (ii) the total annual compensation of the members.

I. The Board shall certify to each employer the applicable contribution rate and any changes in the rate.

J. The employer contribution for the year shall be increased to the extent necessary to overcome any insufficiency if the contributions for any employer, when combined with the amount of the retirement allowance account of the employer, are insufficient to provide the benefits payable during the year.

K. The appropriation bill which is submitted to the General Assembly by the Governor prior to each regular session that begins in an even-numbered year shall include the contributions which will become due and payable to the retirement allowance account from the state treasury during the following biennium. The amount of the contributions shall be based on the contribution rates certified by the Board pursuant to subsection I of this section that are applicable to the Commonwealth as an employer and the anticipated compensation during the biennium of the members of the retirement system on behalf of whom the Commonwealth is the employer.

K1. The General Assembly shall set contribution rates that are at least equal to the following percentage of the contribution rates certified by the Board pursuant to subsection I:

1. For members who are state employees as defined in § 51.1-124.3 and who are participating in a retirement plan established pursuant to Chapter 1 (§ 51.1-124.1 et seq.), (i) 67.02 percent for fiscal years beginning July 1, 2012, and July 1, 2013, (ii) 78.02 percent for fiscal

years beginning July 1, 2014, and July 1, 2015, (iii) 89.01 percent for fiscal years beginning July 1, 2016, and July 1, 2017, and (iv) 100 percent for fiscal years beginning on or after July 1, 2018;

2. For members who are teachers as defined in § 51.1-124.3 and who are participating in a retirement plan established pursuant to Chapter 1 (§ 51.1-124.1 et seq.), (i) 69.53 percent for fiscal years beginning July 1, 2012, and July 1, 2013, (ii) 79.69 percent for fiscal years beginning July 1, 2014, and July 1, 2015, (iii) 89.84 percent for fiscal years beginning July 1, 2016, and July 1, 2017, and (iv) 100 percent for fiscal years beginning on or after July 1, 2018;

3. For members participating in a retirement plan established pursuant to Chapter 2 (§ 51.1-200 et seq.), (i) 75.84 percent for fiscal years beginning July 1, 2012, and July 1, 2013, (ii) 83.90 percent for fiscal years beginning July 1, 2014, and July 1, 2015, (iii) 91.95 percent for fiscal years beginning July 1, 2016, and July 1, 2017, and (iv) 100 percent for fiscal years beginning on or after July 1, 2018;

4. For members participating in a retirement plan established pursuant to Chapter 2.1 (§ 51.1-211 et seq.), (i) 75.82 percent for fiscal years beginning July 1, 2012, and July 1, 2013, (ii) 83.88 percent for fiscal years beginning July 1, 2014, and July 1, 2015, (iii) 91.94 percent for fiscal years beginning July 1, 2016, and July 1, 2017, and (iv) 100 percent for fiscal years beginning on or after July 1, 2018; and

5. For members participating in a retirement plan established pursuant to Chapter 3 (§ 51.1-300 et seq.), (i) 83.98 percent for fiscal years beginning July 1, 2012, and July 1, 2013, (ii) 89.32 percent for fiscal years beginning July 1, 2014, and July 1, 2015, (iii) 94.66 percent for fiscal years beginning July 1, 2016, and July 1, 2017, and (iv) 100 percent for fiscal years beginning on or after July 1, 2018.

L. In the case of all teachers whose compensation is paid exclusively out of funds derived from local revenues and appropriations from the general fund of the state treasury, the Commonwealth shall contribute to the extent specified in the appropriations act. In the case of any teacher whose compensation is paid out of funds derived in whole or in part from any special fund or from a contributor other than the Commonwealth or a political subdivision thereof, contributions shall be paid out of the special fund or by the other contributor in proportion to that part of the compensation derived therefrom. In the case of all state employees whose compensation is paid exclusively by the Commonwealth out of the general fund of the state treasury, the Commonwealth shall be the sole contributor, and all contributions shall be paid out of the general fund. In the case of a state employee whose compensation is paid in whole or in part out of any special fund or by any contributor other than the Commonwealth, contributions on behalf of the employee shall be paid out of the special fund or by the other contributor in proportion to that part of the employee's compensation derived therefrom. The governing body of each political subdivision is hereby authorized to make appropriations from the funds of the political subdivision necessary to pay its proportionate share of contributions on behalf of every state employee whose compensation is paid in part by the political subdivision. In the case of each person who has elected to remain a member of a local retirement system, the Commonwealth shall reimburse the local employer an amount equal to the product of the compensation of the person and the employer contribution rate as used to determine the employer contribution for state employees under this section. Each employer shall keep such records and periodically furnish such information as the Board may require and shall inform new employees of their duties and obligations in connection with the retirement system.

M. The employer contribution rate established for each employer may include the cost to administer any defined contribution plan administered by the Virginia Retirement System and available to the employer. The portion of such contribution designated to cover administrative costs of the defined contribution plans shall not be deposited into the trust fund established for the defined benefit plans but shall be separately accounted for and used solely to defray the administrative costs associated with the various defined contributions plans. This provision shall supplement the authority of the Board under §§ 51.1-124.22 and 51.1-602 to charge and collect administrative fees to employers whose employees have available the various defined contribution plans administered by the Virginia Retirement System.

N. Notwithstanding the foregoing, the total employer contribution for each employer authorized to participate in the hybrid retirement program described in § 51.1-169 for any period, expressed as a percentage of the employer's payroll for such period, shall be established as the contribution rate payable by such employer with respect to its employees enrolled in the defined benefit plan established under this chapter. The employer's contribution shall be first applied to the defined contribution component of the hybrid retirement program described in § 51.1-169, and the remainder shall be deposited in the employer's retirement allowance account. Institutions of higher education shall also pay contributions to the employer's retirement allowance account in amounts representing the

difference between the contribution rate payable with respect to employees enrolled in the defined benefit plan under this chapter and the employer contributions paid to any optional retirement plan it offers on behalf of any of its nonfaculty Covered Employees, as described in Article 6 (§ 23-38.114 et seq.) of Chapter 4.10 of Title 23. The employer contribution rate established for each employer may include the annual rate of contribution payable by such employer with respect to employees enrolled in the optional defined contribution retirement plans established under §§ 51.1-126, 51.1-126.1, 51.1-126.3, and 51.1-126.4.

(1952, c. 157, §§ 51-111.12, 51-111.47; 1960, c. 604; 1966, c. 174; 1970, c. 476; 1974, c. 353; 1975, cc. 360, 597, 610, § 51-111.10:2; 1978, cc. 1, 841; 1980, c. 722, § 51-111.47:01; 1981, c. 403; 1982, c. 467; 1985, c. 129; 1986, c. 474; 1990, c. 832; 1991, c. 719; 1996, c. 1030; 2005, c. 161; 2012, cc. 701, 823; 2013, c. 463.)

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RESOLUTION R2014-41
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF REIMBURSEMENT OF PAYMENT OF
INSURANCE DEDUCTIBLE FOR NELSON RESCUE SQUAD

BE IT RESOLVED that the Nelson County Board of Supervisors does hereby approve reimbursement of $250.00 to Nelson Rescue Squad for the insurance deductible associated with repairs to Rescue Unit #102 completed by Bill's Body Shop of Amherst, Virginia.

Adopted: June 10, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

$250

St. Jude Children's Research Hospital
ALSAC · Danny Thomas, Founder
Finding cures. Saving children.
stjude.org

Same ins. as County

Chester Fire already had check from company, just need deductible.

Steve

Please reimburse Nelson Co Rescue for the deductible amount!

Thank

Steve Wh

Nelson Co Rescue

ATTN: Stedie Ashley 5-14 4-22- Inv. 22614
263-4877

Top Notch Inc. T/A

ATTN: Curtis
325-2079

Bill's Body Shop

1340 North Amherst Hwy.
Amherst, VA 24521
Office: (434) 946-1115
Fax: (434) 946-7788

ESTIMATE OF REPAIR COST

Lakeland Coach 211217 R.W. 942-9780

NAME	ADDRESS	PHONE	DATE
Nelson Rescue			2-26-14

YEAR	MAKE	MODEL	LICENSE NO	SPEEDOMETER	PAINT CODE
04/01	Ford	F350 SD	100	SER NO 1FDWF37F2[illegible]EDC[illegible]97	

INSURANCE CARRIER	ADJUSTER	PHONE	CAR LOCATED AT

OPERATIONS	PAINT	PARTS	LABOR	NET ITEMS
Replace Front Bumper chrome	—	370 00	2.1	
Replace tow vigilance	—	160 00	inc	
Replace Air dam	—	78 00	inc	
Replace LH Fender	4.2	165 00	2.2	
Fit & align LH Light & Fender	—	—	1.0	
Fit F350 badge	—	—	.4	
Repair LH door	3.6	—	8.0	
Repair LH rear bumper	—	—	1.0	
Replace LH rubber Front	—	140 00	—	
Replace LH door panel	—	139 00	1.1	
Replace LH signal lite Amber	—	42 00	inc	
Match Stone paint	6.0	—	—	
Clean up location	—	25 00	.5	
PAINT & MAT.	—	469 40	—	
NO GUARANTEE ON RUST	13.8		16.3	
TOTAL	634 80	1588 20	749 80	

	634 80
	749 80
	1588 20
TAX	Exempt
TOTAL OF ESTIMATE	2972 80

The above is an estimate, based on our inspection, and does not cover additional parts or labor which may be required after the work has been opened up. Occasionally, after work has started, worn, broken or damaged parts are discovered which are not evident on first inspection. Quotations on parts and labor are current and subject to change.

EST. MADE BY [signature]

RESOLUTION 2014-42
NELSON COUNTY BOARD OF SUPERVISORS
ADOPTION OF BUDGET FISCAL YEAR 2014-2015
(JULY 1, 2014-JUNE 30, 2015)
NELSON COUNTY, VIRGINIA

WHEREAS, pursuant to the applicable provisions of Chapter 25, Budgets, Audits and Reports of Title 15.2 of the Code of Virginia, 1950, the Board of Supervisors of Nelson County, Virginia has prepared a budget for informative and fiscal planning purposes only and has also established tax rates, as applicable, for Fiscal Year 2014-2015 (July 1, 2014-June 30, 2015); and

WHEREAS, the completed Fiscal Year 2014-2015 Budget is an itemized and classified plan of all contemplated expenditures and all estimated revenues and borrowing; and

WHEREAS, the Board of Supervisors has published a synopsis of the budget, given notice of a public hearing in a newspaper having general circulation in Nelson County and, subsequent thereto, convened a public hearing on the Fiscal Year 2014-2015 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2014-2015 Budget be hereby adopted in the total amount (all funds, revenues and expenditures) of $68,375,441. The individual fund totals are denoted as follows:

Fund	**Budget**
General	$ 35,149,555.00
VPA	$ 1,852,054 .00
Debt Service	$ 3,266,560.00
Capital	$ 897,940.00
School	$ 25,924,013.00
Textbook	$ 366,958.00
Piney River (Operations)	$ 213,361.00
Courthouse Project	$ 705,000.00

1)The General Fund includes $18,140,888 in local funding transferred to the Broadband Fund ($100,000), the Reassessment Fund ($100,000), the Debt Service Fund ($3,266,560), the Piney River Water & Sewer Fund ($40,000), and the School Fund ($14,171,107 for general operations, $215,000 allocated for school nursing, $190,000 allocated for school buses, and $58,221 allocated for facility improvements). Also included is $1,852,054 in local, state, and federal funds transferred to the VPA Fund.

2)The School Fund includes a transfer of $181,558 to the Textbook Fund.

BE IT LASTLY RESOLVED, that adoption of the Fiscal Year 2014-2015 Budget shall not be deemed to be an appropriation and no expenditures shall be made from said budget until duly appropriated by the Board of Supervisors of Nelson County, Virginia.

Adopted: _____, 2014 Attest: _____, Clerk
Nelson County Board of Supervisors

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§ 15.2-2503. Time for preparation and approval of budget; contents.

All officers and heads of departments, offices, divisions, boards, commissions, and agencies of every locality shall, on or before the first day of April of each year, prepare and submit to the governing body an estimate of the amount of money needed during the ensuing fiscal year for his department, office, division, board, commission or agency. If such person does not submit an estimate in accordance with this section, the clerk of the governing body or other designated person or persons shall prepare and submit an estimate for that department, office, division, board, commission or agency.

The governing body shall prepare and approve a budget for informative and fiscal planning purposes only, containing a complete itemized and classified plan of all contemplated expenditures and all estimated revenues and borrowings for the locality for the ensuing fiscal year. The itemized contemplated expenditures shall include any discretionary funds to be designated by individual members of the governing body and the specific uses and funding allocation planned for those funds by the individual member; however, notwithstanding any provision of law to the contrary, general or special, an amendment to a locality's budget that changes the uses or allocation or both of such discretionary funds may be adopted by the governing body of the locality. The governing body shall approve the budget and fix a tax rate for the budget year no later than the date on which the fiscal year begins. The governing body shall annually publish the approved budget on the locality's website, if any, or shall otherwise make the approved budget available in hard copy as needed to citizens for inspection.

(Code 1950, § 15-575; 1959, Ex. Sess., c. 69; 1962, c. 623, § 15.1-160; 1976, c. 762; 1978, c. 551; 1997, c. 587; 2008, c. 353; 2013, c. 747.)

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§ 15.2-2506. Publication and notice; public hearing; adjournment; moneys not to be paid out until appropriated.

A brief synopsis of the budget which, except in the case of the school division budget, shall be for informative and fiscal planning purposes only, shall be published once in a newspaper having general circulation in the locality affected, and notice given of one or more public hearings, at least seven days prior to the date set for hearing, at which any citizen of the locality shall have the right to attend and state his views thereon. Any locality not having a newspaper of general circulation may in lieu of the foregoing notice provide for notice by written or printed handbills, posted at such places as it may direct. The hearing shall be held at least seven days prior to the approval of the budget as prescribed in § 15.2-2503. With respect to the school division budget, which shall include the estimated required local match, such hearing shall be held at least seven days prior to the approval of that budget as prescribed in § 22.1-93. The governing body may adjourn such hearing from time to time. The fact of such notice and hearing shall be entered of record in the minute book.

In no event, including school division budgets, shall such preparation, publication and approval be deemed to be an appropriation. No money shall be paid out or become available to be paid out for any contemplated expenditure unless and until there has first been made an annual, semiannual, quarterly or monthly appropriation for such contemplated expenditure by the governing body, except funds appropriated in a county having adopted the county executive form of government, outstanding grants may be carried over for one year without being reappropriated.

(Code 1950, § 15-577; 1956, Ex. Sess., c. 67; 1959, Ex. Sess., c. 69; 1962, c. 623, § 15.1-162; 1976, c. 762; 1978, cc. 126, 551; 1984, c. 485; 1997, c. 587; 2009, c. 280.)

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RESOLUTION R2014-43
NELSON COUNTY BOARD OF SUPERVISORS
FISCAL YEAR 2014-2015 APPROPRIATION OF FUNDS

WHEREAS, the applicable provisions of Chapter 25, Budgets, Audits and Reports of Title 15.2 of the Code of Virginia, 1950 require the appropriation of budgeted funds prior to the availability of funds to be paid out or become available to be paid out for any contemplated expenditure; and

WHEREAS, the Nelson County Board of Supervisors has heretofore approved the Fiscal Year 2014-2015 Budget (July 1, 2014 to June 30, 2015) for the local government of Nelson County and its component units; and

WHEREAS, the Board of Supervisors now proposes to appropriate the funds established in the Fiscal Year 2014-2015 Budget;

NOW, THEREFORE, BE IT RESOLVED by the Nelson County Board of Supervisors that the Fiscal Year 2014-2015 Budget be hereby appropriated on an annual basis by fund category, as follows:

Fund	**Revenue(s) (All Sources)**	**Expenditure(s) (All Departments)**
General	$ 35,149,555.00	$ 35,149,555.00
VPA	$ 1,852,054.00	$ 1,852,054.00
Debt Service	$ 3, 266,560.00	$ 3,266,560.00
Capital	$ 897,940.00	$ 897,940.00
School	$ 25,924,013.00	$ 25,924,013.00
Textbook	$ 366,958.00	$ 366,958.00
Piney River (Operations)	$ 213,361.00	$ 213,361.00
Courthouse Project	$ 705,000.00	$ 705,000.00
	$ 68,375,441.00	$ 68,375,441.00

BE IT FURTHER RESOLVED by the Board of Supervisors that:

1. The General Fund appropriation includes the transfer of $1,852,054 (4-100-093100-9201) to the VPA Fund (3-150-004105-0001), $3,266,560 (4-100-093100-9204) to the Debt Service Fund (3-108-004105-0100), $14,634,328 (4-100-093100-9202/Nursing $215,000, 4-100-093100-9203/Operations $14,171,107, 4-100-093100-9205/Buses $190,000, 4-100-093100-9206/Capital $58,221 to the School Fund (3-205-004105-0001), $100,000 (4-100-093100-9114) to the Broadband Fund (3-114-004105-0100), $100,000 (4-100-093100-9101) to the Reassessment Fund (3-101-004105-0001) and $40,000 (4-100-093100-9207) to the Piney River Water & Sewer Fund (3-501-004105-0001). The amounts transferred from the General Fund to the VPA Fund, Debt Service Fund, School Fund, and Piney River Water & Sewer Fund are also included in the total appropriation for each of these funds.

2. The Textbook Fund appropriation includes the allocation of $181,558 from the School Fund.

3. The appropriation of funds to the School Fund, Textbook Fund, and VPA Fund shall be in total and not categorically.

4. The appropriation and use of funds within the General, Debt Service, Capital, Piney River Water & Sewer, and Courthouse Project funds shall adhere to the amounts prescribed by the Board of Supervisors for each department therein unless otherwise authorized by the Board of Supervisors.

Adopted: _____, 2014

Attest: _____, Clerk
Nelson County Board of Supervisors

RESOLUTION R2014-44
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR PUBLIC HEARING
COMPREHENSIVE PLAN UPDATES

BE IT RESOLVED, that pursuant to §15.2-1427, §15.2-2204, §15.2-2223, §15.2-2225, and §15.2-2226 of the Code of Virginia 1950 as amended, the County Administrator is hereby authorized to advertise a public hearing to be held for the purpose of receiving public input on proposed amendments to the Nelson County Comprehensive Plan, specifically Chapter Three – Goals and Principles; the Appendix – Profile of Nelson County, and the addition of a Transportation Chapter.

The public hearing will be held at 7:00 PM on **July 8, 2014** in the General District Courtroom of the Nelson County Courthouse, 84 Courthouse Square, Lovingston, Virginia.

Adopted: _____ 2014 Attest: _____, Clerk
Nelson County Board of Supervisors

NOTICE OF PUBLIC HEARING
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT TO COMPREHENSIVE PLAN, CHAPTER 3, GOALS AND PRINCIPLES, THE APPENDIX – PROFILE OF NELSON COUNTY AND THE ADDITION OF A TRANSPORTATION CHAPTER

Pursuant to §15.2-2204, §15.2-2223, §15.2-2225, and §15.2-2226 of the Code of Virginia 1950 as amended, the Nelson County Board of Supervisors will hold a public hearing on **July 8, 2014** at 7:00 p.m., or as soon as possible thereafter, in the General District Courtroom in the Courthouse in Lovingston, Virginia. The purpose of said public hearing is to receive public input on proposed amendments to the Nelson County Comprehensive Plan, specifically Chapter Three – Goals and Principles; the Appendix – Profile of Nelson County, and the addition of a Transportation Chapter.

A copy of the proposed changes to the Comprehensive Plan is available for public inspection in the Office of the County Administrator at 84 Courthouse Square, Lovingston VA 22949, the Office of Planning and Zoning at 80 Front Street, Lovingston VA 22949, and is posted at www.nelsoncounty-va.gov .

BY AUTHORITY OF THE NELSON COUNTY BOARD OF SUPERVISORS

RESOLUTION

WHEREAS, The Nelson County Planning Commission has completed work on reviewing and making recommendations for appropriate changes to the Transportation Chapter of the Nelson County Comprehensive Plan, dated April 23, 2014;

WHEREAS, Pursuant to Section 15.2-2204 of the Code of Virginia, public notifications were completed as required;

WHEREAS, On November 20, 2013, the Nelson County Planning Commission held a public hearing on the Transportation Chapter of the Nelson County Comprehensive Plan;

WHEREAS, after considering both written and public comments and making appropriate changes to the Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED, on this date, April 23, 2014, the Nelson County Planning Commission recommends to the Nelson County Board of Supervisors;

> **That the proposed amendments of the Transportation Chapter of the Comprehensive Plan be referred with our approval.**

Motion made by: Commissioner Linda Russell

Seconded by: Commissioner Michael Harman

Motion approved by the following vote of the Commissioners present:

Chair Philippa Proulx	**Yes**
Commissioner Linda Russell	**Yes**
Commissioner Michael Harman	**Yes**
Commissioner Emily Hunt	**Absent**
Commissioner Mary Kathryn Allen	**Absent**

Date: April 23, 2014 P. Proulx, **Chair of the Nelson County Planning Commission**

Attest: _____, **Designated Agent of the Nelson County Board of Supervisors**

Nelson County Comprehensive Plan

Chapter Five - Transportation

Introduction

As a rural area, Nelson County's transportation needs are concerned with safety, due to mountainous terrain and longer distances to travel for daily trips to work, shopping and recreation. This chapter addresses these and other transportation concerns in the County. It documents the roads, bridges and services that make up Nelson's transportation system. It also provides guidance to the Planning Commission, Board of Supervisors, state agencies, and private developers in providing for the County's future transportation needs.

Purpose

The transportation chapter is an important tool for County officials and is intended to serve as a resource to local citizens. The County developed this chapter to meet Virginia State Code requirements but also to:

- Assist with identifying important transportation projects and provide guidance for their implementation;
- Help County staff and officials assess the new developments and policy proposals from a transportation perspective;
- Aid with proffer negotiations that involve transportation improvements;
- Aid the development of Nelson County's Capital Improvements Program;
- Protect the public's health, safety and welfare;
- Ensure the safe and efficient movement of people, goods and services throughout the County;
- Meet the existing demand for transportation and meet future needs;
- Serve as a resource for citizens, to inform them of the community's transportation system and empower them in the public process;
- Serve as a resource for the development community as they prepare development proposals;
- Provide guidance for decisions on the location and intensity of land development in the County; and
- Help to ensure that the transportation system will not become obsolete or overburdened.

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Background

In recent years, the Virginia General Assembly has devoted more attention to transportation issues across the State. This focus led to several amendments to the State Code, including the requirement for a locality to develop a detailed transportation plan, which may be included as a chapter in its comprehensive plan.

Existing Plans and Studies

There are several existing plans and studies that directly address or indirectly influence transportation in Nelson County. These include planning documents from the State, bordering counties, and within Nelson County. Considering these existing plans and studies is critical because they:

- Set conditions on what the County can do,
- Lead to potential impacts on Nelson's transportation system, or
- Identify existing roadway data and project recommendations.

Rural Long Range Plan – RLRP (2010)

VDOT and their consultants prepared the Rural Long Range Plan (RLRP). The planning process included partnerships with the TJPDC and coordination with officials from Nelson and the region's other counties. The plan includes the Nelson's Primary Road Priority List, as set by the County Board of Supervisors. The recommendations from the RLRP will be integrated into the State Highway Plan. Nelson County's transportation recommendations in this chapter are consistent with the RLRP.

Route 29 Corridor Study (Under Development)

VDOT funded the Route 29 Corridor Study to make short and long-term recommendations for the entire Route 29 Corridor from Interstate 66 to the North Carolina border. This plan is still under development at this time. The draft plan reports the existing conditions for the Nelson County section of this roadway:

- The Nelson County portion of Rte. 29 has the lowest traffic volume of the entire corridor, with between 2,814 and 15,827 trips per day.
- Between 2005 and 2007, there were 110 crashes in the Nelson County section of Rte. 29, resulting in 112 injuries or fatalities.
- There are many intersections and driveways along the route. There are thirteen intersections with four or more approaches, and approximately 170 smaller T-intersections or driveways. These points can be safety hazards and cause congestion, particularly in hilly areas.

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The following recommendations were made that pertain to Nelson County:

- **Upgrade the southern portion of US 29 in Nelson County** to a "parkway" with grade-separated interchanges and the northern portions to a parkway with at-grade intersections. This includes widening lanes to 12 feet and shoulders to 8 feet.
- **Four new interchanges should be constructed south of Lovingston to the county border**.
- **Access points should be limited to (the existing) thirteen (intersections) in Nelson County** with shared access points for multiple driveways. This requires access roads and parallel networks.
- **Land use planning should be continued in line with the Nelson County Comprehensive Plan**, including economic development in designated growth corridors and preservation of rural agricultural lands.
- **Norfolk Southern rail lines should be improved to double tracks with expanded service**.
- **Expand Park and Ride options** in the vicinity of Route 6 West and Route 29.
- **Transit service through JAUNT and proposed passenger rail service will become an important feature of the corridor**. Sidewalk networks should be expanded in certain growth areas.

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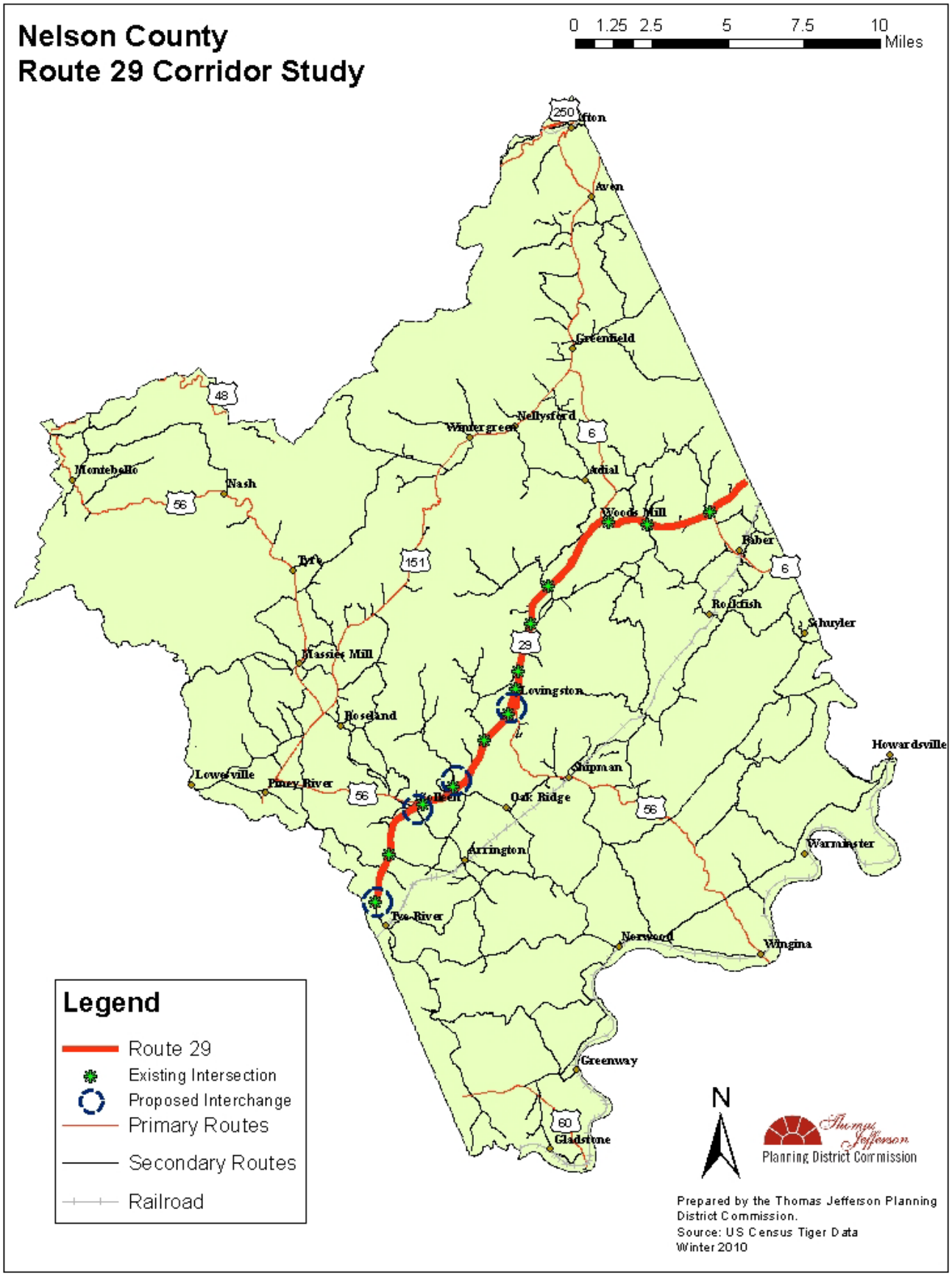
Nelson County
Route 29 Corridor Study
0 1.25 2.5 5 7.5 10
Miles
Afton
Avon
Greenfield
Nellysford
Wintergreen
Montebello
Nash
Arcadia
Woods Mill
Faber
Rockfish
Schuyler
Massies Mill
Lovingston
Roseland
Howardsville
Lowesville
Piney River
Shipman
Oak Ridge
Arrington
Warminster
Tye River
Nerwood
Wingina
Greenway
Gladstone
250
48
56
151
6
29
60
Legend
Route 29
Existing Intersection
Proposed Interchange
Primary Routes
Secondary Routes
Railroad
N
Thomas Jefferson
Planning District Commission
Prepared by the Thomas Jefferson Planning District Commission.
Source: US Census Tiger Data
Winter 2010

Bordering Counties

Nelson has six bordering counties, including Albemarle, Buckingham, Appomattox, Amherst, Augusta and Rockingham. Each of these communities has its own comprehensive plan, influencing transportation in Nelson County.

To the north of Nelson is Albemarle County. In their plan, the Albemarle recommends improvements the Route 29 corridor, to create a "parkway" style road. This roadway design would include grade-separated intersections, which reduces the number of turning vehicles. The state recommends a similar design for Nelson. Albemarle's plan designates its southern borders as Rural Areas. It recommends that rural roads in these areas remain in their current state, except for safety improvements.

Buckingham County shares a border with Nelson County, along the James River. There are two bridges spanning the river between the counties: County Road 602/Howardsville Road and Virginia Primary Highway 56 near Wingina. Their Comprehensive Plan calls for a gateway plan to ensure that entrances into the county are unique and attractive. The bridge near Howardsville is singled out for a potential increase in traffic flow, due to a new development, although no capacity improvements are recommended. The plan notes that neither of the bridges spanning the James River are structurally deficient, and there are no plans for significant repair.

Appomattox County shares a four-mile border with Nelson County along the James River. State Route 60 is the only bridge crossing between the counties. The Appomattox Comprehensive Plan does not address any specific future plans for this transportation connection.

Amherst County borders Nelson County to the south, sharing the important US 29 corridor that connects both counties with Lynchburg to the south and Charlottesville to the north. The Amherst County Comprehensive Plan considers this corridor "critical to the County's economic health and quality of life." The plan calls for access management for all new development along the corridor so as not to impede traffic flow. This requires minimizing the number of new driveway entrances and traffic signals. One strategy is to amend the zoning code to require service roads for new development along the corridor. The plan also calls for signage and landscaping requirements to enhance the aesthetic experience of entering the county. The plan recommends the installation of a traffic signal at the intersection of US Route 29 and State Route 151, about four miles south of Nelson County. The Comprehensive Plan also calls for the promotion of passenger rail service between the town of Amherst and other metropolitan areas.

Augusta County shares a border with most of the western edge of Nelson County. The Augusta County Thoroughfare Plan does not address the area bordering Nelson County directly. It is sparsely populated with very little projected growth, so no proposed transportation improvements are included in the plan for the area.

Rockbridge County shares a short border with the southwest corner of Nelson County in the Blue Ridge Mountains. The two counties are connected by State Route 56 near Montebello. The Rockbridge County Comprehensive Plan does not address transportation connections with Nelson County.

Nellysford Safety, Mobility, and Access Management Study (2002)

The TJPDC conducted this study, funded by VDOT, to evaluate safety measures and access issues to accompany increased traffic on Route 151 in the Rockfish District. The study recommended a reduction of the speed limit in the area from 45 to 35 miles per hour, the introduction of a series of median islands, and signage to warn of pedestrian crossings.

Other recommendations were to limit direct access to 151 by providing access to multiple parcels from single entrance points. The plan called for attention to all road users, including cyclists and pedestrians with such improvements as bike lanes, racks at commercial centers, sidewalks, crosswalks, and off-road trails. It recommended a transit stop at Wintergreen for regular JAUNT routes currently in operation, as well as an adjacent park and ride lot. The plan also recommended land use strategies to complement the transportation recommendations. While VDOT funded this study, the Nelson County Board of Supervisors never formally adopted the document or its recommendations.

Lovingston Safety Study (2005)

Conducted by the TJPDC and funded by VDOT, the purpose of this plan is to enhance the small town, pedestrian-oriented character of historic Lovingston and to achieve a safer, more efficient connection between historic Lovingston and the growth occurring on the western side of Route 29. This Study is designed to achieve a balanced, multi-modal system that allows pedestrians, bicyclists, and drivers to safely travel in the greater Lovingston area while maintaining and improving the capacity of Route 29 for regional through-traffic.

The key transportation recommendations designed to achieve these goals include:

- **Achieve the goal of the VDOT "Route 29 Corridor Development Study" to upgrade Route 29 to restricted access Parkway** by upgrading existing turning lanes from Route 29 to local streets, eliminating median breaks (the ability to make left turns to and from Route 29), and providing landscaping consistent with a parkway and small town.
- **Enhance the access between both sides of Route 29** by constructing several grade-separated facilities that will offer greater roadway capacity and safer connections.
- **Extend Route 56 from its current Front Street connection west to a new interchange with Route 29** that will continue westward to provide primary access to the future growth areas of western Lovingston. This will achieve better access between Route 56 and 29, better access between historic Lovingston and Route 29, and more controlled growth in western Lovingston.
- **Reinforce the traditional grid street network of historic Lovingston** in order to better achieve the County goals of economic development and downtown revitalization. Recommended improvements include traffic calming features and streetscape enhancements.
- **Extend Front Street south to Route 29** consistent with the downtown pedestrian oriented feel of existing Front Street and create a gateway to historic Lovingston**.** Expand the traditional gridded street pattern to accommodate future development.
- **Establish a two-lane roadway parallel to Route 29 on the western side of Lovingston.** This will enhance access to and from Route 29 and support internal circulation through a grid system of roads consistent with historic Lovingston.
- **Enhance Lovingston as a walkable** community with sidewalk upgrades in historic Lovingston, bulbouts and pedestrian crosswalks at key intersections, streetscape enhancements, and a pedestrian and bike trail along the east side of Route 29.

Route 151 Corridor Study (2013)

Conducted by the HNTB Corporation and funded by VDOT, this study evaluated the operations and safety of approximately 14 miles of Route 151 in the North District and Central District of Nelson County. The study area focused on the segment from the intersection of Route 151/Route 664 (Beech Grove Road) in the south to the intersection of Route 151/U.S. Route 250 in the north, which is located just beyond the county line with Albemarle County.

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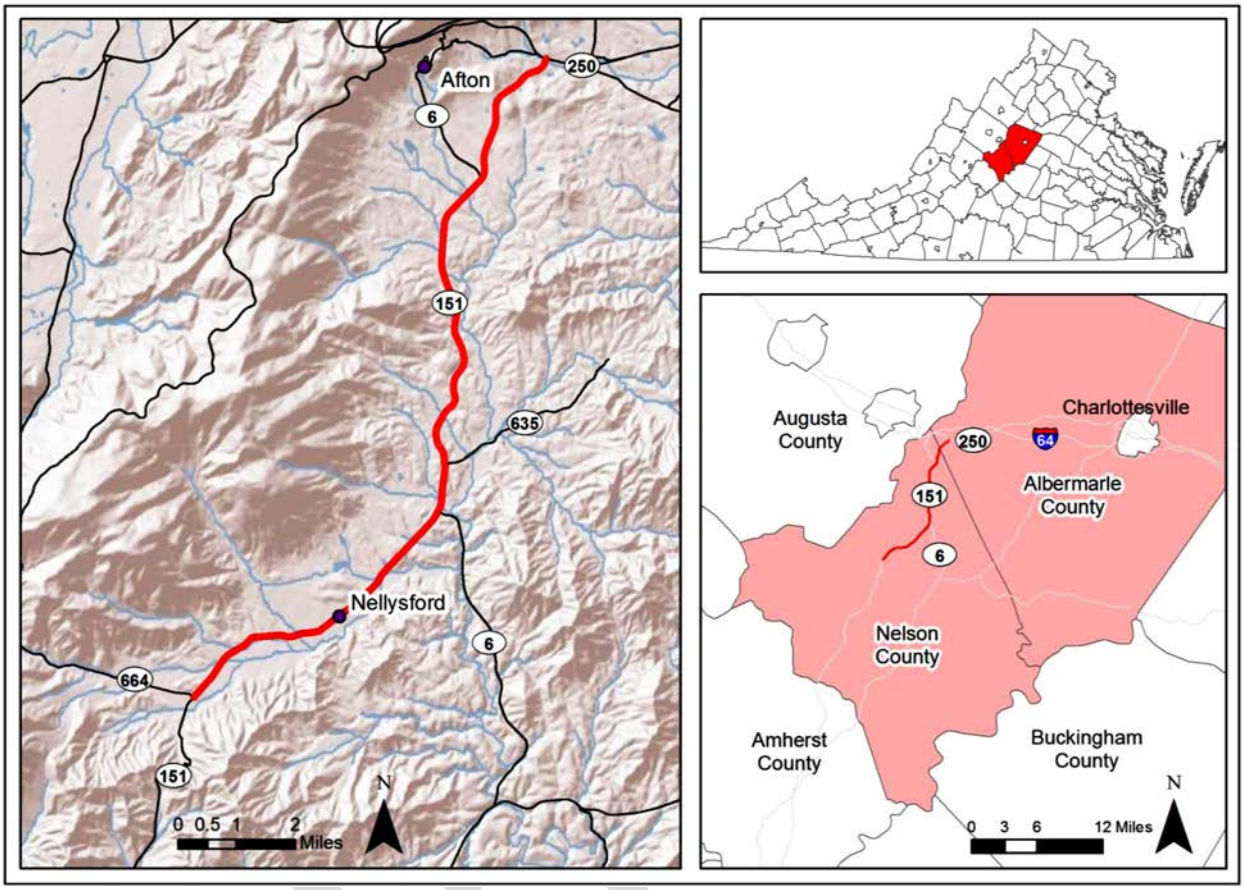

Route 151 Corridor Study Area. (Source: HNTB Corporation / VDOT)

This study was conducted because this section of Route 151 has experienced steady population growth, increasing commercial development, and a substantial increase in vehicles traveling the corridor in the past 10 years. This increase in traffic is due in part to the corridor being used as a viable shortcut for many commercial trucks traveling between I-64 and U.S. Route 29. The steady growth in the use of this corridor by local residents, visitors, tourists, and pass-through commercial truck drivers has resulted in increased traffic congestion and has caused safety concerns for the corridor.

The key transportation recommendations designed to achieve better mobility and increased safety are largely focused on fifteen (15) key intersections. There are also corridor-wide recommendations, with specific short-term, mid-term, and long-term recommendations for different segments of the study area. Key recommendations from the study that address operational, geometric and safety deficiencies include:

Short Term:

- **At Route 6 south (River Road)** – add a left turn lane on the southbound and westbound approaches.
- **At Route 635 south (Rockfish School Lane)** – add a left turn lane on the northbound and eastbound approaches.
- **At Route 784 (Bland Wade Lane)** – reconstruct the roadway to improve horizontal and vertical alignment.
- **At Route 849 (Tanbark Drive)** – Slope the embankments in the southeast and southwest quadrants to improve sight distance for the northbound approach.
- **Improvements were recommended at Route 635 north (Greenfield) and Route 709 (Chapel Hollow Road);** improvements have since been constructed.

Mid-Term:

- **From Route 613 (Rodes Farm Road) to 0.05 miles north of Route 613 –** reconstruct the roadway to address geometric deficiencies, including improvements at the intersection with Route 613 (Rodes Farm Road) to correct sight distance deficiency. (Note: although not specified, it is assumed that the northern terminus is north of Route 613 – Lodebar Estates).
- **At the intersection with U.S. Route 250 –** install traffic control improvements, including a signal with a northbound turn lane, or a roundabout.

Long Term:

- **At the Route 151 intersection with Route 627 (Spruce Creek Lane)** – reconstruct the intersection to improve horizontal and vertical curves.
- **From Route 634 south (Adial Road) to Route 6 south (River Road) –** reconstruct the existing roadway to increase capacity, address geometric deficiencies, and accommodate two 12-foot travel lanes with paved 6-foot shoulders marked as bike lanes. Right-of-way should be reserved for an ultimate four-lane cross-section when volumes warrant.
- **From Route 6 south (River Road) to Route 638 south (Avon Road)** – reconstruct the existing roadway to increase capacity, address geometric deficiencies, and accommodate two 12-foot travel lanes with paved 6-foot shoulders marked as bike lanes. Right-of-way should be reserved for an ultimate four-lane cross-section when volumes warrant.
- **From Route 638 south (Avon Road) to U.S. Route 250 (Rockfish Gap Turnpike)** – widen the existing roadway to increase capacity, address geometric deficiencies, and accommodate four 12-foot travel lanes with paved 6-foot shoulders marked as bike lanes. Long-term spot safety and alignment improvements are needed.
- **At the intersection with Route 6 north** – provide left turn lanes on the minor approaches, and signalize the intersection when warranted.

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Existing Roadway Inventory

An existing inventory of roads and services is a first step in the development of a transportation plan. The inventory describes current conditions, assets and challenges. Roadways represent the bulk of the County's transportation system, with most residents relying on their cars for daily travel to work, school and other destinations. The following inventory provides a detailed inventory and review of the major roadways in the County, in order to:

- Provide a comprehensive analysis of traffic counts and conditions in the existing roadway network.
- Assist County officials in considering the transportation impacts of development proposals.
- Help identify the need for future road projects and improvements, providing the foundation and rationale behind the goals, objectives and recommendations in this chapter.

Interstate 64

Interstate 64 crosses the entire State, from Hampton Roads to West Virginia, and links several cities including Norfolk, Richmond, Charlottesville, and Staunton. The interstate also links I-95 and I-81, with Nelson County located between these two north/south corridors. From Nelson, the closest access point to the interstate is exit 99, ~~on the western side of~~ at Rockfish Gap on top of Afton Mountain in Augusta County. The next closest is exit 107, where one can enter onto I-64 from Route 250 in Albemarle County.

Primary Routes

In the hierarchy of highways, the next category after interstates is the state primary system. These are roads that have regional or statewide significance and serve to connect cities, towns and other communities. Some of these routes may have national importance, functioning as major thoroughfares and corridors for several states. In Nelson County, there are seven primary routes, which accounts for 124 miles of roadway. These include Routes 29, 6, 48 (the Blue Ridge Parkway), 56, 60, 151 and 250.

The County faces several challenges with some of these roads. In some of the more rural areas of Nelson, there are significant changes in terrain for many road sections with poor vertical and horizontal alignment. These roads usually have only two lanes. Several of these lanes are relatively narrow, being 10 feet wide or less. Under these conditions there are frequent "no passing" zones, often with lines of cars behind slow moving vehicles, such as school buses and agricultural equipment. Other roads lack

coordinated access management, leading to additional turning movements, as motorists try to access roadside properties. These conditions can severely limit road capacity and safety.

The following inventory of primary routes in Nelson County includes a general narrative on each road, along with detailed figures on traffic counts, level of service and other conditions. *Please note that all traffic counts are from 2010.*

DRAFT

Nelson County
Roadway Inventory
0 1.25 2.5 5 7.5 10
Miles
Afton
Avon
Greenfield
Nellysford
Wintergreen
Arrial
Woods Mill
Faber
Rockfish
Schuyler
Montebello
Nash
Tyro
Massies Mill
Roseland
Lovingston
Howardsville
Lowesville
Piney River
Colleen
Oak Ridge
Shipman
Arrington
Warminster
Tye River
Norwood
Wingina
Greenway
Gladstone
250
48
56
151
29
6
60
Legend
Route 29
Corridor of Statewide Significance
Primary Routes
Secondary Routes
Railroad
N
Thomas Jefferson
Planning District Commission
Prepared by the Thomas Jefferson Planning District Commission.
Source: US Census Tiger Data
Winter 2010

Route 29:

Named Thomas Nelson Highway, this route makes up 23 miles of the County's road network. At its northern end, Route 29 crosses the Albemarle County border, passing through Nelson and then entering Amherst to the south. Thomas Nelson Highway carries the highest traffic volumes of any ~~other~~ road in the County, with 12,600 to 16,000 average trips per day. The next highest counts in the County are along sections of Route 151, with fewer than 8,500 daily trips.

The County uses Route 29 as a critical component of local transportation and land use policies. The County's Future Land Use Plan shows Thomas Nelson Highway connecting growth areas around the Lovingston area. This includes land uses such as Rural Residential, Rural Small Town, and Light Industrial/Mixed Commercial. In the County plan, the road also acts as the artery for more Industrial and Mixed Use Commercial to the south, near Colleen and towards Amherst.

The following are additional facts and data on Route 29:

- It is designated as a Rural Principal Arterial.
- VDOT designated this as a Scenic ~~Road~~ Byway for the segments north of Route 6.
- Route 29 has four-lanes, with each being 12-foot wide, plus paved shoulders.
- The speed limit is ~~to~~ 60 mph.
- The entire road length has a Level of Service A, where vehicles are able to travel freely, with few delays or congestion.
- In some locations, Route 29 ~~has~~ does not have good sight distances~~, both~~ – either horizontally, ~~and~~ vertically, or both – which can create some difficulties in allowing motorists to clearly see any other vehicles or unexpected obstacles ~~in the road.~~.
- The area with the highest traffic counts is around the rural village of Lovingston, reaching 16,000 trips per day.
- The intersection at Lovingston has the only traffic light in the entire County.

Route 29 is also identified as a Corridor of Statewide Significance (CoSS). The Commonwealth's Statewide Transportation Plan identified eleven of these corridors. The CoSS include the major roadways, rail lines, airports, ports and transit services across Virginia. The Code of Virginia requires that each locality with a CoSS, "note such corridor or corridors on the transportation plan map included in its comprehensive plan for information purposes at the next regular update of the transportation plan map" (15.2-2232).

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Route 6:

As Route 6 crosses Nelson County, its name changes several times. In the northwest corner of the County, it begins as Afton Mountain Road, then Rockfish Valley Highway, River Road and finally Irish Road as it heads into Albemarle County. Over this stretch in Nelson County, the road accounts for approximately 13 miles as it roughly follows the Rockfish River. The Future Land Use plan shows Route 6 as an important road that accesses rural residential uses, between the areas of Avon and Greenfield. While this is a major road, its design and capacity are not suited for higher volumes of traffic.

The following are additional facts and data on Route 6:

- The road segments located northwest of Route 29 are designated as a Rural Minor Arterial.
- The segments that are southeast of Route 29 are designated as a Rural Major Collector.
- The State also designates Route 6 as a Virginia Scenic Byway.
- This is a two-lane road, with 10-foot travel lanes.
- There are limited shoulders, ranging from 1 to 2 feet, enough to provide a small buffer between traveling vehicles and the roadside ditches.
- There is an average of 770 to 3,700 daily trips, depending on the road segment.
- The highest traffic counts for Route 6 are between Route 29 and 151.
- ~~The~~ In most places, the speed limit varies between 45 mph and~~is~~ 55 mph. As it overlaps with Route 29, the speed limit increases to 60 mph, and some portions of Afton Mountain Road have a much lower speed limit due to the mountainous terrain and very sharp curves.
- On the southeastern segments of Route 6, the Level of Service indicates that the road is nearing capacity.

Route 48:

Also known as the Blue Ridge Parkway, Route 48 has regional~~, and~~ national, and international significance. For example, the Parkway is the most visited unit in the entire National Park System. In Nelson County, the Blue Ridge Parkway runs parallel to the western border with Augusta and Rockbridge Counties, along the mountains. Approximately 14 miles of the road are actually within Nelson County. There are challenges to maintaining the Parkway, due mostly to the mountainous terrain and weather. The roadway is not open in the winter, and sections which pass over especially high elevations and through tunnels are often impassable and closed from late fall through early spring. Weather is extremely variable in the mountains, so conditions and closures change rapidly.

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The following are additional facts and data on Route 48:

- It is designated as a National Parkway, National Scenic Byway, All-American road and a Virginia Scenic ~~Parkway~~Byway.
- Route 48 functions as a Rural Minor Arterial.
- This is a two lane road, with each lane 10-feet wide, along with 4-foot shoulders.
- On average, there are 385 daily trips.
- There are no identified issues with traffic congestion or Level of Service.

Route 56:

Route 56 runs northwest/southeast across Nelson County. Its western end begins in the Shenandoah National Park and the eastern end spans the James River into Buckingham, connecting with Route 60. Across this stretch, Route 56 goes by several different names. To the west, Route 56 is called Crabtree Falls Highway. It then merges with Route 151, where is becomes Patrick Henry Highway. From that point to Route 29, the name changes to Tye Brook Highway. Finally, Route 56 becomes James River Road, between Lovingston and the James River. In total, these segments equate to 38 miles of Nelson County's road system. U.S. 56 serves several important functions locally. It connects places like Montebello, Nash, Tyro, Massies Mill, and Colleen, along with Shipman and Wingina to the east. Route 56 is also one of the few roads that cross the mountains, connecting with the Blue Ridge Parkway and accessing destinations in the Shenandoah National Park, such as Crabtree Falls.

With speed limits of 55 mph, the road does move traffic relatively quickly on straight stretches. The exception is the far western end of the County, between Rockbridge County and Route 151, where the road includes several challenging curves and poor sight distances as it climbs through the foothills and mountains. In these areas, the speed limit is appropriately reduced to 45 mph. Regardless, these western sections can be difficult to navigate, particularly in poor weather.

The following are additional facts and data on Route 56:

- In the segment that merges with Route 151, the road is defined as a Rural Major Collector.
- West of Route 151, this road is a designated Virginia Scenic Byway.
- The average daily trips range from 300 to 2,000. The highest counts are near Lovingston, on the eastern side of Rte 29, while some of the lowest counts are to the west, between Montebello and Nash. To the east, the counts decrease again, to 275 daily trips, near Wingina.
- On average, the road has 9 to 10-foot lanes. In addition, there are usually 1 to 2-foot shoulders.

- There are 11-foot lanes and wider shoulders east of Lovingston, between Rte 772 and the Buckingham County line.
- The road has minor capacity issues between the Rockbridge County line and Nash. There are similar issues around Tyro and the Massies Mill area. Between Lovingston and shipman, the road is nearing capacity, which could lead to travel delays.

Route 60:

Route 60 only has a short 6-mile segment in Nelson County, in its southeastern corner of Gladstone, which is shown in the Future Land Use Plan as rural and farming. Route 60 is called Richmond Highway and serves as one of Nelson's two major crossings over the James River.

The following are additional facts and data on Route 60:

- The state categorizes this road as a Rural Minor Arterial.
- There are around 1,500 average daily trips.
- It is a 2-lane road with 10 to 11-foot lanes and 2-foot shoulders.
- The Speed limit is 55mph.

Route 151:

Route 151 begins in western Albemarle County at the intersection with U.S. Route 250, and enters Nelson County approximately 1 mile to the south~~Route 151 starts in the northern end of Nelson County, where it connects with U.S. 250 in Albemarle County~~. ~~It runs~~ Running roughly parallel to Route 29, ~~and later~~ it continues south for 28 miles before entering~~enters~~ Amherst County~~, as it heads south~~. Route 151 ~~accounts for 28 miles and~~ holds three~~two~~ names:~~,~~ Critzer Shop Road, Rockfish Valley Highway, and Patrick Henry Highway. It serves as the primary access to Wintergreen, and also provides access to~~. It also connects places like~~ Piney River, Roseland, Nellysford, Greenfield and Avon.

In recent years, the Critzer Shop Road and Rockfish Valley Highway portions of Route 151 have become heavily traveled as the primary corridor for Nelson County's burgeoning tourism industries. Continued heavy use and additional tourism-related activities and development are anticipated for this corridor. As such, VDOT commissioned the Route 151 Corridor Study in 2013 to evaluate safety and mobility issues with Route 151 from Beech Grove Road to U.S. Route 250.

The following are additional facts and data on Route 151:

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- The ~~state designates this road as a Virginia Byway~~road is defined as a ~~and~~ Rural Minor Arterial.
- Route 151 is designated a Virginia Scenic Byway from its northern terminus at Route 250 to the intersection with Crabtree Falls Highway in Roseland.
- On the border with Amherst County, there are approximately 2,500 average daily trips.
- Further north, daily trips decreases to nearly 1,500 until Wintergreen, where volumes reach over 4,000.
- From the intersection with Route 6 at Greenfield to the Albemarle County line, daily trips reach almost 8,500.
- This is a 2-lane road with 10-foot travel lanes, along with 1 to 2-foot shoulders.
- The road widens near Albemarle County with 22 to 24 feet of pavement and 2 to 3-foot shoulders.
- The speed limit is 55mph, with a section where the speed limit is 45 mph.
- Near Roseland and the intersection with Route 56, the road is nearing capacity. Further south, near Piney River and the Amherst County Line, there are minor capacity issues.

Route 250:

U.S. 250 only briefly passes through the northernmost tip of Nelson County, ~~near the base~~as it ascends to Rockfish Gap near the top of Afton Mountain. This short 2-mile section is also referred to as Rockfish Turnpike. The road design creates a higher capacity facility for the surrounding rural area and through-traffic. While only a small section is within the County, this road does have significant influence on Nelson by providing access to and from its northern areas. It also helps take pressure off of other west/east roadways within the County.

The following are additional facts and data on Route 250:

- The state designates Route 250 as a Virginia Scenic Byway and as a Rural Minor Arterial.
- This is a two-lane road with shoulders, making up 30 feet of pavement. There is a section on Afton Mountain where there are two lanes going westbound, almost to the top of the mountain.
- The speed limit is 55 mph.

Secondary Routes

The remaining public road network consists of state secondary roads that are not designed to carry heavy traffic loads. Most originated over the last century as pathways between farms and market areas. The routes and road beds were established long

before suburban growth, and therefore, the roads are generally narrow with poor horizontal and vertical alignment. Issues facing many secondary roads include:

- Limited right-of-way.
- Natural or constructed obstacles located close to the right-of-way, making improvements to the road expensive with numerous design challenges.
- Mountainous terrain that make road improvements challenging
- Rural secondary roads that are increasingly being used to carry extensive subdivision development.

The following table provides detailed descriptions of several of the more significant roadways.

Rte #	Name	Category	Daily Trips	Description
617	-Rockfish River Road	- Rural Minor Collector	138 – 340	Rte 617 intersects with Rte 29, north of Lovingston, and runs generally parallel with Rte 6 to the east, ~~where it enters~~before entering Albemarle County. The 2-lane road is about 9 miles long, with 8-foot travel lanes and 1 to 3-foot shoulders.
622	-Allens Creek Road	- Rural Minor Collector	141	Rte 622 is located in the southeastern tip of Nelson, in the Gladstone area. The northern end begins with Norwood Road (Rte 626). Heading south, it crosses Rte 60 and enters the corner of Amherst County. This is a narrow road, with 9-foot travel lanes and a foot of shoulders. One section with several sharp turns can be challenging for motorists.
626	-Norwood Road -Union Hill Drive -Cabell Road	- Connector Route to scenic road - Rural Minor Collector	155	Rte 626 runs parallel with the James River. The southern end starts at Rte 60, before it passes over Rte 56 and heads northeast into Albemarle County. This is a narrow 2-lane road with 7-foot travel lanes and 1-foot shoulders.
635	-Greenfield Road -Craigs Store Road -~~Cold Creek Lane~~	- Rural Major Collector - Rural Minor Collector - Rural Local	353 – 972	Rte 635 is in the northwestern portion of Nelson, connecting Rte 6 in the Greenfield areas and Albemarle County. This is a 2-lane road with 8 to 9-foot lanes and 1-foot shoulders. There is also a small segment ~~also~~ on the west side of Rte 6 (Rockfish School Lane), which dead ends. ~~This is a 2-lane road with 8 to 9-foot lanes and 1-foot shoulders.~~

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639	-Nelson Avenue -CraigTown Road -Laurel Road	- Rural Major Collector	212 – 498	Rte 639 runs parallel with Rte 29, connecting Rtes 56 and 6 to the east. It passes through the Shipman and Rockfish areas. This is a narrow and occasionally winding road, with 7 to 8-foot lanes and 1-foot shoulders.
650	-Oak Ridge Road -High Peak Lane	- Rural Major Collector - Rural Local	896	Rte 650 runs parallel with Rte 29, just east of Lovingston. It connects Rte 653 with Rte 56, from the Oak Ridge to Shipman areas. It is a 2-lane road with 9 –foot travel lanes and 1-foot shoulders.
653	-Freshwater Cove Lane -Oak Ridge Road -Wilson Road	- Rural Major Collector - Rural Local	886	Rte 653 is roughly parallel with Rte 56. To the south of Lovingston, it connects Rtes 655, 650 and U.S. 29. To the west it dead ends as Freshwater Cove Lane. The 2-lane road has 10 –foot travel lanes and 1-foot shoulders.
655	-Roseland Road -Colleen Road -Arrington Road -Variety Mills Road	- Rural Major Collector	840 – 1,141	Rte 655 winds across the southern part of the County, running east/west. The western end begins at Rte 151/56, in the Roseland area. Heading east, it crosses Rte 29 at Colleen and into the Arrington area. On the far eastern end, it dead ends into the Norwood area, at Rte 626. There are two 9-foot lanes for this entire stretch, with 1 to 2-foot shoulders.
656	-Gladstone Road	- Rural Major Collector	149	Rte 656 passes through the Gladstone area of Nelson. It connects Rte 60 with 622. This is a very narrow 2-lane road. There are 7-foot travel lanes and 1-foot shoulders.
657	-Tye River Road -Piedmont Road	- Rural Minor Collector - Rural Major Collector	310 – 782	Rte 657 is located in the southeastern corner of Nelson, running parallel to the Amherst County line. It begins just east of Rte 29 and passes over Rte 60, before heading into Amherst. The northern end is narrower, with 8-foot lanes and 1-foot shoulders. As it winds to the south, Rte 657 widens to 10-foot lanes with 2-foot shoulders.
661	-Phoenix Road	- Rural Major Collector	993	Rte 661 is in the southeast quadrant of Nelson, beginning in the Arrington area before it leads south for about 4 miles. While the traffic counts are relatively low, VDOT identifies this road as having issues with Level of Service. There is "unstable flow at or near capacity" for sections of this route. The travel lanes are narrow, at 9 feet and 1-foot shoulders.

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664	-Beech Grove Road	- Rural Major Collector - Virginia Byway	1,786 – 2,481	Rte 664 begins in the Wintergreen area, at Rte 151. To the west, it climbs into the mountains, crossing the Blue Ridge Parkway and leading into Waynesboro. There are relatively high levels of traffic, creating issues with SOL. Near the Augusta County line, there is "high density flow", though this 2-lane road is wide, with 10 to 12-foot lanes.
665	-Old Rose Mill Road -Wilson Hill Road	- Rural Minor Collector - Rural Major Collector	405	Rte 665 crosses east/west, over Nelson's southern part of the U.S. 29 corridor. This road is split into two segments. The west side connects Amherst with Rte 29 and the eastern half is flanked by Rte 29 and the Arrington area. This is a narrow two lane road, with 8-foot lanes and 1-foot shoulders.
666	-Jonesboro Road -Dickie Road -Woodson Road	- Rural Minor Collector - Rural Major Collector	37 – 273	In the south-central part of Nelson, Rte 666 connects Rtes 151 and 56. It then hugs the Amherst County line and enters the Lowesville area. In this southern segment, the road is wider, with 9-foot lanes and 2-foot shoulders. Further north it narrows to 7-foot lanes and no shoulders in some areas, though it widens again to 9 feet at the northern end.
676	-Clay Pool Road -Buffalo Mines Road	- Rural Minor Collector	145	Rte 676 branches off from the southern portion of Rte 151. From there it goes south, towards the Amherst County line and Lowesville. This is a very narrow 2-lane road. There are 7-foot lanes and 1-foot shoulders.
679	-Level Green Road -Castle Creek Lane	- Rural Local	15	In the Massies Mill area, Rte 679 is a short stretch of road near the confluence of Rtes 151 and 56. The road is very narrow, with 7-foot lanes and no shoulders. With such little traffic, this width is sufficient.
710	-Oak Ridge Road	- Rural Major Collector	899	Rte 710 is less than 2 miles long, but carries relatively high level of traffic. Located in the Oak Ridge area, it connects Rtes 653 and 650. It has 9-foot lanes and 2-foot shoulders.
739	-Tye River Road -Boxwood Farm Road -Napier Loop	- Rural Minor Collector - Rural Local	724	Near the Amherst County line, Rte 739 intersects with Rte 29 and leads east, along the Tye River and into Amherst. With 8-foot lanes and 2-foot shoulders, the road is relatively narrow.
750	-Old Turnpike Road	- Rural Local	152	In the northern tip of Nelson, Rte 750 creates another connection between Rtes 250 and 6. The 8-foot lanes are narrow, but there are few daily trips along this

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				stretch.
778	-Lowesville Road	- Rural Major Collector	616	Rte 778 is located near the Amherst County line, west of Rte 151. It connects the Piney River area with Lowesville. With 9-foot lanes and 2-foot shoulders, the road is sufficient to handle the existing traffic.
800	-Schuyler Road	- Scenic Road, - Rural Local	678	Near the northern county line, Rte 800 passes through the Schuyler area into Albemarle. This road is relatively wide, with 10-foot lanes and a foot of shoulder on either side.
814	-Campbells Mountain Road -Love Road	- Rural Local	119	Rte 814 is located in the western end of Nelson. From the Nash area, it connects with Rte 56 and leads north, into the mountains. After crossing the Blue Ridge Parkway, it enters Augusta County. This is a narrow road with 8-foot lanes and several sharp turns as it winds into the mountains. With limited shoulders and poor sight distances, this can be a challenging road for motorists.
1001	-Main Street -Court Street -Ridge Lane	- Rural Local	1,999	Rte 1001 functions as the main street for the village of Lovingston. The street is flanked by small town development and ushers drivers through this small community.

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Rural Transit and Carpooling

A commute is defined as a home-to-work or work-to-home trip, and is one of the main functions of a transportation network. While there are other types of trips, commuting patterns are consistent, predictable and make up a major portion of roadway traffic. Assessing these travel patterns is a vital exercise in understanding a community and how its transportation system functions.

While some people commute into Nelson County for work, the major traffic pattern involves trips out to employment centers in the surrounding areas. According to 2008 American Community Survey data (U.S. Census), there are 4,607 people who live in Nelson, but work outside of the County. Conversely, there are 1,558 workers who work in Nelson but who live in the surrounding jurisdictions. This equates to a net out commute that is three times larger than the number of people commuting into the County for work. Another group, those who live and work in the County, make up 1,741 of the labor force.

According to the U.S. Census, over 40 percent of Nelson workers travel to the Charlottesville/Albemarle County area for their employment. This is the dominant commuting pattern, with people traveling along the Route 29 corridor and surrounding roadways. This commuting pattern contributes to the traffic counts along Route 29 and 151. Smaller numbers of commuters travel to Augusta County, Amherst, Lynchburg, Waynesboro, and places beyond.

Most people in Nelson typically have to rely on automobiles for these trips and other travel. The costs of repair, expansion and new construction of roads are high and commonly come with logistical obstacles, such as obtaining additional right-of-way. Transportation Demand Management (TDM) services, such as rural transit and carpooling, are a way of maximizing the existing road infrastructure.

Rural Transit

Nelson County's relatively low population density makes extensive fixed-route transit system unfeasible. On-demand or rural transit is reasonable alternative for Nelson County from a financial and logistical perspective.

On-demand public transportation is characterized by flexible routes and schedules, typically using small buses to provide shared occupancy, doorstep, or curbside personalized transportation service. For Nelson County, JAUNT provides this service. Its eighty-vehicle fleet makes over 270,000 trips annually within their service area,

including commuter, health service, and general errand trips. Most trips are scheduled by the passenger, but some fixed routes are available that allow access to urbanized areas. JAUNT buses are all equipped with computers that plan the most effective pick-up and drop-off routes. Federal, state and local funding supplement the agency payments and passenger fares help to keep the cost of service low for those who use it.

In Nelson County, JAUNT offers four separate services: commuter routes to Charlottesville, Wintergreen service, midday service to Charlottesville and intra-county service. The commuter routes to Charlottesville include a Lovingston Express Route, which makes stops along Route 29 and in the UVA area. The second commuter route under this service is the Roseland Route. These commuters ride along State Routes 151 and 56, as they head east to Route 29. These passengers arrive to Charlottesville in the morning, with drop offs in the downtown and UVA areas. The Wintergreen service travels from the resort to areas throughout the County, as JAUNT carries passengers to and from Charlottesville. The midday service to Charlottesville is a door-to-door service that is available in all of Nelson County, requiring riders to contact JAUNT to schedule a pickup. Finally, the intra-county service offers trips to various destinations within the County, also requiring appointments. Passengers are encouraged to call JAUNT at (434) 296-3184 or toll-free at 800-36JAUNT. Updated information on JAUNT services are also found at their website: http://www.ridejaunt.org/nelson.asp.

Carpooling

Another way for communities to maximize their existing road capacity is to encourage carpooling services. In this region, the RideShare program (housed by the TJPDC) plays a key role in these strategies. The program helps residents identify and ride with others who are traveling along the same routes. By riding in someone else's vehicle, people save on gas, car maintenance and parking. For groups of seven or more people who want to carpool together, RideShare has a vanpool program. Riders lease vans from a designated agency and pay a fee to cover the cost of the lease and gas. Maintenance, license and insurance costs are included in the lease.

RideShare also offers a Guaranteed Ride Home program to provide free rides in an emergency. The idea is to encourage residents to ride public transit or carpool at least twice a week. If they do so, and must get home when transit or a carpool is unavailable, the agency will pay for their taxi or rental car. People can take advantage of the service up to five times per year.

Another RideShare initiative is SchoolPool, designed to help parents who have limits on how much time they can spend shuttling their children to and from school and after-

school activities. The program acts as a liaison to link parents to others who live within a convenient distance and whose children attend the same school. As with RideShare's carpool programs, the purpose of SchoolPool is to save families money. It can also help reduce congestion during morning and afternoon pick-up times in school parking and entrance areas. A school must apply to be part of the program; at this time no Nelson County schools are participating.

Employers can also take advantage of RideShare. The program will help companies encourage their employees to carpool or vanpool or ride JAUNT buses. RideShare also provides education to employers on how to take advantage of tax breaks for encouraging transit or carpooling.

In Nelson County, RideShare only services a portion of the commuters that carpool in the community. While there are 45 people registered, many more carpool informally by sharing trips with friends, colleagues and other acquaintances. The latest figures from the American Community Survey indicate that over 16 percent of Nelson commuters carpool to work, making up a significant share of commutes. This is noticeable higher than the carpooling rates for the state, which are approximately 10.6 percent.

Park and Ride Lots

Park and ride Lots go hand and hand with transportation options like on-demand transit and carpooling. Particularly in rural areas, these facilities are critical for these alternate modes of travel. With homes generally separated by larger distances, these rural park and rides allow people to meet in convenient places, saving time and bringing greater ease to carpooling and transit commuter routes.

In Nelson County, there are four informal park and rides, along with one that is officially designated. Of the informal lots, one is in the Greenfield/Nellysford area, at the intersection of Routes 151 and 6, in the power substation lot. This allows for 15 spaces. The second lot is located at the intersection of Route 29 and Route 6 East, providing 6 spaces and JAUNT service. The third informal lot is located at the intersection of Route 29 and Route 6 West, with 15 parking spaces and JAUNT service. A fourth is located at US 29 at Freshwater Cove. The only official park and ride facility is along Route 29 South, at Route 1001 in Lovingston. The lot is behind the volunteer fire department building, offering users with 20 spaces and pickup from JAUNT.

Given the high rates of carpooling in the County and the importance of JAUNT, there is a need for expanded park and ride lots in Nelson. New or expanded lots may

encourage these alternative transportation choices, helping to take additional traffic off local roadways. Providing additional facilities would also further encourage service to those with limited means of transportation, such as those that are elderly and those with disabilities. There are logistical and legal obstacles to establishing new park and ride facilities. By working with the RideShare program, Nelson County may be able to find ways to address those issues and provide for these amenities.

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Rail and Freight Plan

One of the major functions of the transportation system is moving goods. This is usually done with rail cars or trucks, as businesses receive and ship out raw materials and finished products. The following sections outline the current character and capacity of rail and freight in Nelson County.

Freight Generators and Destinations

Nelson County has several employers that may require freight service. Wintergreen resort and Food Lion are the major freight destinations, followed by Central Virginia Electric Cooperative, California Side Car, American Fibers and Yarn, and overnight package delivery services. Each of these employers receives freight via truck from locations outside of Nelson County. This means additional trucks on roads that lead to and from these areas.

Rail Facilities

Nelson County has two rail lines: Norfolk Southern Railroad and CSX Railroad. The Norfolk Southern line cuts through the middle of the county, passing Faber, Rockfish, Shipman, and Arrington. CSX follows the Tye River along Nelson County's southern border, and passes through Howardsville, Warminster, Wingina, Norwood, Greenway and Gladstone. Both lines service a number of rail carriers that transport goods cross-country; however, neither line routinely stops in Nelson County. Instead, the majority of goods that travel in and out of Nelson are moved via truck.

Freight

Trucks are the single most-used mode to move freight, especially for distances less than 500 miles. In 2007, trucks moved 69 percent of the weight and 65 percent of the value of freight throughout the country. According to the Freight Analysis Framework, a dataset issued by the Federal Highway Administration, trucks routinely travel to and through Nelson County. The primary trucking routes are US 29, state highways 151 and highway 6, and, to a much lesser degree, the Blue Ridge Parkway.

Route 29 is by far the most used road for freight in Nelson County. Long distance truck traffic predominantly uses this road to pass through Nelson County. The majority of local truck traffic is also on US 29. Very few freight trips are made on Hwy 151, despite being a major thoroughfare for Nelson County. This may be due to the fact that Hwy 151 is narrower, has lower speed limits, and has fewer businesses located along the route.

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By 2040, annual average daily truck traffic (AADTT) is expected to increase dramatically on US 29, carrying well over 2,500 trucks per day. AADTT is expected to stay the same on the Blue Ridge Parkway and 151, but will increase on Hwy 6. This increase on 6 is most likely due to trucks feeding onto US 29. It is also expected that long distance truck traffic will no longer use Hwy 151 by 2040. These projections indicate that businesses requiring freight, or wishing to capture trucking business, should ideally locate along US 29.

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Recommendations and Vision

The following goals and principles state the long-term expectations for the County's transportation system. Under each goal, principles are stated. Principles are a more specific statement of the actions intended to achieve the broad goal.

Goal – Promote a safe, efficient and diverse transportation system to serve both local and regional traffic.

Principle – Emphasize the importance of safety on county roads and publicize the negative affects of speeding.

Principle – Ensure that through truck traffic is meeting state standards.

Principle – Encourage the use of the county's existing rail lines for the movement of commercial and industrial goods and for passenger service, including tourists.

Principle – Increase the mobility of the general public, and especially the elderly, handicapped and economically disadvantaged by encouraging walking, bicycling, bus and van services, park and ride lots, and carpooling.

Principle – Support the development of strategically-located greenways that provide non-motorized transportation connections between the county's community assets and tourism attractions as a way of increasing the quality of life for residents; attracting new residents, businesses, and other private investments; and maximizing the county's increasingly successful tourism niche industries.

Goal – Enhance the internal and external flow of traffic within designated development areas.

Principle – Promote internal vehicular, pedestrian, and bicycle connections within development areas.

Principle – Encourage a network of streets for internal traffic flow within development areas that limit "cut through" traffic.

Principle – For large scale industrial and commercial park development off Route 29, limit access to locations established in the Route 29 Corridor Development Study when possible.

Principle – Support improvements to designated roadways that include facilities for bicyclists, following the Regional Bicycle and Pedestrian Plan.

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Long Range Project List

The following list indentifies 45 transportation projects for Nelson County. This list includes a Map Key of the project or how the project is labeled on the accompanying map. Beside each key is a description, including the location of the project and whether that project is an intersection improvement or a segment improvement. The project description also indicates the system deficiency, the timeline and the recommendation for the planned improvement. *Refer to the key on the map for color meaning.*

Road Projects

10

US 29/VA 655
Short-term improve signage; Mid-term lengthen turn lanes. (Local Priority)

16

US 60 (Richmond Hwy.)/VA 622 (Allen's Creek Rd.)
Mid-term improve intersection to address site distance deficiency. (Local Priority)

20

VA 151 (Rockfish Valley Hwy.)/VA 627 (Spruce Creek Lane)
Long-term reconstruct intersection to improve horizontal and vertical curves. (Local Priority)

22

VA 151 (Rockfish Valley Hwy.)/VA 613 (Rodes Farm Dr.)
Mid-term improve intersection to address sight distance deficiency. (Local Priority)

26

VA 151 (Rockfish Valley Hwy.)/VA 635 (Greenefield Rd.)
Short-term study intersection to identify safety improvements. (Local Priority)

10

VA 635 (Greenfield~~Cold Creek~~ Rd.)/VA 6/VA 151 to VA 633
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders). (Local Priority)

DRAFT

35

VA 6 West (River Rd.)/VA 634 (Old Roberts Mt. Lane)
Short-term improve signage; Mid-term add turn lanes.(Local Priority)

1

VA 666 (Dickie Rd.)/VA 827 to VA 679 West
Long-term reconstruct road to address geometric deficiencies (10-foot lanes).

2

VA 676 (Clay Pool Rd.)/VA 778 to VA 151
Long-term reconstruct road to address geometric deficiencies (10-foot lanes).

3

VA 705/VA 676 to 0.5 mi. North of VA 676
Mid-term repave roadway.

4

VA 780/VA 674 to End State Maintenance
Mid-term repave roadway.

5

VA 666 (Jonesboro Rd.)/VA 679 East to VA 56 South
Long-term reconstruct road to address geometric deficiencies (11-foot lanes).

6

VA 681/0.1 mi. North of VA 666/VA 769
Mid-term repave roadway.

7

VA 151 (Patrick Henry Hwy.)/VA 56 (Tye Brook Hwy.)
Mid-term improve intersection to address sight distance deficiency.

8

VA 151/VA 151 to VA 56
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

9

VA 56/VA 151 to US 29
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

11

VA 665 (Wilson Hill Rd.)/US 29 North to VA 655
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

DRAFT

12

VA 739/VA 657 to US 29 South
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

13

VA 658 (Tye River Rd.)/VA 721 to VA 739
Long-term reconstruct road to address geometric deficiencies (11-foot lanes).

14

VA 622/VA 739 to 0.5 mi. North of VA 739
Mid-term repave roadway.

15

VA 626 (Cabell Rd.)/US 60 to VA 606 South
Long-term reconstruct road to address geometric deficiencies (10-foot lanes).

17

VA 656/US 60 to VA 622
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

18

VA 680/0.515 mi. North VA 699 to 3.043 mi. North VA 699
Mid-term repave roadway.

19

VA 814/Blue Ridge Pkwy. to Augusta County Line
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

21

VA 613/VA 612 to 1.0 mi. South of VA 612
Mid-term repave roadway.

23

VA 151/VA 613 to 0.050 mi. N. VA 613
Mid-term reconstruct road to address geometric deficiencies.

24

VA 151/VA 6
Deficiency with low priority; Continue to monitor for potential improvements.

25

VA 6/VA 6 South to VA 6 North
Long-term widen road to increase capacity and address geometric deficiencies (including full-width lanes and shoulders).

DRAFT

28

VA 151 at VA 6/VA 638
Deficiency with low priority; Continue to monitor for potential improvements.

29

VA 151/VA 6 North to Albemarle County Line
Long-term widen road to increase capacity and address geometric deficiencies (including full-width lanes and shoulders).

30

VA 250/Augusta County Line to Albemarle County Line
Long-term widen road to increase capacity and address geometric deficiencies (including full-width lanes and shoulders).

31

I-66/Augusta County Line to Albemarle County Line
Long-term widen road to six lanes to increase capacity and accommodate existing and future travel demand.

32

US 29 (Thomas Nelson Hwy.)/VA 775 (Anderson Lane/Lewis Lane)
Short-term improve signage; Long-term consider closing median opening and installing rumble strips.

33

VA 756/VA 623 to End State Maintenance
Mid-term repave roadway.

34

VA 828/US 29 to End State Maintenance
Mid-term repave roadway.

36

VA 617 (Rockfish River Road)/VA 639 South to US 29
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

37

VA 639 (Laurel Rd./Rockfish River Rd.)/VA 643 to VA 800
Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

38

VA 639 (Laurel Rd.)/VA 719 to VA 643
Long-term reconstruct road to address geometric deficiencies (11-foot lanes).

DRAFT

39

VA 639 (Craigtown Rd.)/VA 56 East to VA 719
Long-term reconstruct road to address geometric deficiencies (including full width-lanes and shoulders).

40

VA 694/VA 649 to End State Maintenance
Mid-term repave roadway.

41

VA 56 (James River Rd.)/VA 647 (Findlay Mt. Rd.)
Mid-term improve intersection to address sight distance deficiency.

42

US 29 (Thomas Nelson Hwy.)/Bus. 29 (Callohill Dr./Front St.)
Short-term modify signal timing and improve signage and pavement markings.

43

US 29 Bus. (Front St.)/US 29 North to US 29 South
Mid-term improve intersection to address sight distance deficiency and install sidewalks. (Town of Lovingston)

44

VA 56 Extension
Mid-term study extension of Rt. 56 to Rt. 29 to create safer intersection. (Town of Lovingston)

45

VA 604/VA 626 to 2.0 mi. West of VA 626
Mid-term repave roadway.

DRAFT

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§ 15.2-2204. Advertisement of plans, ordinances, etc.; joint public hearings; written notice of certain amendments.

A. Plans or ordinances, or amendments thereof, recommended or adopted under the powers conferred by this chapter need not be advertised in full, but may be advertised by reference. Every such advertisement shall contain a descriptive summary of the proposed action and a reference to the place or places within the locality where copies of the proposed plans, ordinances or amendments may be examined.

The local planning commission shall not recommend nor the governing body adopt any plan, ordinance or amendment thereof until notice of intention to do so has been published once a week for two successive weeks in some newspaper published or having general circulation in the locality; however, the notice for both the local planning commission and the governing body may be published concurrently. The notice shall specify the time and place of hearing at which persons affected may appear and present their views, not less than five days nor more than 21 days after the second advertisement appears in such newspaper. The local planning commission and governing body may hold a joint public hearing after public notice as set forth hereinabove. If a joint hearing is held, then public notice as set forth above need be given only by the governing body. The term "two successive weeks" as used in this paragraph shall mean that such notice shall be published at least twice in such newspaper with not less than six days elapsing between the first and second publication. After enactment of any plan, ordinance or amendment, further publication thereof shall not be required.

B. When a proposed amendment of the zoning ordinance involves a change in the zoning map classification of 25 or fewer parcels of land, then, in addition to the advertising as required by subsection A, written notice shall be given by the local planning commission, or its representative, at least five days before the hearing to the owner or owners, their agent or the occupant, of each parcel involved; to the owners, their agent or the occupant, of all abutting property and property immediately across the street or road from the property affected, including those parcels which lie in other localities of the Commonwealth; and, if any portion of the affected property is within a planned unit development, then to such incorporated property owner's associations within the planned unit development that have members owning property located within 2,000 feet of the affected property as may be required by the commission or its agent. However, when a proposed amendment to the zoning ordinance involves a tract of land not less than 500 acres owned by the Commonwealth or by the federal government, and when the proposed change affects only a portion of the larger tract, notice need be given only to the owners of those properties that are adjacent to the affected area of the larger tract. Notice sent by registered or certified mail to the last known address of such owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed adequate compliance with this requirement. If the hearing is continued, notice shall be remailed. Costs of any notice required under this chapter shall be taxed to the applicant.

When a proposed amendment of the zoning ordinance involves a change in the zoning map classification of more than 25 parcels of land, or a change to the applicable zoning ordinance text regulations that decreases the allowed dwelling unit density of any parcel of land, then, in addition to the advertising as required by subsection A, written notice shall be given by the local planning commission, or its representative, at least five days before the hearing to the owner, owners, or their agent of each parcel of land involved, provided, however, that written notice of such changes to zoning ordinance text regulations shall not have to be mailed to the owner, owners, or their agent of lots shown on a subdivision plat approved and recorded pursuant to the provisions of Article 6 (§ 15.2-2240 et seq.) where such lots are less than 11,500 square feet. One notice sent by first class mail to the last known address of such owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed adequate compliance with this requirement, provided that a representative of the local commission shall make affidavit that such mailings have been made and file such affidavit with the papers in the case. Nothing in this subsection shall be construed as to invalidate any subsequently adopted amendment or ordinance because of the inadvertent failure by the representative of the local commission to give written notice to the owner, owners or their agent of any parcel involved.

The governing body may provide that, in the case of a condominium or a cooperative, the written notice may be mailed to the unit owners' association or proprietary lessees' association, respectively, in lieu of each individual unit owner.

Whenever the notices required hereby are sent by an agency, department or division of the local governing body, or their representative, such notices may be sent by first class mail; however, a representative of such agency, department or division shall make affidavit that

such mailings have been made and file such affidavit with the papers in the case.

A party's actual notice of, or active participation in, the proceedings for which the written notice provided by this section is required shall waive the right of that party to challenge the validity of the proceeding due to failure of the party to receive the written notice required by this section.

C. When a proposed comprehensive plan or amendment thereto; a proposed change in zoning map classification; or an application for special exception for a change in use or to increase by greater than 50 percent of the bulk or height of an existing or proposed building, but not including renewals of previously approved special exceptions, involves any parcel of land located within one-half mile of a boundary of an adjoining locality of the Commonwealth, then, in addition to the advertising and written notification as required by this section, written notice shall also be given by the local commission, or its representative, at least 10 days before the hearing to the chief administrative officer, or his designee, of such adjoining locality.

D. When (i) a proposed comprehensive plan or amendment thereto, (ii) a proposed change in zoning map classification, or (iii) an application for special exception for a change in use involves any parcel of land located within 3,000 feet of a boundary of a military base, military installation, military airport, excluding armories operated by the Virginia National Guard, or licensed public-use airport then, in addition to the advertising and written notification as required by this section, written notice shall also be given by the local commission, or its representative, at least 30 days before the hearing to the commander of the military base, military installation, military airport, or owner of such public-use airport, and the notice shall advise the military commander or owner of such public-use airport of the opportunity to submit comments or recommendations.

E. The adoption or amendment prior to July 1, 1996, of any plan or ordinance under the authority of prior acts shall not be declared invalid by reason of a failure to advertise or give notice as may be required by such act or by this chapter, provided a public hearing was conducted by the governing body prior to such adoption or amendment. Every action contesting a decision of a locality based on a failure to advertise or give notice as may be required by this chapter shall be filed within 30 days of such decision with the circuit court having jurisdiction of the land affected by the decision. However, any litigation pending prior to July 1, 1996, shall not be affected by the 1996 amendment to this section.

F. Notwithstanding any contrary provision of law, general or special, the City of Richmond may cause such notice to be published in any newspaper of general circulation in the city.

G. When a proposed comprehensive plan or amendment of an existing plan designates or alters previously designated corridors or routes for electric transmission lines of 150 kilovolts or more, written notice shall also be given by the local planning commission, or its representative, at least 10 days before the hearing to each electric utility with a certificated service territory that includes all or any part of such designated electric transmission corridors or routes.

H. When any applicant requesting a written order, requirement, decision, or determination from the zoning administrator, other administrative officer, or a board of zoning appeals that is subject to the appeal provisions contained in § 15.2-2311 or 15.2-2314, is not the owner or the agent of the owner of the real property subject to the written order, requirement, decision or determination, written notice shall be given to the owner of the property within 10 days of the receipt of such request. Such written notice shall be given by the zoning administrator or other administrative officer or, at the direction of the administrator or officer, the requesting applicant shall be required to give the owner such notice and to provide satisfactory evidence to the zoning administrator or other administrative officer that the notice has been given. Written notice mailed to the owner at the last known address of the owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall satisfy the notice requirements of this subsection.

This subsection shall not apply to inquiries from the governing body, planning commission, or employees of the locality made in the normal course of business.

(Code 1950, § 15-961.4; 1962, c. 407, § 15.1-431; 1964, c. 632; 1968, cc. 354, 714; 1973, cc. 117, 334; 1974, cc. 100, 570; 1975, c. 641; 1976, c. 642; 1977, c. 65; 1982, c. 291; 1990, c. 61; 1992, cc. 353, 757; 1993, cc. 128, 734; 1994, c. 774; 1995, c. 178; 1996, cc. 613, 667; 1997, c. 587; 2001, c. 406; 2002, c. 634; 2004, cc. 539, 799; 2005, c. 514; 2007, cc. 761, 813; 2011, c. 457; 2012, c. 548; 2013, cc. 149, 213.)

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§ 15.2-2226. Adoption or disapproval of plan by governing body.

After certification of the plan or part thereof, the governing body shall post the comprehensive plan or part thereof certified by the local planning commission on a website that is maintained by the governing body or on any other website on which the governing body generally posts information, and that is available to the public or that clearly describes how the public may access information regarding the plan or part thereof being considered for adoption. After a public hearing with notice as required by § 15.2-2204, the governing body shall proceed to a consideration of the plan or part thereof and shall approve and adopt, amend and adopt, or disapprove the plan. In acting on the plan or part thereof, or any amendments to the plan, the governing body shall act within ninety days of the local planning commission's recommending resolution. Any comprehensive plan or part thereof adopted by the governing body pursuant to this section shall be posted on a website that is maintained by the local governing body or on any other website on which the governing body generally posts information, and that is available to the public or that clearly describes how the public may access information regarding the plan or part thereof adopted by the local governing body. Inadvertent failure to post information on a website in accordance with this section shall not invalidate action taken by the governing body following notice and public hearing as required herein.

(Code 1950, § 15-964.4; 1962, c. 407, § 15.1-450; 1975, c. 641; 1976, c. 642; 1997, c. 587; 2000, c. 893; 2009, c. 605.)

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§ 15.2-2223. Comprehensive plan to be prepared and adopted; scope and purpose.

A. The local planning commission shall prepare and recommend a comprehensive plan for the physical development of the territory within its jurisdiction and every governing body shall adopt a comprehensive plan for the territory under its jurisdiction.

In the preparation of a comprehensive plan, the commission shall make careful and comprehensive surveys and studies of the existing conditions and trends of growth, and of the probable future requirements of its territory and inhabitants. The comprehensive plan shall be made with the purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the territory which will, in accordance with present and probable future needs and resources, best promote the health, safety, morals, order, convenience, prosperity and general welfare of the inhabitants, including the elderly and persons with disabilities.

The comprehensive plan shall be general in nature, in that it shall designate the general or approximate location, character, and extent of each feature, including any road improvement and any transportation improvement, shown on the plan and shall indicate where existing lands or facilities are proposed to be extended, widened, removed, relocated, vacated, narrowed, abandoned, or changed in use as the case may be.

B. 1. As part of the comprehensive plan, each locality shall develop a transportation plan that designates a system of transportation infrastructure needs and recommendations that include the designation of new and expanded transportation facilities and that support the planned development of the territory covered by the plan and shall include, as appropriate, but not be limited to, roadways, bicycle accommodations, pedestrian accommodations, railways, bridges, waterways, airports, ports, and public transportation facilities. The plan shall recognize and differentiate among a hierarchy of roads such as expressways, arterials, and collectors. The Virginia Department of Transportation shall, upon request, provide localities with technical assistance in preparing such transportation plan.

2. The transportation plan shall include a map that shall show road and transportation improvements, including the cost estimates of such road and transportation improvements from the Virginia Department of Transportation, taking into account the current and future needs of residents in the locality while considering the current and future needs of the planning district within which the locality is situated.

3. The transportation plan, and any amendment thereto pursuant to § 15.2-2229, shall be consistent with the Commonwealth Transportation Board's Statewide Transportation Plan developed pursuant to § 33.1-23.03, the Six-Year Improvement Program adopted pursuant to subdivision (7)(b) of § 33.1-12, and the location of routes to be followed by roads comprising systems of state highways pursuant to subdivision (1) of § 33.1-12. The locality shall consult with the Virginia Department of Transportation to assure such consistency is achieved. The transportation plan need reflect only those changes in the annual update of the Six-Year Improvement Program that are deemed to be significant new, expanded, or relocated roadways.

4. Prior to the adoption of the transportation plan or any amendment to the transportation plan, the locality shall submit such plan or amendment to the Department for review and comment. The Department shall conduct its review and provide written comments to the locality on the consistency of the transportation plan or any amendment to the provisions of subdivision 1. The Department shall provide such written comments to the locality within 90 days of receipt of the plan or amendment, or such other shorter period of time as may be otherwise agreed upon by the Department and the locality.

5. The locality shall submit a copy of the adopted transportation plan or any amendment to the transportation plan to the Department for informational purposes. If the Department determines that the transportation plan or amendment is not consistent with the provisions of subdivision 1, the Department shall notify the Commonwealth Transportation Board so that the Board may take appropriate action in accordance with subdivision (7)(e) of § 33.1-12.

6. Each locality's amendments or updates to its transportation plan as required by subdivisions 2 through 5 shall be made on or before its ongoing scheduled date for updating its transportation plan.

C. The comprehensive plan, with the accompanying maps, plats, charts, and descriptive matter, shall show the locality's long-range recommendations for the general development of the territory covered by the plan. It may include, but need not be limited to:

1. The designation of areas for various types of public and private development and use, such as different kinds of residential, including age-restricted, housing; business; industrial; agricultural; mineral resources; conservation; active and passive recreation; public service; flood plain and drainage; and other areas;

2. The designation of a system of community service facilities such as parks, sports playing fields, forests, schools, playgrounds, public buildings and institutions, hospitals, nursing homes, assisted living facilities, community centers, waterworks, sewage disposal or waste disposal areas, and the like;

3. The designation of historical areas and areas for urban renewal or other treatment;

4. The designation of areas for the implementation of reasonable ground water protection measures;

5. A capital improvements program, a subdivision ordinance, a zoning ordinance and zoning district maps, mineral resource district maps and agricultural and forestal district maps, where applicable;

6. The location of existing or proposed recycling centers;

7. The location of military bases, military installations, and military airports and their adjacent safety areas; and

8. The designation of corridors or routes for electric transmission lines of 150 kilovolts or more.

D. The comprehensive plan shall include the designation of areas and implementation of measures for the construction, rehabilitation and maintenance of affordable housing, which is sufficient to meet the current and future needs of residents of all levels of income in the locality while considering the current and future needs of the planning district within which the locality is situated.

(1975, c. 641, § 15.1-446.1; 1976, c. 650; 1977, c. 228; 1988, c. 268; 1989, c. 532; 1990, c. 19; 1993, cc. 116, 758; 1996, cc. 585, 600; 1997, c. 587; 2003, c. 811; 2004, cc. 691, 799; 2005, cc. 466, 699; 2006, cc. 527, 563, 564; 2007, c. 761; 2012, cc. 729, 733; 2013, cc. 561, 585, 646, 656.)

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§ 15.2-2225. Notice and hearing on plan; recommendation by local planning commission to governing body; posting of plan on website.

Prior to the recommendation of a comprehensive plan or any part thereof, the local planning commission shall (i) post the comprehensive plan or part thereof that is to be considered for recommendation on a website that is maintained by the commission or on any other website on which the commission generally posts information, and that is available to the public or that clearly describes how the public may access information regarding the plan or part thereof being considered for recommendation, (ii) give notice in accordance with § 15.2-2204, and (iii) hold a public hearing on the plan. After the public hearing, the commission may approve, amend and approve, or disapprove the plan. Upon approval, the commission shall by resolution recommend the plan, or part thereof, to the governing body and a copy shall be certified to the governing body. Any comprehensive plan or part thereof approved by the commission pursuant to this section shall be posted on a website that is maintained by the commission or on any other website on which the commission generally posts information, and that is available to the public or that clearly describes how the public may access information regarding the plan or part thereof approved by the commission and certified to the governing body. Inadvertent failure to post information on a website in accordance with this section shall not invalidate action taken by the local planning commission following notice and public hearing as required herein.

(Code 1950, §§ 15-908, 15-921, 15-922, 15-964.2, 15-964.3; 1958, c. 389; 1962, c. 407, § 15.1-448, 15.1-449; 1968, c. 735; 1975, c. 641; 1976, c. 642; 1997, c. 587; 2009, c. 605.)

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Closed Session Form Motions - Personnel

1. Motion to Convene in Closed Session

FORM MOTION FOR CONVENING CLOSED MEETING

"I move that the Nelson County Board of Supervisors convene in closed session to discuss the following as permitted by Virginia Code § 2.2-3711(A) (1): discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body.

2. Conduct Closed Session

3. Motion to Reconvene in Public Session

4. Motion to Certify Closed Session

CERTIFICATION MOTION AFTER RECONVENING IN PUBLIC SESSION:
(Requires recorded roll call vote)

"I move that the Nelson County Board of Supervisors certify that, in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information act cited in that motion."

June 10, 2014

(1) New Vacancies/Expiring Seats & New Applicants :

Board/Commission	Term Expiring	Term & Limit Y/N	Incumbent	Re-appointment	Applicant (Order of Pref.)
Nelson County Service Authority	6/30/2014	4Years/No Limit	Allen Hale - East		
			Russell Otis - Central	Y	
			Tommy Harvey - North	N	
Local Board of Building Code Appeals	6/30/2014	4Years/No Limit	Robert L. Yoder	Y	
			Robin Meyer	Y	
Economic Development Authority (EDA)	6/30/2014	4Years/No Limit	Natt A. Hall, Jr.	Y	
			J. Alphonso Taylor	Y	
Libarary Advisory Committee	6/30/2014	4Years/No Limit	Ellen Bouton - North	Y	
			Nancy K. Kritzer - East		
Planning Commission	6/30/2014	4Years/No Limit	Phillipa Proulx - North	Y	
			Emily Hunt - East		
			Linda Russell - Central	Y	
Department of Social Services Board	6/30/2014	4Years/2 Term Limit	Joan Giles - West	Y	
			Pauline Page - East	Y	
	6/30/2017		Donald Gray - North	Resigned	
TJ Area Community Criminal Justice Board	6/30/2014	3Years/2 Term Limit*	Jim Hall	Y	

** term limit does not apply if noone else is qualified*

(2) Existing Vacancies:

Board/Commission	Terms Expired	Term & Limit Y/N	Number of Vacancies		
JABA Advisory Council	12/31/2013	2 Year/No Limit	Deborah Harvey	N	No Applications Received

NELSON COUNTY SERVICE AUTHORITY

NAME, ADDRESS & PHONE	TERM 4 Years, No Limits
VACANT– **North District**	June 8, 2010 – June 30, 2014
Russell B. Otis - **Central District** 286 Riverfield Farm LN Faber, VA 22938 H: (434) 263-5527 W: (434) 325-8531 rotiswpoa@cs.com	July 1, 2010 - June 30, 2014
Allen M. Hale- **East District** 3130 Laurel Rd. Shipman, VA 22971 W: (434) 263-8671 super@buteobooks.com	July 1, 2010 -June 30, 2014
Edward L. Rothgeb- **South District** P.O. Box 98 Shipman, VA 22971 H: (434) 263-5272	July 1, 2012 - June 30, 2016
David S. Hight – **West District** P.O. Box 5 Roseland, VA 22967 H: (434) 277-5351	July 1, 2012 - June 30, 2016

Authority : Established by the Code of Virginia §15.2-5113 and Nelson County Code Chapter 12 - Utilities

Membership: 5 Members appointed by Election District.

Term: 4 Years, July 1 – June 30. No term limits

Summary of Duties: To serve as the governing Board of the Nelson County Service Authority.

Meetings: Regular meetings are held monthly on the third Thursday of each month at 2pm. Members are compensated $75 per meeting plus mileage paid at the existing State mileage rate per BOS Resolution dated April 12, 2005.

Nelson County Service Authority Board

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: Russell B. Otis

Signed Name: Russell Otis Date: 5/6/2014

LOCAL BOARD OF BUILDING CODE APPEALS

NAME & ADDRESS	TERM ENDING
Clarence Craig, Jr. 3973 Williamstown Road Shipman, VA 22971 (434) 263-5858	JUNE 30, 2016
Kenneth H. Taylor 2415 Arrington Road Arrington, V A 22922 (434) 263-5564	JUNE 30, 2016
Steve Crandall 13804 Patrick Henry Highway Roseland, V A 22967 (434) 325-2125	JUNE 30, 2016
Robin Meyer (Architect) 15 Orchard Rd. Charlottesville, VA 22903 (434) 987-4112 rmeyer@nelsoncable.com	JUNE 30, 2014
Robert L. Yoder (Architect) 80 Tuckahoe LN Nellysford, VA 22958 (757) 675-1449 BobYoderArchitect@gmail.com	JUNE 30, 2014

LOCAL BOARD OF BUILDING CODE APPEALS

Establishment:

Established per Section 36-105, of the Code of Virginia, 1950 as amended and Section 119 of the Virginia Uniform Statewide Building Code effective March 1, 2011 and Ordinance O2011-05 adopted August 9, 2011

Term:

Four year terms except for the first three initial appointees' terms shall expire on June 30, 2012. The remaining two appointees' terms shall expire June 30, 2014. Members may be re-appointed without limitation. A member appointed to fill a vacancy shall serve the unexpired term of the member being replaced. At the request of the Board of Supervisors, a serving member may sit beyond the expiration of his term until such time as his successor may be appointed; however, the successor's term shall not be extended by such delay.

Composition:

Members of the LBBCA shall be selected by the Board of Supervisors on the basis of their ability to render fair and competent decisions regarding application of the USBC and shall to the extent possible, represent different occupational or professional fields relating to the construction industry. At least one member should be an experienced builder; at least one member should be a licensed architect or professional engineer, and at least one member should be an experienced property manager. Employees and officials of the locality shall not serve as members of the LBBCA.

Summary of Duties:

To rule on disagreements between the local enforcers of the Virginia Statewide Fire Prevention Code ("the SFPC") or the Virginia Uniform Statewide Building Code ("the USBC") and those persons being regulated under the codes. The power of the local board of appeals is to, when presented with an appeal, rule on the application of the SFPC or USBC by the enforcing agency or to rule on the enforcing agency's denial of a modification request. In exercising these powers, the local board of appeals may reverse or affirm, wholly or partly, or modify any decision under review as well as to determine whether an appeal is properly before them

Meetings:

The LBBCA shall meet at least once annually to assure a duly constituted board, appoint officers as necessary, and receive such training on the USBC as may be appropriate or necessary from staff of the locality. Members are compensated $75 per meeting.

Nelson County Local Board of Building Code Appeals

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

X YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: Robin Meyer

Signed Name: Robin J. Meyer Date: 4.15.14

Nelson County Local Board of Building Code Appeals

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

X YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: ROBERT L. YOOER

Signed Name: _____ Date: _____

NELSON COUNTY ECONOMIC DEVELOPMENT AUTHORITY

NAME, ADDRESS & PHONE	TERM
Mark B. Robinette P.O. Box 135 Roseland, VA 22967 434-277-9251 (H) mrobinette@co.bedford.va.us	July 1, 2011 -June 30, 2015 (Appointed 2-14-12)
John Bruguiere 8063 Rockfish Valley Hwy Afton, VA 22920 434-277-5516 (W) 540-456-6778 (H) THB@Ceva.net	July 1, 2011 -June 30, 2015
R. Carlton Ballowe 19218 Thomas Nelson Hwy Faber, VA 22938 434-263-6285 (H) 434-996-7796 (W) catbalu1@aol.com	July 1, 2012 –June 30, 2016 (Appointed 3-12-13)
Emily H. Pelton 1488 Afton Mountain Rd. Afton, VA 22920 434-531-7754 (Cell) 540-456-8000 Ext.103 (W) Emily@veritaswines.com	July 1, 2012 –June 30, 2016
Gregory J. Kelly 602 Wills Lane Lovingston, VA 22949 434-263-8336 gkelly@forcvec.com	July 1, 2013 – June 30, 2017
Natt A. Hall, Jr. 462 Horseshoe Mountain Rd. Roseland, VA 22967 434-361-1780	July 1, 2010 – June 30, 2014

J. Alphonso Taylor
288 Village Rd.
Shipman, VA 22971
434-263-5894 (H)
434-263-6195 (W)

July 1, 2010 – June 30, 2014

Authority:	**Established pursuant to the Code of Virginia §15.2-4903 et seq.**
Membership:	Consists of seven (7) County Resident members
Term:	4 years, July – June (Staggered) with **no term limits.**
Summary of Duties:	To administer the provisions of Virginia State Code §15.2-4905
Meetings:	Meets on the 1st Thursday of each month. Members are compensated $75 per meeting plus mileage.

Nelson County Economic Development Authority

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Committee.

_____ NO – I would not like to be considered for re-appointment to this Committee.

Printed Name: J. Alphonso Taylor

Signed Name: J. Alphonso Taylor Date: April 22 2014

Nelson County Economic Development Authority

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

__√__ YES - I would like to be considered for re-appointment to this Committee.

_____ NO – I would not like to be considered for re-appointment to this Committee.

Printed Name: Nat Hall

Signed Name: Nat D Hall Date: 4/30/14

NELSON COUNTY LIBRARY ADVISORY COMMITTEE

NAME, ADDRESS & PHONE	TERM :4 Years, July-June
Ellen Bouton – **North District** 395 Goodwin Creek Trail Afton, Va. 22920 (540) 456-6746	July 1, 2010 – June 30, 2014
Jane Strauss- **Central District** 112 River View Lane Faber, VA 22938 (434) 263-8294 msjane@ntelos.net	July 1, 2011 - June 30, 2015
Nancy K. Kritzer- **East District** 5018 Stagebridge Rd. Shipman, VA 22971	October 11, 2010 - June 30, 2014
Jean B. Holliday- **South District** 24 Kingswood Ln Arrington, VA 22922 (434) 263-5266	June 30, 2013 – July 1, 2017
Audrey D. Evans – **West District** 1184 Dickie Rd. Roseland, VA 22967 (434) 277-5814 bossmare@ceva.net	July 1, 2012 - June 30, 2016 (Appointed 2-12-13)

Membership: 5 Members by Election District.

Term(s) of Office: Regular Terms are 4 years July – June, with no term limits. Membership is voluntary.

Summary of Duties: To serve in an advisory capacity to the Jefferson Madison Regional Library Nelson member of the Board, the JMRL Librarian, and the Nelson Librarian.

Meetings: Monthly on the 3rd Monday from 4-6 PM at the Nelson Memorial Library. Members serve on a voluntary basis.

Nelson County Library Advisory Committee

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Committee.

_____ NO – I would not like to be considered for re-appointment to this Committee.

Printed Name: Ellen Bouton

Signed Name: Ellen N. Bouton Date: 28 April 2014

NELSON COUNTY PLANNING COMMISSION

NAME, ADDRESS & PHONE	TERM EXPIRATION
Phillipa Proulx – **North District** 950 Avon Road Afton, VA 22920 (540) 456-6849	June 30, 2014
Linda C. Russell- **Central District** 1236 Stoney Creek W. Nellysford, VA 22958 (434) 361-2137	June 30, 2014
Emily K. Hunt- **East District** P.O. Box 150 Schuyler, VA 22969	June 30, 2014
Mary Kathryn Allen- **South District** 1115 Gladstone Road Gladstone, VA 24553 (434) 933-8214 (H) (434) 942-7695 (W) mkallen@vaems.org	June 30, 2016
Michael E. Harman – **West District** 2828 Embly's Gap Road Roseland, VA 22967 (434) 277-5016	June 30, 2016

Authority: Established by the Code of Virginia §15.2-2200 et seq. and County Code Article II, Sec.9-26

Membership: 6 members: 5 Appointments by Election District, with 1 appointed Board of Supervisors member.

Term: 4 Years, July 1 – June 30, **No Term Limits**

Summary of Duties: As Established by the Code of Virginia §15.1-427.1 et seq., the Board members serve in order to promote the orderly development of the County and to plan community centers with adequate highway, utility, health, educational and recreational facilities, and to provide for the needs of agriculture, industry and business in future growth. This includes interpretation and development of the County Zoning and Subdivision Ordinance with review of citizen applications for re-zoning requests, conditional use permits, and subdivision requests with subsequent recommendations to the Board of Supervisors for action on such applications.

Meetings: Regular meetings are held the fourth Wednesday of each month with the exception of November. Members are compensated $75 per meeting plus mileage paid at the existing State mileage rate.

RECEIVED

APR 25 2014

COUNTY ADMINISTRATOR'S OFFICE

Nelson County Planning Commission

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

X YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: Linda Russell

Signed Name: Linda P. Russell Date: 4/22/14

Nelson County Planning Commission

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: PHILIPPA PROULX

Signed Name: P. Proulx Date: 4-15-14

NELSON COUNTY SOCIAL SERVICES BOARD

NAME, ADDRESS & PHONE	TERM (July – June) 4 Years, **2 Term Limit**
Joan Giles – **West District** 719 Cow Hollow Road Roseland, VA 22967 (434) 277-9266 Jgiles1242@gmail.com	July 1, 2010 – June 30, 2014 **(Reg. Term 1)**
Pauline Page – **East District** 134 Miles LN Faber, VA 22938 434-263-8223 nomondays@aol.com	July 1, 2010 – June 30, 2014 **(Reg. Term 1)**
Constance Brennan 524 Buck Creek Lane Faber, VA 22938 H (434) 263-4690 connie@cstone.net	January 2014 – December 31, 2014
Donald Gray – **North District** 1188 Afton Mtn. Rd. Afton, VA 22920 540-456-6016	July 1, 2013 – June 30, 2017 **(Reg. Term 2)** (Effective October 1, 2009)
Joseph B. Williamson – **South District** 115 Phoenix Rd. Arrington, VA 22922 (434) 263-8874 jwilliamson@nelson.k12.va.us	July 1, 2011 – June 30, 2015 **(Reg. Term 1)**
Clifford Savell – **Central District** 14 Crystal Lane Faber, VA 22938 434-361-0165 funex@falafeldog.com	July 1, 2012 – June 30, 2016 **(Reg. Term 1)**

Authority: Established by the Code of Virginia §63.2-300 et seq.

Membership: 5 Members appointed by Election District.

Term: 4 Years, July 1 – June 30. **2 term limit**

Summary of Duties: To provide, either directly or through the purchase of services subject to the supervision of the Commissioner and in accordance with regulations adopted by the Board, any or all child welfare services herein described when such services are not available through other agencies serving residents in the locality such as: Protecting the welfare of all children including handicapped, homeless, dependent, or neglected children; preventing or remedying, or assisting in the solution of problems that may result in the neglect, abuse, exploitation or

delinquency of children; preventing the unnecessary separation of children from their families by identifying family problems, assisting families in resolving these problems and preventing the break up of the family where preventing the removal of a child is desirable and possible;

NELSON COUNTY SOCIAL SERVICES BOARD

Summary of Duties Cont'd:

Restoring to their families children who have been removed by providing services to the families and children; placing children in suitable adoptive homes in cases where restoration to the biological family is not possible or appropriate; and assuring adequate care of children away from their homes in cases where they cannot be returned home or placed for adoption.

The local board is also authorized and, as may be provided by regulations of the Board, shall provide rehabilitation and other services to help individuals attain or retain self-care or self-support and such services as are likely to prevent or reduce dependency and, in the case of dependent children, to maintain and strengthen family life.

Meetings: Regular meetings are held monthly on the third Tuesday of each month at 1:00 PM at the Dept. of Social Services building in Lovingston. Members are compensated $75 per meeting plus mileage paid at the existing State mileage rate.

Nelson County Social Services Board

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: Pauline Page

Signed Name: PAULINE Page Date: 4-16-14

Nelson County Social Services Board

Please return form to:

County Administrator's Office
Attn: Candy McGarry - Appointments
P.O. Box 336
Lovingston, VA 22949
Fax: (434) 263-7004 or cmcgarry@nelsoncounty.org

✓ YES - I would like to be considered for re-appointment to this Board/Committee.

_____ NO – I would not like to be considered for re-appointment to this Board/ Committee.

Printed Name: JOAN Giles

Signed Name: Joan Giles Date: 5-16-14

RECEIVED

MAY 23 2014

COUNTY ADMINISTRATOR'S
OFFICE

Stephen A. Carter
Administrator

Dear Mr Carter

Due to my medical problems I feel I must resign my board membership on the Nelson County Social Services Board effective July 31 2014. It has been a pleasure to serve and I thank the County for giving me this opportunity.

Sincerely,

Donald E. Gray
1188 Afton Mountain Road
Afton, Va. 22920

THOMAS JEFFERSON AREA COMMUNITY CRIMINAL JUSTICE BOARD

NAME, ADDRESS & PHONE	TERM
Governing Body Representative	Annually Appointed
Connie Brennan connie@cstone.net 524 Buck Creek Lane Faber, VA 22938 434-263-4690	January 1, 2014– December 31, 2014 (Annual BOS Resolution)
Citizen Representative	3 Years, 2 Consecutive Term Limit
James E. Hall jimhall171@gmail.com 194 Horseshoe Rd. Arrington, VA 22922 434-263-6343	July 1, 2011 – June 30, 2014 **(Term 3)**

Authority: Established by the Code of Virginia §53.1-180 et seq. & §19.2-152 et seq.

Membership: Local membership is one (1) Governing Body Representative and one (1) Citizen Representative. Members serve on a volunteer basis.

Term(s) of Office: The Governing Body representative is annually appointed at the BOS annual organizational meeting; the Citizen Representative Term is 3 years with a **2 consecutive term limit unless no other person meets the criteria for the position.**

Summary of Duties: To enable participating localities to work together to develop community-based pretrial court services and post conviction alternatives to incarceration for misdemeanants and certain non-violent felons.

Meetings: Meetings are held 4 times a year usually on a Monday evening at 5:00 PM at the Albemarle County Office Building. Thomas Jefferson Area Community Criminal Justice Board, Thomas Jefferson Area Crisis Intervention Team (CIT), 750 Harris Street, Suite 207, Charlottesville, VA 22902, Office: (434) 296 - 2441 Ext: 117, FAX: (434) 979 – 4038 thomasvh@oar-jacc.org

Candy McGarry

From: Jim Hall <jimhall171@gmail.com>
Sent: Thursday, April 17, 2014 11:08 AM
To: Candy McGarry
Cc: 'Stephanie Garbo'
Subject: FW: CCJB Question
Attachments: Continued Service - TJ Community Criminal Justice Board James E. Hall.doc

Mrs. McGarry,
I did send an email inquiring about the reappointment to CCJB over a month ago. Apparently like other emails it went into the Never Never Land of Emails. I do appreciate the outline you have given Miss Garbo and myself concerning the appointment. As I have stated in the past I do want to continue to serve on the CCJB and await any other correspondence that you may send.

I do hope that the information you have provided will answer Miss Garbo's questions.

Thank You

Jim Hall, Colonel
Retired Police Chief
Nelson County Rep.
194 Horseshoe Road
Arrington, VA 22922
434-579-1139 (Cell)
434-263-6343 (Home)

From: Candy McGarry [mailto:CMcGarry@nelsoncounty.org]
Sent: Thursday, April 17, 2014 10:20 AM
To: jim hall
Cc: Stephanie Garbo
Subject: RE: CCJB Question
Importance: High

Hi Jim,

I have not received any correspondence from you regarding your CCJB appointment (are you thinking of the James River ASAP Board?); however it does expire 6/30/2014. This is the end of your third consecutive term and we were going with the following code language which allowed you continue beyond your 2 term limit (see attached letter dated June 21, 2011):

the Citizen Representative Term is 3 years with a 2 consecutive term limit *unless no other person meets the criteria for the position.*

We will advertise the seat and if no other person meets the criteria for the position, I am confident the BOS will make your reappointment at either their June 10th or July 8th meeting. We will keep you apprised of how the solicitation for candidates is going and do very much appreciate your service and willingness to continue to serve on the Board!

Please let me know if you have any other questions/concerns, thank you!

Best, Candy

Candy McGarry
Nelson County Administrator's Office
Administrative Asst./Deputy Clerk
ph: 434-263-7002
fax: 434-263-7004

From: jim hall [mailto:jimhall171@gmail.com]
Sent: Thursday, April 17, 2014 10:00 AM
To: Stephanie Garbo
Cc: Candy McGarry
Subject: Re: CCJB Question

I have contacted Mrs McGarry but have not heard back. By way of this email I am copying her.
I am not sure when the Board of Supervisors will make the appointment. I have indicated to Mrs. McGarry that I am willing to continue to serve on the CCJB.
I plan to be at the Executive Board meeting on May 5th at 4:30 pm.

Jim

On Apr 17, 2014 9:15 AM, "Stephanie Garbo" <sgarbo@oar-jacc.org> wrote:

Good Morning,

I am following up from our meeting in March about you potentially being reappointed to serve on the CCJB. I had that it was your first term that was ending on 6/30/14. You stated it was definitely not your first term and you would talk to the Nelson County BOS to determine if they would reappoint you or someone else.

Our next meeting is on 5/5 5:30-7, with the Executive Committee meeting at 4:30. The meeting will be at the Thomas Jefferson Planning District (407 E Water St. Charlottesville). I am working on finalizing the agenda.

Thank you for all of your assistance.

Stephanie Garbo, MA

Criminal Justice Coordinator

OAR-Jefferson Area Community Corrections

750 Harris St. Suite 207

Charlottesville, VA 22903

434-296-2441 x117

Fax: 434-979-4038